

STATE OF NORTH DAKOTA

Journal of the Senate

of the

Thirty-eighth Session

of the

Legislative Assembly

Begun and held at the Capitol at Bismarck,
January 8 to March 8, 1963, Inclusive

FRANK WENSTROM
Williston, N. Dak.
President of the Senate

HOWARD F. DOHERTY
Dickinson, N. Dak.
Secretary of the Senate

MEMBERS OF THE SENATE, 1963

DIST.	NAME	ADDRESS	BUSINESS OR OCCUPATION	MARITAL STATUS	MEMBER DURING SESSION OF
	Lt. Gov. Frank Wenstrom	Williston	Farmer	Married	1957-59
1	Grant Trenbeath	Nече	Farmer	Married	1957-59-61
2	Walter Dahlund	Kenmare	Farmer	Married	
3	C. F. Harris	Park River	Bulk oil dealer and farmer	Married	1961
4	Elton W. Ringsak	Grafton	Attorney	Married	1959-61
5	Duane Mutch	Larimore	Oil Jobber, Tire Distributor	Married	1959-61
6	George Saumur	Grand Forks	Farmer	Married	1957-59-61
7	George Longmire	Grand Forks	Lawyer	Married	1957-59-61
8	Oscar J. Sorlie	Buxton	Farmer	Married	
9	Lee F. Brooks	Fargo	Lawyer	Widower	1957-59-61
10	George A. Sinner	Casselton	Farmer	Married	
11	Harry W. Wadeson	Alice	Farmer	Married	1953-55-57-59-61
12	A. W. Luick	Fairmount	Farmer	Married	1951-53-55-57-59-61
13	Leonard A. Bopp	Cogswell	Farmer	Married	1961
14	Donald C. Holand	Lisbon	Lawyer	Married	1955-57-59-61
15	P. L. Foss	Valley City	Druggist	Widower	1941-43-45-47-49-51-53-55-57-59-61
16	Carrol Torgerson	Cooperstown	Merchant	Married	
17	Alex Miller	Michigan	Farmer	Married	1957-59-61
18	Richard E. Forkner	Langdon	Publisher	Married	
19	Phillip Berube	Belcourt	Farmer	Married	1953-55-57-59-61
20	Bronald Thompson	Oberon	Elevator Manager	Married	1959-61
21	J. H. Mahoney	Devils Lake	Physician	Married	
22	H. B. Baeverstad	Cando	Farm Manager	Married	1951-53-55-57-59-61
23	R. E. Meidinger	Jamestown	Real Estate and Insurance	Married	1953-55-57-59-61
24	Emil T. Nelson	Edgeley	Farmer	Married	1955-57

MEMBERS OF THE SENATE, 1963 — (Continued)

DIST.	NAME	ADDRESS	BUSINESS OR OCCUPATION	MARITAL STATUS	MEMBER DURING SESSION OF
25	C. G. Kee	Ellendale	Implement Dealer	Married	1957-59-61
26	Robert Chesrown	Linton	Attorney	Married	
27	Evan E. Lips	Bismarck	Insurance	Married	1961
28	Edwin C. Becker, Jr.	Willow City	Farmer	Single	1959-61
29	C. W. Baker	Minot	Radio Operator	Married	1961
30	Emil E. Kautzmann	Mandan	Banker	Single	
31	Wm. R. Reichert	Dickinson	Attorney	Married	1961
32	H. O. Beck	Carrington	Merchant	Married	
33	Aloys Wartner, Jr.	Harvey	Lawyer	Married	1957-59-61
34	Benoer N. Kjos	Drake	Car Dealer	Single	
35	Harry W. George	Steele	Banker and Rancher	Married	1957-59-61
36	Gail H. Hernett	Ashley	Banker	Married	1955-57-59-61
37	Kenneth L. Morgan	Walcott	Farmer	Married	1957-59-61
38	Theron L. Strinden	Litchville	Hardware, Auto and Implement	Married	
39	Leland Roen	Bowman	Farmer	Married	1957-59-61
40	Rolland Redlin	Crosby	Farmer	Married	1959-61
41	Arne G. Sanford	Watford City	Implement and Auto Dealer	Married	
42	Eugene Tuff	Barton	Farmer	Married	1955-57
43	Orville Witteman	Mohall	Farmer	Married	1961
44	Clark Van Horn	Parshall	Farmer	Married	1959-61
45	Iver Solberg	Ray	Farmer	Married	1941-43-49-51-53-55-57-61
46	Dave M. Robinson	Coleharbor	Farmer	Married	
47	Dwight Kamrath	Elgin	Farmer	Married	1961
48	Dan Kisse	Halliday	Farmer, Rancher	Married	1959-61
49	Lloyd Erickson	Hettinger	Farmer	Married	1957-59-61

ERRATA

On page 244: Report of Standing Committee should read Senate Resolution No. 2. Was delivered to the Secretary of State, instead of to Governor.

On page 374: First report of Standing Committee should read, "and finds the same correctly Engrossed instead of re-engrossed.

On page 647: Report of Standing Committee: After: Senate Memorial Resolution 1000 insert: Senate Memorial Resolution 1001.

On page 828: Signing of Bills. House Bill No. 540 appears twice in same message. Omit one.

On page 866 and 867: Report of Standing Committee: at bottom of page 866 and top of 867: Report should read: "and find the same correctly Enrolled", instead of engrossed.

On page 1071: Report of Standing Committee: After Senate Concurrent Resolution "Z" insert Senate Resolution No. 7.

On page 1072: Just before Message to House insert Report. Signing of Bills:

Senate Resolution No. 3
Senate Resolution No. 6
Senate Resolution No. 7

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

On page 1076: Report of Standing Committee after: Senate Resolution No. 6 add: Senate Resolution No. 3, Senate Resolution No. 7.

On page 1181: Second Committee report on page: Senate Bill No. 1 should be inserted at top of report before Senate Concurrent Resolution "DDD". And finds the same correctly Enrolled.

On page 1181: Message to House. After Senate Bill No. 360 insert: Senate Concurrent Resolution "DDD".

OFFICERS AND EMPLOYEES

of the

SENATE OF NORTH DAKOTA

of the

THIRTY-EIGHTH LEGISLATIVE ASSEMBLY

1963

Howard F. Doherty.....	Dickinson.....	Secretary of the Senate
Arthur Herk.....	Fingal.....	Asst. Secretary of Senate
Dagny Olson.....	Devils Lake.....	Desk Reporter
J. Vernon Asheim.....	Mohall.....	Bill Clerk
A. E. Bradley.....	Rock Lake.....	Sergeant-at-Arms
Sven Haugsjaa.....	Pekin.....	Asst. Sergeant-at-Arms
Donna Heisler.....	Mandan.....	Secretary to Lt. Governor
Vonny Mushik.....	Bismarck.....	Enroll. & Engross. Clerk
Roy Gilbreath.....	Mott.....	Enroll. & Engross. Clerk
Rebecca Quanrud.....	Bismarck.....	Chief Steno. & Payroll Ck.
Agnes Ellwein.....	Bismarck.....	Stenographer
Lois Scherr.....	Bismarck.....	Stenographer
Shirley Shaw.....	Mandan.....	Stenographer
Pearl A. Engen.....	Bismarck.....	Committee Clerk
Ruby O. Herr.....	Bismarck.....	Committee Clerk
Constance McQuay.....	Drake.....	Committee Clerk
Gerald Shafer.....	Watford City.....	Committee Clerk
Margaret Stolee.....	Bismarck.....	Committee Clerk
Myrtle Steen.....	Bismarck.....	Appro. Committee Clerk
Lyman Lee.....	Bismarck.....	Calendar Clerk
William Campbell.....	Fairmount.....	Sprvsr. Personnel, Page
Edna Mae Bohe.....	Washburn.....	Page, Bill Book Att.
William S. Brown.....	Pembina.....	Page, Bill Book Att.
Cora Russell.....	Mandan.....	Page, Bill Book Att.
Robert G. Ellsworth.....	Maxbass.....	Messgr. to Gov., House
Frank J. Seavert.....	Forman.....	Supply Room Attendant
Celia Fowler.....	Bismarck.....	Telephone Attendant
Helen Eckmann.....	Mercer.....	Asst. Tele., Bill Book Att.
Iver Kval.....	Lisbon.....	Parking Lot Attendant
Effie Hamry.....	Bismarck.....	Postmistress
Marion I. Walter.....	Bismarck.....	Floorleaders' Clerk
Arvid Kjos.....	Wyndmere.....	Chief Doorkeeper
Jacob Albrecht.....	Steele.....	Doorkeeper
Edwin P. Thompson.....	Crosby.....	Doorkeeper
Mary Upham.....	Mandan.....	Proofreader for Journal
Arndt Erickson.....	Rugby.....	Proofreader for Journal
Philip Henry.....	St. John's.....	Bill Book Attendant
Jacob Hoffert.....	Esmond.....	Bill Book Attendant
V. J. Melarvie.....	Larimore.....	Bill Book Attendant
G. K. Ness.....	Fordville.....	Bill Book Attendant
Carl Remmich.....	Streeter.....	Bill Book Attendant
Edna Jones.....	Bismarck.....	Mail Rm., Bill Book Att.
A. K. Siller.....	Langdon.....	Mail Rm., Bill Book Att.
Robert Dahl.....	Bismarck.....	Mail Room Clerk
E. O. Hougen.....	Wheelock.....	Mail Room Clerk
Miles Nelson.....	Rugby.....	Mail Room Clerk
Martin Kilwein.....	Dickinson.....	Bill Room Attendant
Ervin E. Troske.....	New Rockford.....	Bill Room Attendant
Helen M. Ingman.....	Belfield.....	Receptionist
E. Wilson Willoughby.....	Grace City.....	Cloakroom Attendant

SENATE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Grant Trenbeath	Neché
2.	Pt. Ward	Walter Dahlund	Kenmare
3.	Pt. Walsh	C. F. Harris	Park River
4.	Pt. Walsh	Elton W. Ringsak	Grafton
5.	Pt. Grand Forks	Duane Mutch	Larimore
6.	Pt. Grand Forks	George Saumur	Grand Forks
7.	Pt. Grand Forks	George Longmire	Grand Forks
8.	Trail	Oscar J. Sorlie	Buxton
9.	Pt. Cass	Lee F. Brooks	Fargo
10.	Pt. Cass	George A. Sinner	Casselton
11.	Pt. Cass	Harry W. Wadeson	Alice
12.	Pt. Richland	A. W. Luick	Fairmount
13.	Sargent	Leonard A. Bopp	Cogswell
14.	Ransom	Donald C. Holand	Lisbon
15.	Pt. Barnes	P. L. Foss	Valley City
16.	Griggs-Steele	Carrol Torgerson	Cooperstown
17.	Nelson	Alex Miller	Michigan
18.	Cavalier	Richard E. Forkner	Langdon
19.	Rolette	Philip Berube	Belcourt
20.	Benson	Bronald Thompson	Oberon
21.	Ramsey	J. H. Mahoney	Devils Lake
22.	Towner	H. B. Baeverstad	Cando
23.	Stutsman	R. E. Meidinger	Jamestown
24.	LaMoure	Emil T. Nelson	Edgeley
25.	Dickey	C. G. Kee	Ellendale
26.	Emmons	Robert Chesrown	Linton
27.	Burleigh	Evan E. Lips	Bismarck
28.	Bottineau	E. C. Becker, Jr.	Willow City
29.	Pt. Ward	C. W. Baker	Minot
30.	Morton	Emil E. Kautzmann	Mandan
31.	Stark	William R. Reichert	Dickinson
32.	Eddy-Foster	H. O. Beck	Carrington
33.	Wells	Aloys Wartner, Jr.	Harvey
34.	McHenry	Bencer N. Kjos	Drake
35.	Kddr-Sherid'n	Harry W. George	Steele
36.	McIntosh-Lg'n	Gail H. Hernet	Ashley
37.	Pt. Richland	Kenneth L. Morgan	Walcott
38.	Pt. Barnes	Theron L. Strinden	Litchville
39.	Billings- Bowman-Gold- en Valley-Slope	Leland Roen	Bowman
40.	Burke-Divide	Rolland Redlin	Crosby
41.	McKenzie	A. G. Sanford	Watford City
42.	Pierce	Eugene Tuff	Barton
43.	Renville	Orville Witteman	Mohall
44.	Mountrail	Clark Van Horn	Parshall
45.	Williams	Iver Solberg	Ray
46.	McLean	Dave M. Robinson	Coleharbor
47.	Grant-Sioux	Dwight Kamrath	Elgin
48.	Mercer-Dunn- Oliver	Dan Kisse	Halliday
49.	Adams-Hettin'r	Lloyd Erickson	Hettinger

HOUSE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Albert J. Christopher	Pembina
		Don Halcrow	Drayton
		John Unke	Cavalier
2.	Pt. Ward	L. D. (Lee) Christensen	Kenmare
3.	Pt. Walsh	Henry O. Lundene	Adams
		Lloyd Staven	Park River
4.	Pt. Walsh	Wilfred Collette	Grafton
5.	Pt. Grand Forks	Arthur G. Bilden	Northwood
6.	Pt. Grand Forks	Kenneth C. Lowe	Grand Forks
7.	Pt. Grand Forks	Kenneth Tweten	Reynolds
8.	Traill	Ralph Diehl	Hillsboro
		Eldred N. Dornacker	Mayville
		Gilman Wastvedt	Hatton
9.	Pt. Cass	Gordon S. Aamoth	Fargo
		Murray A. Baldwin	Fargo
		K. A. Fitch	Fargo
		James E. Leahy	Fargo
		Jacque Stockman	Fargo
10.	Pt. Cass	Everett N. Paulsen	West Fargo
		Harry Bergman	Argusville
11.	Pt. Cass	Mrs. Anna Powers	Leonard
		Francis E. Weber	Wheatland
12.	Pt. Richland	A. B. Burvee	Fairmount
		Vernon Anderson	Dwight
		Ole Breum	Rutland
13.	Sargent	K. O. Nygaard	DeLamere
		Vernon Dagman	Enderlin
14.	Ransom	Lawrence Dick	Englevale
		Ernest N. Johnson	Dazey
15.	Pt. Barnes	Donald W. Loder	Cooperstown
		Kenneth Gronhovd	Hatton
		Gillman C. Olson	Cooperstown
17.	Nelson	Irwin A. Reiten	Petersburg
		Lester Larson	Brocket
18.	Cavalier	Glen Goodman	Milton
		Albert Bowles	Milton
		Frank Shablów	Langdon
19.	Rolette	Oscar Solberg	Mylo
		Gerhart Wilkie	Rolla
20.	Benson	Harold R. Hofstrand	Leeds
		S. F. Hoffner	Esmond
21.	Ramsey	Sybil B. Kelly	Devils Lake
		Selmer Overbo	Hampden
		Louis Leet	Webster
22.	Towner	Jack M. Currie	Cando
		Howard Vogel	Cando
23.	Stutsman	Henry Ganser	Cleveland
		Clifford L. Lindberg	Jamestown
		John Neukircher	Jamestown
		Robert F. Reimers	Melville
24.	LaMoure	William Gackle	Kulm
		Milo Knudsen	Edgeley
		Ed N. Davis	Monango
25.	Dickey	L. C. Mueller	Oakes
		Howard F. Bier	Hazelton
26.	Emmons	E. A. Tough	Linton

Dist.	County	Name	Address
27.	Burleigh	R. Fay Brown	Bismarck
		James W. Johnston	Bismarck
		Vernon E. Wagner	Bismarck
28.	Bottineau	Olaf M. Berg	Souris
		Chester Fossum	Maxbass
		Martin E. Vinje	Bottineau
29.	Pt. Ward	Brynhild Haugland	Minot
		Ted G. Maragos	Minot
		Stanley Saugstad	Minot
		Raymond G. Vendsel	Minot
30.	Morton	Donald L. Hertz	Mandan
		Wm. N. Gietzen	Glen Ullin
		Carl A. Meyer	Flasher
31.	Stark	Richard Elkin	Taylor
		Mike Olienyk	Belfield
		Ray Schnell	Dickinson
32.	Eddy-Foster	Russell L. Belquist	New Rockford
		Don Nicolson	Carrington
33.	Wells	Arne Dahl	Harvey
		Bryce Streibel	Fessenden
34.	McHenry	Russell Boutilier	Granville
		Floyd Ettestad	Drake
		Emil Anderson	Upham
35.	Kidder-Sheridan	Gottlieb Frank	Kief
		Robert D. Mosal	Goodrich
36.	McIntosh-Logan	Eldon L. Goebel	Lehr
		Emil E. Schaffer	Gackle
		Joe Welder	Napoleon
37.	Pt. Richland	Treadwell Haugen	Wyndmere
		Thomas R. Stallman	Barney
38.	Pt. Barnes	Ralph M. Winge	Litchville
39.	Billings-Bowman-Golden Valley-Slope	Lawrence G. Bowman	Bowman
		A. R. Miller	Beach
		M. C. Tescher	Sentinel Butte
40.	Burke-Divide	Martin L. Olsen	Fortuna
		Sam O. Bloom	Alkabo
		M. E. Glaspey	Lignite
41.	McKenzie	J. Garvin Jacobson	Alexander
		Arthur A. Link	Alexander
42.	Pierce	Edw. A. Seel	Rugby
		Vincent B. Rieger	Esmond
43.	Renville	Richard J. Backes	Glenburn
44.	Mountrail	Wm. Erickson	Stanley
		Harold G. Skaar	New Town
45.	Williams	Walter O. Burk	Williston
		Olaf Opedahl	Tioga
		Clarence Poling	Williston
46.	McLean	Walter Christensen	Mercer
		Donald Giffey	Roseglen
		Otto Hauf	Max
47.	Grant-Sioux	John J. Bader	New Leipzig
		Joseph Menz	Fort Yates
48.	Mercer-Dunn-Oliver	J. L. Connolly	Golden Valley
		Leonard J. Davis	Killdeer
		Walter Kitzmann	Hannover
49.	Adams-Hettinger	Milon Austin	Mott
		I. E. Bratcher	Mott

PAYROLL

of the

SENATE OF NORTH DAKOTA

for the

THIRTY-EIGHTH LEGISLATIVE ASSEMBLY

1963

Position	Wage
Secretary of the Senate	\$25.00
Assistant Secretary of the Senate	20.00
Desk Reporter	25.00
Bill Clerk	17.00
Sergeant-at-Arms	12.00
Assistant Sergeant-at-Arms	10.00
Secretary to Lt. Governor	15.00
Enrolling and Engrossing Clerk	14.00
Enrolling and Engrossing Clerk	14.00
Chief Stenographer and Payroll Clerk	20.00
Stenographer	14.00
Stenographer	14.00
Stenographer	14.00
Committee Clerk	14.00
Committee Clerk	14.00
Committee Clerk	14.00
Committee Clerk	14.00
Committee Clerk	14.00
Appropriation Committee Clerk	15.00
Calendar Clerk	15.00
Supervisor of Personnel and Page	18.00
Page and Bill Book Attendant	11.00
Page and Bill Book Attendant	11.00
Page and Bill Book Attendant	11.00
Messenger to Governor and the House	11.00
Supply Room Attendant	12.00
Telephone Attendant	12.00
Assistant Telephone and Bill Book Attendant	11.00
Parking Lot Attendant	14.00
Postmistress	12.00
Floorleaders' Clerk	14.00
Chief Doorkeeper	12.00
Doorkeeper	10.00
Doorkeeper	10.00
Proofreader for Journal	12.00
Proofreader for Journal	12.00
Bill Book Attendant	11.00
Bill Book Attendant	11.00
Bill Book Attendant	11.00
Bill Book Attendant	11.00
Bill Book Attendant	11.00
Mail Room and Bill Book Attendant	11.00
Mail Room and Bill Book Attendant	11.00
Mail Room Clerk	10.00
Mail Room Clerk	10.00
Mail Room Clerk	10.00
Bill Room Attendant	10.00
Bill Room Attendant	10.00
Receptionist	10.00
Cloakroom Attendant	10.00

TUESDAY, JANUARY 8, 1963

1

"Buy North Dakota Products"

Journal of the Senate



Thirty-eighth Legislative Assembly

FIRST DAY

Bismarck, January 8, 1963

At the hour of twelve o'clock noon of the eighth day of January, 1963, according to the Constitution of the State of North Dakota, the Legislative Assembly of the State of North Dakota, the holdover members and members elected to the Senate of the Thirty-eighth Legislative Assembly, assembled in the North Dakota State Capitol Building at Bismarck, North Dakota, were called to order by Howard F. Doherty, Secretary of the Thirty-seventh Legislative Assembly of the State of North Dakota.

The following communications were received from the Secretary of State:

STATE OF NORTH DAKOTA

Department of State
Bismarck

January 7, 1963

Secretary of the Senate
Thirty-eighth 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 Senate of the Thirty-eighth Legislative Assembly of the State of North Dakota:

Dist.	County	Name	Address
2	Pt. Ward	Walter Dahlund	Kenmare
4	Pt. Walsh	Elton W. Ringsak	Grafton
6	Pt. Grand Forks	George Saumur	Grand Forks
8	Trails	Oscar J. Sorlie	Buxton
10	Pt. Cass	George A. Sinner	Casselton
12	Pt. Richland	A. W. Luick	Fairmount
14	Ransom	Donald C. Holand	Lisbon
16	Griggs-Steele	Carrol Torgerson	Cooperstown
18	Cavalier	Richard E. Forkner	Langdon
20	Benson	Bronald Thompson	Oberon
21	Ramsey	J. H. Mahoney	Devils Lake
22	Towner	H. B. Baeverstad	Cando
24	LaMoure	Emil T. Nelson	Edgeley
26	Emmons	Robert Chesrown	Linton
28	Bottineau	Edwin C. Becker, Jr.	Willow City
30	Morton	Emil E. Kautzmann	Mandan
32	Eddy-Foster	H. O. Beck	Carrington

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Dist.	County	Name	Address
34	McHenry	Bencer N. Kjos	Drake
36	McIntosh-Logan	Gail H. Hernet	Ashley
38	Pt. Barnes	Theron L. Strinden	Litchville
40	Burke-Divide	Rolland Redlin	Crosby
41	McKenzie	Arne G. Sanford	Watford City
42	Pierce	Eugene Tuff	Barton
44	Mountrail	Clark Van Horn	Parshall
46	McLean	Dave M. Robinson	Coleharbor
48	Mercer-Dunn- Oliver	Dan Kisse	Halliday

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 7th day of January, 1963.

BEN MEIER
Secretary of State
for North Dakota

STATE OF NORTH DAKOTA
Department of State
Bismarck

January 7, 1963

Secretary of the Senate
Thirty-eighth 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 hold-over Senators, elected at the General Election in 1960, and duly qualified by the Thirty-seventh Legislative Assembly.

Dist.	County	Name	Address
1	Pembina	Grant Trenbeath	Neché
3	Pt. Walsh	C. F. Harris	Park River
5	Pt. Grand Forks	Duane Mutch	Larimore
7	Pt. Grand Forks	George Longmire	Grand Forks
9	Pt. Cass	Lee F. Brooks	Fargo
11	Pt. Cass	Harry W. Wadson	Alice
13	Sargent	Leonard A. Bopp	Cogswell
15	Pt. Barnes	P. L. Foss	Valley City
17	Nelson	Alex Miller	Michigan
19	Rolette	Philip Berube	Belcourt
23	Stutsman	R. E. Meidinger	Jamestown
25	Dickey	C. G. Kee	Ellendale
27	Burleigh	Evan E. Lips	Bismarck
29	Pt. Ward	C. W. Baker	Minot
31	Stark	Wm. R. Reichert	Dickinson
33	Wells	Aloys Wartner, Jr.	Harvey
35	Kidder-Sheridan	Harry W. George	Steele
37	Pt. Richland	Kenneth L. Morgan	Walcott
39	Billings-Bowman- Golden Valley- Slope	Leland Roen	Bowman
43	Renville	Orville Witteman	Mohall
45	Williams	Iver Solberg	Ray
47	Grant-Sioux	Dwight Kamrath	Elgin
49	Adams-Hettinger	Lloyd Erickson	Hettinger

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 7th day of January, A.D. 1963.

BEN MEIER
Secretary of State
for North Dakota.

Senator Hernettt moved that a committee of three be appointed by the Secretary 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 George, Morgan and Solberg.

Senator Hernettt moved that a committee of three be appointed by the Secretary to escort Chief Justice James Morris of 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 Longmire, Brooks, and Reichert.

Chief Justice Morris then administered the oath of office to Lieutenant Governor F. A. Wenstrom, who thereupon took charge of the proceedings.

Chief Justice Morris then administered the oath of office to the newly elected Senators.

Prayer by Chaplain Rev. Cecil Leek, Pastor of the Congregational United Church of Christ, of Williston, North Dakota. Rev. Leek being pastor of the church of which Lt. Gov. Wenstrom is a member.

"Almighty God, who guides the destiny of men and nations that put their trust in Thee. We invoke Thy blessings upon this 38th Session of our Senate. Add to the knowledge of this company of public servants wisdom to match today's needs; that from these halls may come faith, hope and justice for all in their pursuit of life, liberty and happiness. Amen."

ROLL CALL

The roll was called and there were present, 49, absent, 0.

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadson
Hernettt	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

A quorum was declared by the President.

Senator Kisse moved that the name of Howard F. Doherty of Stark County be placed in nomination for the office of Secretary of the Senate.

Senator Wadeson moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of Howard F. Doherty as Secretary of the Senate, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Howard F. Doherty 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 Lips moved that the name of Dagny Olson of Ramsey County be placed in nomination for the position of Desk Reporter.

Senator Kee moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of Dagny Olson as Desk Reporter, the roll was called and there were ayes, 49, nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Dagny Olson was declared elected as Desk Reporter.

The Lieutenant Governor then administered the oath of office to the Desk Reporter-elect.

Senator Baeverstad moved that the name of A. E. Bradley of Townner County be placed in nomination for the position of Sergeant-at-Arms.

Senator Wadeson moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of A. E. Bradley, as Sergeant-at-Arms of the Senate, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

A. E. Bradley was declared elected Sergeant-at-Arms of the Senate.

The Lieutenant Governor then administered the oath of office of the Sergeant-at-Arms elect.

Senator Harris 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 Harris, Roen and Van Horn.

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

The President appointed as such committee Senators Mutch, Sorlie and Bopp.

Lt. Gov: The gavel with which the Secretary of the Senate was privileged to call this session to order and which I have been privileged to use at this desk, is owned by our former Lt. Gov. C. P. Dahl. As you recall Lt. Gov. Dahl presided over this body at six different sessions. This gavel also has opened the sessions of 1945, 1947, 1949, 1953, 1955, 1957 and 1961. Howard and I are most appreciative of being privileged to use this gavel today.

MESSAGES FROM THE HOUSE

A committee from the House reported that the House was organized and ready to transact business.

MOTIONS

Senator Van Horn announced that the committee appointed to inform the Governor that the Senate is organized and ready to receive any message, had performed its duty and requested that they be discharged, which request was granted.

Senator Mutch announced that the committee appointed to inform the House of Representatives that the Senate was organized and ready to transact business, had performed its duty and requested that they be discharged, which request was granted.

Senator Hernettt moved that the Rules of the Thirty-seventh Legislative Assembly be adopted as the temporary rules of the Senate of the Thirty-eighth Legislative Assembly.

Senator Foss moved that the motion of Senator Hernettt be amended as follows:

RULE 39. STANDING COMMITTEES

The Senate shall elect a Committee on Committees to consist of eight members of which the President of the Senate shall be the Chairman, and which committee shall appoint the following standing committees classified in accordance with the usual amount of work and concerned with matters in the field as indicated:

1. AGRICULTURE, eleven members. Agriculture; Livestock; Drainage and Irrigation; Warehouse and Grain Grading.
2. APPROPRIATIONS, fifteen members. All bills calling for appropriations in excess of two hundred dollars.
3. EDUCATION, eleven members. Public Schools, Libraries and Institutions of Higher Learning.
4. FINANCE AND TAXATION, eleven members. Public Debt; Taxes and Tax Laws.
5. JUDICIARY, eleven members. Elections and Election Privileges; Judiciary.
6. STATE & FEDERAL GOVERNMENT, eleven members. State and Federal Affairs; Board of Administration and Industrial Commission and Institutions under their supervision; State Historical Society and State Parks; Immigration and Statistics.
7. INDUSTRY, BUSINESS & LABOR, eleven members. Banks and Banking; Corporations; Insurance; Matters pertaining to private business and industry; Workmen's Compensation; Unemployment Compensation; Labor Laws and kindred subjects.
8. NATURAL RESOURCES, thirteen members. Game and Fish; Public Lands; Mines and Mining; Gas and Oil; Forestry.
9. POLITICAL SUBDIVISIONS, eleven members. Cities and Villages; Counties; Townships; Park Districts; Apportionment.
10. SOCIAL WELFARE AND VETERANS' AFFAIRS, eleven members. Public Welfare; Public Health; Public Safety; Temperance; Matters affecting the military and veterans.

11. **TRANSPORTATION**, thirteen members. Highways and Bridges; Railroads; Motor Vehicles; Airlines and Airports.

(PROCEDURAL COMMITTEES)

12. **DELAYED BILLS**, to consist of five members.
13. **EMPLOYMENT**, to consist of six members.
14. **ENROLLED AND ENGROSSED BILLS**, to consist of five members.
15. **MILEAGE AND PER DIEM**, to consist of three members.
16. **REVISION AND CORRECTION OF JOURNAL**, to consist of three members.
17. **RULES**, to consist of nine members.
18. **LEGISLATIVE RESEARCH RESOLUTIONS COMMITTEE**, to consist of five members, one of whom may be a member of the Legislative Research Committee.

In all cases a majority of the Committee shall consist of a quorum. The Committee Chairman or such person who is duly appointed to act as Chairman shall insure that minutes of each Committee meeting be kept. Such minutes shall include the names of all Committee members present; the bills or resolutions discussed by number, and a short phrase explaining what such bill or resolution relates to; the names of all persons and their addresses who appear in relation to any certain bill or resolution. The minutes shall also include a record of recommended amendment to bills and resolutions, and the total aye and nay vote of the Committee on all bills and resolutions referred out of the Committee. Upon adjournment of the Legislative Session the minutes of all Committee meetings shall be delivered to the Legislative Research Committee and retained by such Committee for a period of thirty days following such adjournment.

RULE 40. LIMITATIONS ON COMMITTEE MEMBERSHIP

Each member shall serve on three standing committees except the Majority floor leader, who shall not serve on any standing committee, and all members of the Appropriations Committee, who shall serve on only one other standing committee in addition to the Appropriations Committee. The Majority floor leader shall be permitted to participate in all standing committees but shall not be permitted to vote therein.

RULE 41. MEETINGS OF COMMITTEES

The Committee on Appropriations shall meet on Monday, Tuesday, Wednesday, and Thursday of each week from 9:00 o'clock a. m. to 12:00 o'clock noon. The Committees on Finance and Taxation, Education, and State and Federal Government shall meet on Monday and Tuesday of each week from 9:00 o'clock a. m. to 12:00 o'clock noon. The Committees on Agriculture, Judiciary, and Industry, Business and Labor shall meet on Wednesday and Thursday of each week from 9:00 o'clock a. m. to 12:00 o'clock noon. The Committees on Natural Resources, Political Subdivisions, Social Welfare and Veterans' Affairs, and Transportation shall meet on Friday of each week from

9:00 o'clock a. m. to 12:00 o'clock noon. Any committee may schedule Saturday morning meetings.

The question being on the motion of Senator Foss to amend the motion of Senator Hernet, which motion prevailed.

The question being on the motion of Senator Hernet, as amended, the motion prevailed.

Senator Longmire moved that the President of the Senate appoint a Committee on Committees to consist of eight members, one of whom shall be the Lieutenant Governor who shall be chairman of the committee, which motion prevailed.

The President appointed as such Committee on Committees Senators Longmire, Mutch, Holand, Lips, Erickson, Van Horn and Thompson.

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

The President appointed as such committee Senators Baker, Luick and Kamrath.

Senator Miller moved that the President appoint a committee of three to confer with the Department of Accounts and Purchases relative to making arrangement for necessary stationery and supplies for the 38th Session of the Senate, which motion prevailed.

The President appointed as such committee Senators Miller, Forkner and Berube.

Senator Lips moved that the President appoint a committee of six to act as a temporary committee on Employment, which motion prevailed.

The President appointed as such committee Senators Wadson, Lips, George, Baker, Berube and Solberg.

Senator Saumur moved that the President appoint a Committee of two to serve as a committee on arrangements for chaplains, which motion prevailed.

The President appointed as such committee Senators Saumur and Tuff.

Senator Kisse moved that the President appoint a committee of three to act as a temporary committee on correction and revision of the Journal, which motion prevailed.

The President appointed as such committee Senators Kisse, Nelson and Sinner.

Senator Hernet moved that the Senate recess for ten minutes for the purpose of selecting seats, and that the new members remove papers and personal effects from the desks they now occupy and retire from the floor while senior members are selecting their seats, which motion prevailed.

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

Senator Ringsak moved that the President appoint a committee of three to act as a committee to arrange for telephone service for the Senate, which motion prevailed.

The President appointed as such committee Senators Ringsak, Dahlund and Wittman.

Senator Holand moved that the President appoint a com-

mittee of eight to act as a committee on Rules for the Senate, which motion prevailed.

The President appointed as such committee Senators Holand, Hernet, Brooks, Meidinger, Ringsak, Becker, Redlin and Van Horn.

Senator Kee moved that the President appoint a committee of three to serve as a committee on Mileage and Per Diem, which motion prevailed.

The President appointed as such committee Senators Kee, Torgerson and Reichert.

ELECTION OF PRESIDENT PROTEM

Senator Wadson: "Mr. President, At this time I have the Honor to make a nomination for the office of President Pro Tem of the Senate for this session. This man I am going to nominate is well qualified. He has had plenty of experience. I think he will make an excellent presiding officer in case our President is not able to be in the chair. I want at this time to place in nomination the name of Senator Meidinger as President Pro Tem of the Senate.

Senator Redlin: "Mr. President: It is my privilege to place in nomination the name of a man of integrity and purpose as President Pro Tem of the Senate. He is a man that is highly respected by all members, a man who is successful in his own business of farming, he is a father and a grandfather. He has a deep interest in several church groups and he has been a builder in the community for many years. This man has many years of service as a legislator. He was a member of the House for two sessions and a member of the Senate for ten sessions. It is my privilege to submit the name of Senator Solberg as President Pro Tem of the Senate.

Senator Brooks moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the election of President Pro Tem, the roll was called and there were: voting for Meidinger, 36; for Solberg, 12; absent and not voting 1.

Those voting for Meidinger were:

Baeverstad	Hernet	Ringsak
Baker	Holand	Robinson
Beck	Kautzmann	Roen
Becker	Kee	Sanford
Brooks	Kisse	Saumur
Chesrown	Kjos	Solberg
Dahlund	Longmire	Sorlie
Erickson	Luick	Strinden
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Wadson
Harris	Nelson	Wartner

Those voting for Solberg were:

Berube	Meidinger	Thompson
Bopp	Redlin	Tuff
Kamrath	Reichert	Van Horn
Mahoney	Sinner	Witteman

Absent and not voting:

Lips

So Senator Meidinger was declared elected President Pro Tem of the Senate.

Senator Hernett moved that the President appoint a committee of two to escort Senator Meidinger to the rostrum, which motion prevailed.

The President appointed as such committee Senators Hernett and Redlin, and Senator Meidinger was escorted to the rostrum.

The President then administered the oath of office to Senator Meidinger as President Pro Tem of the Senate.

Senator Solberg: "Mr. President, Members of the Senate. I want to congratulate Senator Meidinger on his election as President Pro Tem of the Senate. I have served quite a few sessions with him and I know he is qualified. However, I do want to thank those of you who conferred on me the honor of being a candidate, and so far as our job is concerned in this coming session, believe I want to quote from our Chaplain in making his prayer, that the Lord will give us wisdom and understanding to meet the problems and requirements of our State."

Senator Ringsak moved that the remarks of Senator Solberg be printed in the Journal, which motion prevailed. Senator Meidinger: "Mr. President, Members of the Senate. I want to sincerely thank you for this vote of confidence. This is a signal honor for me, and I especially want to thank my friends, Harry Wadeson and Iver Solberg for the fine things they said. In reading the acceptance talks of the two previous Presidents Pro Tem they spoke of their humble beginnings. Mine too was humble and especially is it humble at this time and I hope that I will continue to be that way. If it should be my unfortunate responsibility to have to be presiding here at some time I hope to be impartial and fair. I would like to say to the minority that they have a great responsibility in this session, perhaps greater than they ever had. America has become great because of the minorities we have here and the rights they have enjoyed. The Bill of Rights is pretty much of a negative instrument. It tells the government what it cannot do, and many times in the past the overwhelming majorities have been rather arrogant. I hope to be fair to the minority and I think they have a great responsibility in keeping us responsible. With that, want to thank you again. I deeply appreciate this honor."

Senator Hernett moved that the remarks of Senator Meidinger be printed in the Journal, which motion prevailed.

MOTION

Senator Reichert moved that the Senate authorize the installation of closed circuit television in the Senate chambers for the purpose of taking care of the overflow expected for the inauguration, which motion prevailed.

Senator Hernett moved that the Senate recess until 1:00 p.m., January 9, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 9, 1963

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

REPORT OF SELECT COMMITTEE

Mr. President: Your Committee on Employment recommends the following employees:

Arthur A. Herk, Fingal.....	Asst. Secretary of the Senate
Rebecca Quanrud, Bismarck.....	Chief Stenog. & Payroll Clerk
Celia Fowler, Bismarck.....	Telephone Attendant
J. Vernon Asheim, Mohall.....	Bill Clerk
Iver Kval, Lisbon.....	Parking Lot Attendant
E. W. Willoughby, Grace City.....	Cloakroom Attendant
Helen Eckmann, Mercer.....	Asst. Telephone Attendant & Bill Book Attendant
Effie Hamry, Bismarck.....	Postmistress
Arvid Kjos, Wyndmere.....	Chief Doorkeeper
Jacob Albrecht, Steele.....	Doorkeeper
Martin Kilwein, Dickinson.....	Bill Room Attendant
William Brown, Pembina.....	Page & Bill Book Attendant
William Campbell, Fairmount.....	Page & Bill Book Attendant
Edna Mae Bohe, Washburn.....	Page & Bill Book Attendant
Cora Russell, Mandan.....	Page & Bill Book Attendant
Agnes Ellwein, Bismarck.....	Stenographer
Lois Scherr, Bismarck.....	Stenographer
G. R. Gilbreath, Mott.....	Enrolling & Engrossing Clerk
Vonny Mushik, Bismarck.....	Enrolling & Engrossing Clerk

HARRY W. WADESON, Chairman.

Sen. Wadeson moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Wadeson that the report of the Committee on Employment be adopted, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Dahlund	Luick	Strinden
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff

George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Absent and not voting:

Baeverstad	Mahoney	Robinson
Chesrown	Nelson	Thompson

So the report was declared adopted.

The Lt. Gov. then administered the oath of office to the above named employees with the exception of E. W. Wiloughby.

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

HOWARD F. DOHERTY, Secretary.

SECOND DAY

Bismarck, January 9, 1963

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

Prayer by Chaplain Allen Strohschein, Bismarck Baptist.

Almighty God, unto whom all hearts are open, all desires known, and from whom no secrets are hid, cleanse the thoughts of our hearts by the inspiration of thy Holy Spirit, that we may love thee and worthily magnify thy holy name. Give thy wisdom and direction, especially to those who this day must make far-reaching decisions. In Jesus Name, Amen.

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

On page 8, line 33, insert the name "Wadeson" before the name "Lips" and after the name "Baker" delete the name "Wadeson".

On page 9, line 16, correct the spelling of the word "has".

And when so corrected recommend that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

Roll call: All Senators present except Senators Baeverstad, Chesrown and Solberg.

A quorum was declared by the President.

MESSAGE FROM THE HOUSE

A committee from the House was announced by the Sergeant-at-Arms and said committee informed the Senate that the House was ready to receive the Senate in joint session.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Redlin, Longmire, and Berube introduced: Senate Concurrent Resolution "A"

Senate Concurrent Resolution "A". A concurrent resolution for the amendment of section 150 of the Constitution

of the state of North Dakota relating to the office of the county superintendent of schools.

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

Senators Kee, Trenbeath and Morgan introduced: Senate Concurrent Resolution "B"

Senate Concurrent Resolution "B". A concurrent resolution authorizing and directing the legislative research committee to continue its study of the water conservation laws of the state in order to provide for the greatest possible conservation and utilization of the water resources of the state.

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

Senators Kee, Trenbeath and Morgan introduced: Senate Concurrent Resolution "C"

Senate Concurrent Resolution "C". A concurrent resolution requesting Congress to remove an apparent cloud upon and to disclaim any interest on the part of the United States to certain unused waters in North Dakota under a Declaration of Intent issued by the Secretary of Agriculture of the United States.

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

Senator Longmire introduced: Senate Concurrent Resolution "D"

Senate Concurrent Resolution "D". A concurrent resolution extending an invitation to Doctor William C. Menninger to address the North Dakota Legislative Assembly on January 15, 1963.

Was read the first time.

MOTIONS

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution "D" be not referred to a committee, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

Senate Concurrent Resolution "D". A concurrent resolution extending an invitation to Doctor William C. Menninger to address the North Dakota Legislative Assembly on January 15, 1963.

1 WHEREAS, Doctor William C. Menninger is
 2 the Chief of Staff of the Menninger Foundation,
 2a Topeka,
 3 Kansas, which is recognized as the outstanding
 4 psychiatric center in the United States and the
 5 world; and

6 WHEREAS, Doctor William C. Menninger is a
 7 renowned author and lecturer in the field of mental
 8 health; and

9 WHEREAS, the Legislative Assembly of the State
 10 of North Dakota is very interested in the treatment
 11 of mentally ill citizens and in the promotion of the
 12 mental health of North Dakota residents;

13 NOW, THEREFORE, BE IT RESOLVED BY THE
 14 SENATE OF THE STATE OF NORTH DAKOTA, THE
 14a HOUSE
 15 OF REPRESENTATIVES CONCURRING THEREIN:

16 That the North Dakota Legislative Assembly
17 and the people of the State of North Dakota extend
18 to Doctor William C. Menninger an invitation to
19 address the Legislative Assembly on January 15, 1963
20 at 1:30 p.m.; and

21 BE IT FURTHER RESOLVED, that the Secretary
22 of the Senate is hereby directed to send a copy of
23 this resolution to Doctor William C. Menninger.

**SECOND READING OF A SENATE CONCURRENT
RESOLUTION**

Senate Concurrent Resolution "D". A concurrent resolution extending an invitation to Doctor William C. Menninger to address the North Dakota Legislative Assembly on January 15, 1963.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution "D" be adopted, which motion prevailed.

So the resolution was declared adopted.

Senator Hernett moved that the Senate recess until 1:00 p. m., January 10, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

SECOND DAY AFTER RECESS AND THIRD DAY

Bismarck, January 10, 1963

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

COMMUNICATIONS

A communication was presented from Mr. and Mrs. Fred C. Flemmer of Napoleon, North Dakota in reference to the change of day of election from Tuesday to Saturday.

A communication was presented from Mertle Rahn of Hankinson, North Dakota, in reference to the repeal of the law in regard to candy cigarettes.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Employment recommends the following employees:

E. P. Thompson, Crosby.....	Doorkeeper
Edna Jones, Bismarck.....	Mail Room Clerk
Lyman Lee, Bismarck.....	Calendar Clerk
Miles Nelson, Rugby.....	Mail Room Clerk
Gerald Shafer, Watford City.....	Committee Clerk
Robert Dahl, Bismarck.....	Mail Room Clerk
Ervin Trosky, New Rockford.....	Bill Room Attendant
A. K. Sillers, Langdon.....	Mail Room Clerk and Bill Book Attendant
Helen Ingman, Belfield.....	Receptionist
Anna Marie Ray, Bismarck.....	Proofreader for the Journal
Arndt Erickson, Rugby.....	Proofreader for the Journal
Myrtle Steen, Bismarck.....	Appropriations Committee Clerk
Frank Seavert, Forman.....	Supply Room Attendant
Robert Ellsworth, Maxbass.....	Messenger to the Governor and the House
Philip Henry, St. John.....	Bill Book Attendant
V. J. Melarvie, Larimore.....	Bill Book Attendant
Carl Remmich, Streeter.....	Bill Book Attendant
G. K. Ness, Fordville.....	Bill Book Attendant
Jacob Hoffart, Esmond.....	Bill Book Attendant
Sven Haugsjaa, Pekin.....	Assistant Sergeant-at-Arms
Constance McQuay, Drake.....	Committee Clerk
Donna Heisler, Mandan.....	Secretary to the President
Shirley Shaw, Mandan.....	Stenographer
Margaret Stolee, Bismarck.....	Committee Clerk
Pearl A. Engen, Bismarck.....	Committee Clerk

HARRY W. WADESON, Chairman.

Senator Wadeson moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Wadeson that the report of the Committee on Employment be adopted, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Baeverstad Chesrown

So the report was declared adopted.

The Lt. Gov. then administered the oath of office to the above named employees and E. W. Willoughby.

FIRST READING OF A
SENATE CONCURRENT RESOLUTION

Senators Longmire and Redlin introduced:

Senate Concurrent Resolution "E". A concurrent resolution for the purpose of designating January 25, 1963 as Newspaperman's Day at the state legislative assembly and inviting Dr. Charles L. Allen to address the joint meeting of newspapermen and legislators.

Was read the first time.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution "E" be not printed as a bill but printed in the Journal and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION "E"

Introduced by Senators Longmire and Redlin

A concurrent resolution for the purpose of designating January 25, 1963 as Newspaperman's Day at the state legislative assembly and inviting Dr. Charles L. Allen to address the joint meeting of newspapermen and legislators.

- 1 WHEREAS, the editors and reporters of
- 2 North Dakota daily and weekly newspapers are in
- 2a active
- 3 partnership with the senators and representatives of
- 4 this state in the task of keeping the citizens informed
- 5 about their government; and
- 6 WHEREAS, Dr. Charles L. Allen, director of the
- 7 School of Journalism at Oklahoma State University,

7a who
 8 is a former native of North Dakota and the first
 9 journalism graduate of the University of North Dakota,
 10 will be able to attend a joint meeting of newspapermen
 11 and legislators on January 25, 1963;
 12 NOW, THEREFORE, BE IT RESOLVED BY THE
 13 SENATE OF THE STATE OF NORTH DAKOTA, THE
 13a HOUSE
 14 OF REPRESENTATIVES CONCURRING THEREIN:
 15 That the senate of the state of North Dakota, and
 16 the house of representatives, individually and col-
 17 lectively, invite the newspapermen of their respective
 18 districts to spend the day of January 25, 1963 at the
 19 state capitol as our guests, to witness at first hand,
 20 the legislative process; and
 21 BE IT FURTHER RESOLVED, that we
 22 participate in the meeting sponsored by the North
 22a Dakota
 23 Sigma Delta Chi chapter of professional journalists in
 24 the house chambers at 3:00 p.m. that day for a dis-
 24a cussion
 25 of the duties and responsibilities of both the press
 26 and public officials under the constitutional guarantee
 27 of freedom of the press; and
 28 BE IT FURTHER RESOLVED, that the senate
 29 of the state of North Dakota, and the house of repre-
 29a senta-
 30 tives, join in the invitation to Dr. Charles L. Allen,
 31 director of the School of Journalism at Oklahoma
 31a State
 32 University, to address the joint meeting of newspaper-
 32a men
 33 and legislators.

SECOND READING OF A
 SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "E". A concurrent resolution for the purpose of designating January 25, 1963 as Newspaperman's Day at the state legislative assembly and inviting Dr. Charles L. Allen to address the joint meeting of newspapermen and legislators.

Was read the second time.

Senator Longmire moved that Senate Concurrent Resolution "E" be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 10, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "D"

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

HOWARD F. DOHERTY, Secretary.

FIRST READING OF A SENATE RESOLUTION

Senator Wadson introduced:

Senate Resolution No. 1. A resolution directing the secretary of the senate to provide identification tags for all members and employees of the senate.

Was read the first time.

Senator Wadeson moved that the rules be suspended, that Senate Resolution No. 1 be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

Senator Brooks requested a division, which request was granted.

ROLL CALL

The question being on the motion of Senator Wadeson, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kisse	Sanford
Becker	Kjos	Saumur
Bopp	Lips	Sinner
Erickson	Longmire	Sorlie
Forkner	Luick	Strinden
Foss	Mahoney	Torgerson
Harris	Miller	Trenbeath
Holand	Mutch	Wadeson
Kautzmann	Reichert	Wartner
Kee	Robinson	

Those voting in the negative were:

Baker	Kamrath	Roen
Berube	Meidinger	Solberg
Brooks	Morgan	Thompson
Dahlund	Nelson	Tuff
George	Redlin	Van Horn
Hernett	Ringsak	Witteman

Absent and not voting:

Baeverstad	Chesrown
------------	----------

So the motion was declared lost for lack of a two-thirds majority.

MOTIONS

Senator Holand moved that Senate Resolution No. 1 be not printed as a bill but printed in the Journal and laid over one legislative day, which motion prevailed.

Senate Resolution No. 1. A resolution directing the secretary of the senate to provide identification tags for all members and employees of the senate.

Senator Hernett moved that the President appoint a committee of three to serve as a Committee on Printing, which motion prevailed.

The President appointed as such committee Senators Baker, Forkner and Sinner.

SENATE RESOLUTION No. 1

Introduced by Senator Wadeson

A resolution directing the secretary of the senate to provide identification tags for all members and employees of the senate.

- 1 WHEREAS, it is difficult for the members of the
- 2 senate and the employees thereof to recognize one
- 3 another; and
- 4 WHEREAS, it would be very helpful if
- 5 identification tags were provided each member and
- 6 employee of the senate for identification purposes;

- 7 NOW, THEREFORE, BE IT RESOLVED BY THE
8 SENATE OF THE STATE OF NORTH DAKOTA:
9 That the secretary of the senate is hereby directed
10 to procure as soon as possible blue identification tags
11 for all members and employees of the senate and all
12 employees shall wear such tags during all duty hours.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 10, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A"

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

GERALD STAIR, Chief Clerk.

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

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

HOWARD F. DOHERTY, Secretary.

THIRD DAY

Bismarck, January 10, 1963

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

Prayer by Chaplain Leslie R. Burgum, Bismarck.

Roll call: All Senators present except Senators Baeverstad and Chesrown.

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 first day after recess and second day and find the same correct.

DAN KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

COMMUNICATIONS

A communication was presented from Mrs. Helen D. Fischer, of Lehr, North Dakota, relative to better schools and closing of schools.

MOTION

Senator Hernettt moved that the Senate recess until 1:00 p. m., January 11, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 11, 1963

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

REPORT OF SELECT COMMITTEES

Mr. President: Your Select Committee appointed to arrange for committee rooms submits the following:

Appropriations	G-4
Education	G-1
Finance & Taxation	G-2
State & Federal Government	Senate Conference Room
Agriculture	Senate Conference Room
Industry, Business & Labor	G-2
Judiciary	G-1
Natural Resources	G-2
Political Subdivisions	204
Social Welfare & Veterans Affairs	Senate Conference Room
Transportation	G-1

C. W. BAKER, Chairman.

Senator Baker moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE
CONCURRENT RESOLUTION

Senators Morgan, Dahlund, Roen, Ringsak, Baker, Redlin, Reichert, Sanford, Kjos, Torgerson, Sinner, Strinden, Mahoney, Kee, Forkner, Kautzmann, Holand, Wadeson, Mutch, Beck, Longmire, Erickson and Becker introduced:

Senate Concurrent Resolution "F". A concurrent resolution memorializing the Federal Aviation Agency, Washington, D. C. to abolish its proposed Part 55 of the U. S. Civil Air Regulations, which would create burdensome economic controls and regulations, and eliminate many small aerial crop-spraying operations in the state of North Dakota.

Was read the first time.

Senator Morgan moved that the rules be suspended and that Senate Concurrent Resolution "F" be not printed as a bill but printed in the Journal and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION "F"

Introduced by Senators Morgan, Dahlund, Roen, Ringsak, Baker, Redlin, Reichert, Sanford, Kjos, Torgerson, Sinner, Strinden, Mahoney, Kee, Forkner, Kautzmann, Holand, Wadeson, Mutch, Beck, Longmire, Erickson, Becker.

A concurrent resolution memorializing the Federal Aviation Agency, Washington, D. C. to abolish its proposed Part 55 of the U. S. Civil Air Regulations, which would create burdensome economic controls and regulations, and eliminate many small aerial crop-spraying operations in the state of North Dakota.

1 WHEREAS, the Federal Aviation Agency has printed
2 in the Federal Register proposed rulemaking powers
3 termed "Part 55", which would place all agricultural
4 aerial applicators in the United States under federal
5 economic control and regulation; and

6 WHEREAS, in the year of 1960 in the United States
7 there were 5,100 agricultural aircraft which treated
8 52,000,000 acres by air, and in North Dakota in 1962
9 a total of 252 agricultural aircraft licensed by the
10 State Aeronautics Commission, which aerially sprayed
11 2,000,000 crop acres with satisfaction to the farmer
12 from the viewpoint of quality, service, and competi-
13 tive pricing; and

14 WHEREAS, according to the Federal Aviation
14a Agency's

15 official report, the total accidents in aerial appli-
16 cation in the United States for each 10,000 hours of
17 flying was lower in 1959 and in 1960 than in general
18 aviation flying during the latest years available; and

19 WHEREAS, the Federal Aviation Agency has pro-
19a posed

20 complete economic control over the industry which
21 will have the effect of limiting competition in North
22 Dakota as well as in the United States by federal
23 decree, which is not in the public interest; and

24 WHEREAS, the federal control as envisioned by
25 the Federal Aviation Agency will completely eliminate
26 many small aerial applicators from business, especial-
27 ly in a one-crop-per-year state, such as North Dakota,
28 and thus downgrade the service to the farmer; and

29 WHEREAS, the Federal Aviation Agency's economic
30 control and regulation of this industry will increase
31 the basic cost of providing aerial agricultural ser-
32 vices, which ultimately must be paid by the farmer
33 and the consumer; and

34 WHEREAS, in the state of North Dakota the North
35 Dakota Aeronautics Commission has licensed and regu-
36 lated aerial applicators since 1948 and provided
37 needed educational short courses for increased safety
38 and better understanding of the use of agricultural
39 chemicals, which differ from region to region and do
40 not lend themselves to uniformity on a national
41 scale due to the nature of agriculture; and

42 WHEREAS, the U. S. Department of Agriculture,
43 through the land grant colleges and universities in
44 each state, has the necessary professional personnel
45 with knowledge of the proper aerial application and
46 use of agricultural chemicals in each state, which
47 the Federal Aviation Agency is in no position to
48 duplicate, and the Congress has not and should not
49 appropriate funds to the Federal Aviation Agency to
50 duplicate functions and duties of the U. S. Department
51 of Agriculture in this field;

52 NOW, THEREFORE, BE IT RESOLVED BY THE

52a SENATE
 53 OF THE STATE OF NORTH DAKOTA, THE HOUSE
 53a OF

54 REPRESENTATIVES CONCURRING THEREIN:
 55 That the Federal Aviation Agency, Washington, D.C.
 56 is hereby memorialized and respectfully petitioned
 57 to abolish its proposed Part 55 of the United States
 58 Civil Air Regulations, which would create burdensome
 59 economic controls and regulations, and would eliminate
 60 many small aerial crop-spraying operations in the
 61 state of North Dakota, thus reducing valuable ser-
 62 vices to the farmers, and act to unwarrantedly
 63 eliminate competition in a free enterprise system; and
 64 BE IT FURTHER RESOLVED, that copies of this
 65 resolution, properly authenticated, be sent by the
 66 Secretary of State to Najeeb Halaby, Administrator
 67 of the Federal Aviation Agency, Washington, D.C.;
 68 to the chairmen of the House and Senate Interstate
 69 and Foreign Commerce Committees; to the chairmen of
 70 the Aviation Subcommittees of the House and Senate
 71 of the Congress of the United States; and to each
 72 member of the North Dakota congressional delegation.

SECOND READING OF A SENATE CONCURRENT
 RESOLUTION

Senate Concurrent Resolution "F". A concurrent resolution memorializing the Federal Aviation Agency, Washington, D. C. to abolish its proposed Part 55 of the U. S. Civil Air Regulations, which would create burdensome economic controls and regulations, and eliminate many small aerial crop-spraying operations in the state of North Dakota.

Was read the second time.

Senator Holand moved that Senate Concurrent Resolution "F" be adopted.

Senator Wadeson: Mr. President, I would like to say a few words in regard to this resolution. We farmers that use the services of aerial sprayers feel it is very important to us that we do not have federal regulations in connection with it. We make use of this service. We can call the aerial sprayer and last year I called a sprayer in the evening about seven o'clock. In the morning his wife came and got the description of the land that I wanted sprayed. At nine o'clock the sprayer was there. If we get too much federal regulation in connection with this it won't be that way, so I am very much interested in the passage of this resolution. Thank you.

The question being on the motion of Senator Holand to adopt Senate Concurrent Resolution "F", which motion prevailed and Senate Concurrent Resolution "F" was declared adopted.

MESSAGE FROM THE HOUSE

House Chamber
 Bismarck, January 11, 1963

Mr. President: I have the honor to inform you that the Speaker has named Reps. Burvee, Unke and Breum to serve with a like committee for the Senate to arrange for the mailing of the House and Senate Journals.

GERALD L. STAIR, Chief Clerk.

FIRST READING OF A HOUSE BILL

House Concurrent Resolution "A". A concurrent resolution for the purpose of designating January 23, 1963 as Radio and Television Broadcasters' Day at the state legislative assembly.

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

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

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

HOWARD F. DOHERTY, Secretary.

FOURTH DAY

Bismarck, January 11, 1963

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

Prayers by Chaplain Charles M. Hill, First Congregational Christian Church.

Father, we thank Thee for the privilege and the responsibilities that are ours. We ask Thee to bless these people assembled here; give to them a consciousness of thy strength undergirding their lives and their activities. Grant clearness of mind, purposefulness of action, and understanding hearts. May each look for and act upon those things that unite into one force this body. May each bring to his commissioned tasks a sense of dedication and worship; and in their fulfillment honor Thee and prove the right of men to govern themselves. In the name of Christ, our sovereign Lord, we pray. Amen.

Roll call: All Senators present except Senators Baeverstad, Berube, Brooks, Chesrown, Nelson, Solberg and Thompson.

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 second day after recess and third day and recommend that the same be corrected as follows:

On page 16, correct the spelling of the word "WHEREAS" in line 1 of Senate Concurrent Resolution "E".

And when so corrected recommend that the same be adopted.

DAN KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Harris moved that the President appoint a committee of five to act as a committee on Enrolled and Engrossed Bills, which motion prevailed.

The President appointed as such committee Senators Harris, Strinden, Robinson, Beck and Mahoney.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 11, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "D"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 11, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "E"

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

HOWARD F. DOHERTY, Secretary.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, aJanuary 11, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "F"

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

HOWARD F. DOHERTY, Secretary.

REQUEST TO WITHDRAW RESOLUTION

Senator Wadeson: Mr. President, I am about to make a request and I want to make a few remarks first. I was quite happy yesterday that I introduced that resolution for badges on the senators and employees, but you folks were economically minded enough to turn it down. I was not interested in this resolution directly but I was glad to see you are economically minded and I hope it will continue all during this session. As economically minded men we can save money for the State of North Dakota. I have been serving on the Employment Committee for several terms. We have just about got all the hiring done. I don't know how many thousands of dollars we will save on this committee this year. Last session we had too many. Most of the senators know that. We are going to try and economize and save several thousands of dollars by cutting down on our employees. Senator Lips, Senator Solberg, Senator Berube, Senator Baker and Senator George have worked just swell with me to do this and we have got it just about accomplished, and I might say that when we are making appropriations for the entire State and we can save some money we are all happy about that. We had good crops this year. We are happy about that. We didn't have as good crops in the eastern part of the State, but we have had good crops when other parts of the State have suffered, and when we have good crops money is probably a little more plentiful, but I know that we are all mindful of taxes down here, and as economical men, the employment committee has tried to make a start in cutting down. I don't say we should economize when we come to such institutions as the Grafton State School and the State Hospital. They need help. They definitely need it. The State School at Grafton needs lots of help and let's not forget them, but some of the others we can squeeze out a little bit and save the State some money.

Now, Mr. President, I request the unanimous consent of the Senate to withdraw Senate Resolution No. 1.

Senator Wartner objected to the withdrawal of Senate Resolution No. 1, so the request for withdrawal was denied.

MOTIONS

Senator Baker moved that further consideration of Senate Resolution No. 1 be indefinitely postponed, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 11, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "F"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

REPORT OF STANDING COMMITTEE

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.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "D"

Senate Concurrent Resolution "F"

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

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 11, 1963

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.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 11, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "D"

Senate Concurrent Resolution "F"

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

GERALD L. STAIR, Chief Clerk.

REPORT OF STANDING COMMITTEES

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "F"

Senate Concurrent Resolution "D"

Were delivered to the Secretary of State for his approval at the hour of 4:30 o'clock p. m., January 11, 1963.

SENATOR HARRIS, Chairman.

MOTIONS

Senator Hernet moved that the Senate recess until 1:00 p. m., January 12, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FOURTH DAY AFTER RECESS AND FIFTH DAY

Bismarck, January 12, 1963

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

MOTIONS

Senator Becker moved that the President appoint a committee of three to meet with a like committee from the House to arrange for the mailing of Senate and House Journals, which motion prevailed.

The President appointed as such committee Senators Baker, Forkner and Sinner.

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

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

HOWARD F. DOHERTY, Secretary.

FIFTH DAY

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

Prayers by Chaplain E. R. Kimball, First Evangelical Free Church.

Almighty Heavenly Father: We bow in Thy presence acknowledging our dependence upon Thee. We who are finite need so desperately One who is infinitely wise and powerful to guide us through the paths of life. We need Thee to control our lives so that we may be helpful to those about us. We need grace to realize our failures and we confess that these are due to sin within us. We beg Thy forgiveness. We need wisdom to meet the daily testings of life.

Grant now to these men who have been chosen to rule over us wisdom and direction in all their deliberations. In the responsibilities placed upon them, help them to seek Thy guidance. Help them to bear in mind that they are accountable to Thee and to the people who have chosen them. Give to them the courage to follow Thee in their public and private lives. Make them conscious of Thy presence and help them to follow after righteousness. Thy Word has told us "When the righteous are in authority, the people rejoice; but when the wicked beareth rule the people mourn."

Grant to us who are subjects of this state and nation the willingness to live peaceable lives. Help us in the mad rush of life to realize that man does not live by bread alone, but

by the Word of God. Help us to turn from selfishness and wickedness and let righteousness rule in our lives. Thou hast told us that if we who are called by Thy name would turn from our wicked ways that you would hear from heaven and heal our sinfulness. Hear us we pray! Let thy mercy encompass we ask! In Jesus Name. Amen.

Roll call: All Senators present except Senators Baeverstad, Baker, Beck, Berube, Brooks, Chesrown, Erickson, George, Hernet, Holand, Kamrath, Kee, Kjos, Longmire, Meidinger, Miller, Mutch, Nelson, Reichert, Robinson, Sanford, Sinner, Solberg, Strinden, Thompson, Torgerson, Tuff, Wartner and Witteman.

So the President declared that the Senate lacked a quorum and would stand adjourned until 1:00 p.m., January 14, 1963.

HOWARD F. DOHERTY, Secretary.

FIFTH DAY AFTER RECESS AND SEVENTH DAY

Bismarck, January 14, 1963

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

Roll call: All Senators present except Senators Chesrown, Longmire and Reichert.

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 third day after recess and fourth day and find the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Employment recommends the following employees:

Ruby Herr, Bismarck.....Committee Clerk
 E. O. Hougen, Wheelock.....Chart Room
 Marion I. Walter.....Floorleaders' Clerk

SENATOR WADESON, Chairman.

Senator Wadeson moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Wadeson that the report of the Committee on Employment be adopted, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Ringsak	Wartner
Holand	Robinson	Witteaman
Kamrath		

Absent and not voting:

Chesrown Longmire Reichert

So the report was declared adopted.

The Lt. Gov. then administered the oath of office to the above named employees.

MOTIONS

Senator Holand moved that Temporary Rule No. 39 be amended to show the following changes in numbers of members:

Agriculture — from eleven to ten members;

Finance and Taxation — from eleven to twelve members;

State and Federal Government — from eleven to ten members;

Natural Resources — from thirteen to fourteen members;

Political Subdivisions — from eleven to ten members;

Social Welfare and Veterans' Affairs — from eleven to twelve members;

Transportation — from thirteen to twelve members; which motion prevailed.

REPORT OF SELECT COMMITTEES

Mr. President: Your Select Committee appointed to act as a Committee on Committees recommends that the following committees be appointed to serve in the Thirty-eighth Legislative Assembly:

SENATE COMMITTEES

COMMITTEE ON APPROPRIATIONS

Foss, Chairman

Luick, Vice Chairman

Baker
Erickson
Holand
Kee
Kjos
Lips
Ringsak
Saumur
Sorlie
Wadeson
Bopp
Thompson
Van Horn

COMMITTEE ON EDUCATION

Roen, Chairman

Meidinger, Vice Chairman

Beck
Harris
Miller
Robinson
Strinden
Trenbeath
Berube
Redlin
Sinner

COMMITTEE ON FINANCE AND TAXATION

Baeverstad, Chairman

Mutch, Vice Chairman

Becker
Chesrown
George
Kautzmann
Kisse
Nelson
Torgerson
Kamrath
Solberg
Witteman

COMMITTEE ON STATE AND FEDERAL GOVERNMENT

Longmire, Chairman

Dahlund, Vice Chairman

Brooks
Forkner
Morgan
Sanford
Wartner
Mahoney
Reichert
Tuff

COMMITTEE ON AGRICULTURE

Morgan, Chairman

Kisse, Vice Chairman

Beck
Dahlund
Miller
Nelson
Robinson
Trenbeath
Berube
Tuff

COMMITTEE ON INDUSTRY, BUSINESS AND LABOR

Brooks, Chairman

Mutch, Vice Chairman

Becker
Forkner
George
Meidinger
Sanford
Strinden
Kamrath
Sinner
Witteman

COMMITTEE ON JUDICIARY

Wartner, Chairman

Harris, Vice Chairman

Baeverstad
Chesrown
Kautzmann
Longmire
Roen
Torgerson

Mahoney
Reichert
Solberg

COMMITTEE ON NATURAL RESOURCES

Trenbeath, Chairman
Erickson, Vice Chairman

Beck
Becker
Brooks
Morgan
Robinson
Sanford
Saumur
Sorlie
Redlin
Solberg
Van Horn
Witteman

COMMITTEE ON POLITICAL SUBDIVISIONS

George, Chairman
Lips, Vice Chairman

Baker
Foss
Harris
Holand
Wadeson
Mahoney
Reichert
Tuff

COMMITTEE ON SOCIAL WELFARE AND VETERANS
AFFAIRS

Miller, Chairman
Ringsak, Vice Chairman

Kautzmann
Kisse
Longmire
Meidinger
Strinden
Torgerson
Wartner
Berube
Kamrath
Sinner

COMMITTEE ON TRANSPORTATION

Kee, Chairman
Nelson, Vice Chairman

Baeverstad
Chesrown
Dahlund
Forkner
Kjos
Luick
Mutch
Roen
Bopp
Thompson

FRANK A. WENSTROM, Lt. Gov., Chairman.

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Select Committee appointed to arrange for Chaplaincy of the Senate during the Thirty-eighth Legislative Assembly submits the following list of Clergy and schedule of days to be served by each at a fee of \$6.00 per appearance:

DATE

January

8	Lloyd Jorgenson.....	(255-0500)
	Assembly of God, Bismarck	
9	Allen Strohschein.....	(223-8361)
	Bismarck Baptist	
10	Jud Whitefield.....	(255-1822)
	Church of Christ, Bismarck	
11	Charles Hill.....	(223-7266)
	United Church of Christ, Bismarck	
12	Gustav Blomquist.....	(223-1129)
	Evangelical Presbyterian, Bismarck	
14	Ira E. Herzberg.....	(255-0598)
	Calvary Evangelical United Brethren, Bismarck	
15	Erwin Wieland.....	(223-2236)
	American Lutheran, Bismarck	
16	A. P. Tidemann.....	(223-8099)
	Lutheran Church of the Cross, Bismarck	
17	Cedric Lofdahl.....	(223-9754)
	House of Prayer Lutheran, Bismarck	
18	Robert A. Feehan.....	(223-5562)
	St. Mary's Roman Catholic, Bismarck	
19	Henry Hottman.....	(255-1160)
	McCabe Methodist, Bismarck	
21	Wm. F. Garvin.....	(223-1033)
	Cathedral of the Holy Spirit, Bismarck	
22	David Badgley.....	(223-1885)
	Salvation Army, Bismarck	
23	H. E. Hendrickson.....	(223-3560)
	Trinity Lutheran, Bismarck	
24	A. J. Iseminger.....	(255-1947)
	Seventh Day Adventist, Bismarck	
25	Herman Johnson.....	(766)
	Bethel Assembly of God, Mandan	
26	A. Benjamin Dove.....	(2788)
	First Presbyterian, Mandan	
28	H. A. Galowitsch.....	(8842)
	Christ The King Roman Catholic, Mandan	
29	Robert Strutz.....	(8909)
	Good Shepherd E. U. B., Mandan	
30	George L. Van Bockern.....	(223-6091)
	First Presbyterian, Bismarck	
31	M. Wallace.....	(4232)
	Temple Baptist, Mandan	

February

1	Clifford Nuss.....	(223-2921)
	First Baptist, Bismarck	

2	Glenn Field.....	(223-4733)
	Capitol Heights Baptist, Bismarck	
4	M. W. DeWitt.....	(223-8541)
	Church of God, Bismarck	
5	David E. Figg.....	(223-8995)
	Church of the Nazarene, Bismarck	
6	A. E. Smith.....	(223-1136)
	St. George's Episcopal, Bismarck	
7	E. Walter Erdmann.....	(223-4401)
	First E. U. B., Bismarck	
8	Edward R. Kimball.....	(223-6271)
	First Evangelical, Bismarck	
9	Warren Johnson.....	(223-4340)
	First Lutheran, Bismarck	
11	Robert D. Lynne.....	(255-1001)
	Good Shepherd Lutheran, Bismarck	
12	J. H. Nicolai.....	(223-3560)
	Trinity Lutheran, Bismarck	
13	Alwin Reimnitz.....	(223-8286)
	Zion Lutheran, Bismarck	
14	Wm. R. Lindsay.....	(223-6091)
	First Presbyterian, Bismarck	
15	A. B. Meyer.....	(223-0364)
	Bismarck Reformed, Bismarck	
16	P. A. Spain.....	(223-1549)
	St. Anne's Roman Catholic, Bismarck	
18	A. L. Cretsinger.....	(223-7238)
	Wesleyan Methodist, Bismarck	
19	E. O. Grunstead.....	(8339)
	Burns Memorial Methodist, Mandan	
20	Allen Lindberg.....	(3545)
	Peace Lutheran, Mandan	
21	Thomas Chambers.....	(657)
	St. Joseph's Roman Catholic, Mandan	
22	John Holton.....	(8466)
	Christ Episcopal, Mandan	
23	Carsten E. Brien.....	(3594)
	First Lutheran, Mandan	
25	M. Wallace.....	(4232)
	Temple Baptist, Mandan	
26	Allen Strohschein.....	(223-8361)
	Bismarck Baptist, Bismarck	
27	David E. Figg.....	(223-8995)
	Church of the Nazarene, Bismarck	
28	Charles Hill.....	(223-7266)
	United Church of Christ, Bismarck	
March		
1	Ira E. Herzberg.....	(255-0598)
	Calvary E. U. B., Bismarck	
2	Erwin Wieland.....	(223-2236)
	American Lutheran, Bismarck	
4	A. P. Tidemann.....	(223-8099)
	Lutheran Church of the Cross, Bismarck	

- 5 M. P. Lutness.....(223-3560)
Trinity Lutheran, Bismarck
- 6 Cedric Lofdahl.....(223-9754)
House of Prayer Lutheran, Bismarck
- 7 Henry Hottmann.....(255-1160)
McCabe Methodist, Bismarck
- 8 Wm. F. Garvin.....(223-1033)
Cathedral of the Holy Spirit, Bismarck
- 9 H. E. Hendrickson.....(223-3560)
Trinity Lutheran, Bismarck
- 11 George L. Van Bockern.....(223-6091)
First Presbyterian, Bismarck
- 12 David Badgley.....(223-1885)
Salvation Army, Bismarck
- 13 Robert A. Feehan.....(223-5562)
St. Mary's Roman Catholic, Bismarck
- 14 A. Benjamin Dove.....(2788)
First Presbyterian, Mandan
- 15 H. A. Galowitsch.....(8842)
Christ The King Roman Catholic, Mandan
- 16 Robert Strutz.....(8909)
Good Shepherd E. U. B., Mandan
- 18 Carsten E. Brien.....(3594)
First Lutheran, Mandan

SENATOR SAUMUR, Chairman.

MOTIONS

Senator Hernettt moved that the report of the Committee on Chaplaincy be printed in the Journal and laid over one legislative day, which motion prevailed.

REPORT OF SELECT COMMITTEE

Mr. President: Your Select Committee appointed to act as a Committee on Printing makes the following report:

As to the form of the Journal and Daily Calendar; on the number of daily Journals, calendars and bills to be printed and on other matters relating to legislative printing, reports as follows:

We recommend the printing of 3,000 copies of the Journal of each day's proceedings, except on the days standing committee assignments are made there shall be printed 3,500; that there be assigned to the presiding officer of the Senate; also to each member of the Senate, not to exceed 10 copies of the Journal to be sent only to constituents; that there also be placed on the daily mailing list our Congressional delegation, State Farm Bureau, State Farmers Union, North Dakota Taxpayers Association, two copies to be sent to the University Law School. There shall also be mailed copies of the Journal to all state institutions, public libraries, the State Historical Society; all State's attorneys, county auditors, county and district judges, and by request in writing to any Chamber of Commerce, newspaper published in the state, and secretary of a county taxpayer's association, any auditor of an incorporated city, and president of the village board of an incorporated village, township clerk, high schools, both public and parochial, consolidated rural school, secretary of labor club,

commercial club, or women's club within the state. Such request may be made through the Senator in whose district such officer or organization is located without diminishing the Senators' ten copies referred to above. All bills and Journals authorized by this resolution to be printed shall be delivered by the printer to the Secretary of the Publications and Printing Commission who shall receipt therefore to the printer; that there shall be printed 700 copies of the Senate Bills unless otherwise ordered by the Senate; that 500 copies of the Daily Journal be punched; that 500 copies of the Daily Calendar be printed and punched; that all resolutions except memorial resolutions, requiring action by the Senate, be printed and numbered or lettered in bill form and shall not be printed in the Journal unless by order of the house in which they were introduced; that 10,000 letterheads and 6,000 number ten envelopes be printed as needed for the Senate; that the form of the Journal and the Calendar be the same as was adopted for the 1961 Session.

SENATOR BAKER, Chairman.

Senator Baker moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, N. D., January 14, 1963

Mr. Speaker: I have the honor to inform you that the President has appointed a committee of three to act with a like committee from the House to arrange for mailing of the Senate and House Journals.

Senators:

Baker
Forkner
Sinner

HOWARD F. DOHERTY, Secretary.

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, equipment, and miscellaneous items of the School for the Blind at Grand Forks, 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 re-

pairs, 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. 4. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects 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, equipment, miscellaneous items, new buildings and special projects for the State Hospital 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, equipment, miscellaneous, and special projects for the State Industrial 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 the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, 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 and operation of the Tag and Sign 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 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. 12. 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. 13. 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. 14. 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. 15. 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. 16. A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Business Education, Trade and Industrial Education.

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 the purpose of paying the administrative expenses and the state aid of the State Equalization Fund, the administrative expense and the teaching preparation scholarships of the teacher preparation scholarship plan, and the two agricultural schools on the basis of enrollment.

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 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.

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

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

HOWARD F. DOHERTY, Secretary.

SEVENTH DAY

Bismarck, January 14, 1963

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

Prayer by Chaplain Ira E. Herzberg, Calvary Evangelical United.

Dear Lord. We come to Thee on this new day to seek Thy guidance in our lives as citizens of this great state and nation. Bless the cities and villages where we live and may Jesus walk our streets again and heal us of our sicknesses and to cleanse us from all that is displeasing in Thy sight. Help us to be better neighbors, overcoming unruly desires and jealous thoughts and joyfully cooperating in every effort to improve the lot of the underprivileged. Forgive our selfishness. Grant that our influence may be righteous, and that we may be the means of bringing to friend and foe alike the spirit of Jesus, the spirit of love and peace and of a sound mind.

Forgive our sins. Cleanse our hearts. Exalt our aims, so that they may be Christ-like. Fit us for the tasks before us this day. May we seek guidance and wisdom from Thee, for the problems which face us as men and women of this session of the legislature. Our wisdom is insufficient, therefore we need to seek wisdom from Thee, Oh Lord, Who art all wise. May we be a people whose God is the Lord and whose aim is to magnify Thy rule in all the world. We ask all this in the name of our Lord and Savior, Jesus Christ. Amen.

Roll call: All Senators present except Senators Cheshorn and Longmire.

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 fourth day after recess and fifth day and find the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Appropriations introduced:

Senate Bill No. 19. A Bill for an Act making an appropriation for the use of Special Education of Exceptional Children.

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 appropriation for the administrative expenses of the State School Construction Fund and State School Construction Board.

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 Division of Vocational Rehabilitation and for the Governor's Committee on Employment of the Physically Handicapped.

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 to the Department of Public Instruction, for the purpose of paying salaries and other expenses of the Director of Surplus Property.

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 the salaries and miscellaneous expenses of the Division of Supervised Study.

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 permit North Dakota to take advantage of the National Defense Education Act for the purpose of improving instruction in the State in accordance with the Act.

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 purpose of paying expenses of the Children's Psychiatric Outpatient Clinic, located at Bismarck, North Dakota.

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 to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the State of North Dakota, for which there are no facilities in the State.

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 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. 28. A Bill for an Act making an appropriation for the maintenance of the North Dakota National Guard as provided for by title 37 of the North Dakota Century Code.

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 salaries and expenses of the State Library Commission.

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

The Legislative Research Committee introduced:

Senate Bill No. 30. A Bill for an Act accepting civil jurisdiction over civil causes of action arising in Indian country and providing limitations thereon.

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

Senators Sorlie, Longmire, Wadeson and Miller introduced:

Senate Bill No. 31. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

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

Senators Kee, Trenbeath, Morgan and Saumur introduced:

Senate Bill No. 32. A Bill for an Act to create and enact sections 61-04-23, 61-04-24, 61-04-25, and 61-04-26 of the North Dakota Century Code, relating to the acquisition of water permits necessary to the use of water under a municipal water right and the acquisition, cancellation, and recording of orders of cancellation of water rights; to amend and reenact sections 61-01-01.1 and 61-04-22 of the North Dakota Century Code, relating to priority of water rights and definitions thereof and the filing of prescriptive water rights, and to repeal sections 47-01-13, 61-04-18, 61-04-19, 61-04-20, and 61-04-21 of the North Dakota Century Code, relating to the ownership of water and the methods of acquiring such ownership.

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

Senators Kee, Longmire and Morgan introduced:

Senate Bill No. 33. A Bill for an Act to provide a method of regulating, dividing, and controlling the use of water by the users from a common source of supply in accordance with the volume to which the owner of the right is lawfully entitled by a state watermaster, and providing for an appeal from and penalty for violation of such watermaster's orders.

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

Senators Holand, Baeverstad, Luick, Becker and Reichert introduced:

Senate Bill No. 34. A Bill for an Act to amend and reenact sections 15-34-26, 15-40-02, 15-40-18, 15-40-19, and

57-15-24 relating to the certification by tax commissioner in regard to the level of assessment in counties, payments from the county equalization fund to school districts, adjustment of the mill levy against taxable property for the county equalization fund, the determination by the superintendent of public instruction of the sums due each county equalization fund as a result of such adjustment, and providing for an effective date.

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

Senators Baeverstad, Luick and Becker introduced:

Senate Bill No. 35. A Bill for an Act to create and enact section 5-03-26 of the North Dakota Century Code, providing for the imposition of an excise tax upon the sale or the possession of nonalcoholic commodities suitable for use in mixed drinks, to retail dealers engaged in the business of selling alcoholic beverages at retail in lieu of retail sales taxes and providing for the collection, administration and allocation of such tax, and imposing a penalty.

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

Senators Baeverstad, Becker, Luick and Reichert introduced:

Senate Bill No. 36. A Bill for an Act to create and enact subsection 10 of section 57-39-01 and section 57-39-26 of the North Dakota Century Code, relating to wholesalers' permits, records, and reports on sales exempt from the retail sales tax.

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

Senators Holand, Baeverstad, Luick, Becker and Reichert introduced:

Senate Bill No. 37. A Bill for an Act to create and enact section 43-07-19 and to amend and reenact sections 43-07-01, 43-07-02, 43-07-04, 43-07-05, 43-07-08, 43-07-09, 43-07-10, 43-07-11, 43-07-14, 43-07-15, 43-07-17, 43-07-18, subsection 1 of section 57-40-05, and subsections 1 and 2 of section 57-40-06 of the North Dakota Century Code, relating to the licensing and bonding of contractors and the collection of taxes therefrom, and to repeal section 43-07-16 of the North Dakota Century Code, relating to appeals from the cancellation of a license.

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

Senators Holand, Baeverstad, Luick and Reichert introduced:

Senate Bill No. 38. A Bill for an Act making an appropriation and providing for a study and analysis of state policies and procedures in regard to the collection of sales and use taxes.

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

Senators Holand, Baeverstad, Luick and Reichert introduced:

Senate Bill No. 39. A Bill for an Act creating and enacting sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, and 57-38-64 of the North Dakota Cen-

tury Code, relating to withholding of income taxes from wages of nonresident employees, declaration and payment of estimated income, amendment of declaration, and providing an effective date and penalties.

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

Senators Redlin, Longmire, Berube introduced:

Senate Bill No. 40. A Bill for an Act to amend and reenact section 15-22-06 of the North Dakota Century Code, relating to the appointment of deputies for the county superintendent of schools.

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

Senators Redlin, Berube and Roen introduced:

Senate Bill No. 41. A Bill for an Act to create and enact section 15-53-33 and to amend and reenact section 15-53-32 of the North Dakota Century Code, relating to the powers of a school board and changes in the reorganization plan of a reorganized school district.

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

Senators Redlin, Berube and Roen introduced:

Senate Bill No. 42. A Bill for an Act to amend and reenact sections 15-22-21, 15-27-04, 15-27-05, and 15-53-21 of the North Dakota Century Code, relating to the duties of the boards of county commissioners, the county committee for school district reorganization, and the county superintendent in the organization, alteration, or dissolution of school districts.

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

Senators Redlin, Berube and Roen introduced:

Senate Bill No. 43. A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the composition of the state board of public school education.

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

Senators Redlin, Longmire and Roen introduced:

Senate Bill No. 44. A Bill for an Act to repeal sections 15-53-29, 15-53-30, and 15-53-31 of the North Dakota Century Code, relating to the levy of taxes in reorganized school districts and permitting a differential in the tax burden between merged rural and urban areas.

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

Senators Redlin and Longmire introduced:

Senate Bill No. 45. A Bill for an Act to create and enact section 15-22-24 of the North Dakota Century Code, relating to the operation of high schools by all school districts, and the reorganization or annexation of high schools not meeting statutory standards.

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

Senators Redlin, Berube and Roen introduced:

Senate Bill No. 46. A Bill for an Act to create and enact subsection 5 of section 15-53-13 of the North Dakota Century Code, relating to standards for school district reorganization, promulgation of rules, and a statement of legislative intent.

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

Senators Redlin, Berube and Roen introduced:

Senate Bill No. 47. A Bill for an Act to create and enact section 15-53-06.1 and to amend and reenact section 15-53-05 of the North Dakota Century Code, relating to the legal advisor for and the membership of the county committee for school district reorganization.

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

Senators Redlin and Longmire introduced:

Senate Bill No. 48. A Bill for an Act to create and enact section 15-34-26.1, and to amend and reenact sections 15-34-24 and 15-34-25 of the North Dakota Century Code, relating to the authorization of a mill levy for pupil transportation to offset any decline in payments from the county equalization fund, and to the computation and method of making payments from the state and county equalization funds for pupil transportation; and to repeal subsection 5 of section 15-34-23 of the North Dakota Century Code, relating to the definition of "pupil miles".

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

Senators Redlin, Longmire and Roen introduced:

Senate Bill No. 49. A Bill for an Act to amend and reenact sections 15-34-09 and 15-34-09.1 of the North Dakota Century Code, relating to the authority of a school district to provide transportation or maintenance for students and to levy a tax therefor.

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

Senators Holand, Luick and Reichert introduced:

Senate Bill No. 50. A Bill for an Act to create and enact section 57-38-65 of the North Dakota Century Code to provide for the levying and collection of an adjusted tax on individual income.

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

Senators Holand, Baeverstad, Luick, Becker and Reichert introduced:

Senate Bill No. 51. A Bill for an Act to amend and reenact subsection 6 of section 57-02-01, and sections 57-12-06, 57-22-15, 57-23-03, and 57-24-31 of the North Dakota Century Code, relating to collection of property taxes, spot checking and correction of assessments made for property tax purposes, and a property tax receipt required by a common carrier showing payment of personal property taxes and imposing a penalty, and to repeal section 57-02-16 of the North Dakota Century Code.

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

Senators Holand, Baeverstad, Luick, Becker and Reichert introduced:

Senate Bill No. 52. A Bill for an Act to create and enact subsection 4 of section 57-13-04 and to amend and reenact subsection 4 of section 21-03-01, subsections 4 and 7 of section 57-02-01, subsection 22 of section 57-02-08, subsection 3 of section 57-02-12, sections 57-02-14, 57-02-27, 57-02-28, 57-02-32, 57-02-34, 57-02-37, 57-05-01, 57-05-03, 57-05-04, 57-06-05, 57-06-11, subsections 2 and 3 of section 57-06-14, subsection 2 of section 57-06-19, sections 57-06-20, 57-07-01, 57-09-04, 57-09-06, 57-10-03, 57-12-05, 57-13-03, 57-14-01, 57-15-44, 57-23-01, 57-44-03 and 57-45-05 of the North Dakota Century Code, to provide for the assessment of property at a percentage, to be established by the state board of equalization, between twenty-five and forty percent of the true and full value of such property.

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

Senators Holand, Luick and Becker introduced:

Senate Bill No. 53. A Bill for an Act to amend and reenact sections 15-19-06, 15-19-07, 15-40-01, 15-40-03, 15-40-04, 15-40-05, 15-40-10, 15-40-11, 15-40-15, 15-40-17, 15-40-20, 15-40-22, 15-40-23, 15-40-29, 50-01-09.1, 50-01-13, 50-06-14, 50-07-21, 50-07-22, 50-10A-20, 57-39-18, 57-39-23, and 57-39-24 of the North Dakota Century Code, relating to the disposition of retail sales tax collections, the financing of programs currently financed by such collections, and providing for a transfer of funds.

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

Senators Baeverstad, Luick, Becker and Reichert introduced:

Senate Bill No. 54. A Bill for an Act to amend and reenact sections 6-07-46, 12-48-11, 12-48-13, 12-49-04, 20-16-03, 36-01-29, and 36-05-10 of the North Dakota Century Code, relating to the disposition of various special funds and transferring the balances therein to the general fund, providing for disposition of Taylor Grazing Act Fund, and providing for the transfer of the Korean bonus administration fund to the sinking fund thereof; and to repeal sections 6-06-47 and 6-06-49 of the North Dakota Century Code, relating to the investment and disposition of moneys by the state examiner.

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

Senators Kee and Redlin introduced:

Senate Bill No. 55. A Bill for an Act to create section 20-03-42 of the North Dakota Century Code to provide for the satisfactory completion of a course of instruction in the safe handling of firearms prior to the issuance of a hunting license to any North Dakota resident under the age of sixteen years.

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

Senators Morgan, Roen, Mutch, Sorlie, Becker, Holand, Baker, Van Horn, Kjos, Sinner, Trenbeath, Wartner, Solberg, Berube and Wadson introduced:

Senate Bill No. 56. A Bill for an Act to create and enact section 32-15-35 of the North Dakota Century Code, relating

to providing for the assumption of the proportionate share of bonded indebtedness that is assessable to that real property acquired by eminent domain.

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

Senators Meidinger, Baker and Brooks introduced:

Senate Bill No. 57. A Bill for an Act to increase the income tax exemption for dependents attending certain colleges.

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

Senator Meidinger introduced:

Senate Bill No. 58. A Bill for an Act to create and enact Chapter 26-27A of the North Dakota Century Code to provide for the incorporation and regulation of voluntary non-profit dental service corporations and to prescribe penalties for the violation of the provisions of this Act.

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

Senators Morgan, Nelson, Forkner, Baker, Van Horn, Dahlund, Mutch, Meidinger, Miller, Mahoney, Strinden and Ringsak introduced:

Senate Bill No. 59. A Bill for an Act to amend and reenact subsection 5 of section 25-01-01, sections 25-01-02, 25-04-01, and 25-04-03 of the North Dakota Century Code, relating to the name of the institution for the feeble-minded at Grafton, North Dakota.

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

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 14, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "E"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Roen moved that House Concurrent Resolution "A" be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Roen moved that the rules be suspended and that House Concurrent Resolution "A" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "A". A concurrent resolution for the purpose of designating January 23, 1963 as Radio and Television Broadcasters' Day at the state legislative assembly.

Was read the second time.

Senator Roen moved that House Concurrent Resolution "A" be adopted, which motion prevailed.

So the resolution was declared adopted.

MONDAY, JANUARY 14, 1963

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MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 14, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "A"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Holand moved that the supervisor of personnel be instructed to require all employees of the Senate to wear identification tags showing their names and positions, which motion prevailed.

Senator Hernettt moved that the Senate recess until 1:00 p.m., January 14, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

SEVENTH DAY AFTER RECESS AND EIGHTH DAY

Bismarck, January 15, 1963

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

REPORT OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 59 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and En-grossment respectfully reports that they have examined the following resolutions:

Senate Concurrent Resolution "E"

And find the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "E"

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

FIRST READING OF SENATE BILLS

Senators Brooks, Baker and Lips introduced:

Senate Bill No. 60. A Bill for an Act to amend and re-enact sections 40-5108, 40-51-09, 40-51-10, and 40-51-11 of the North Dakota Century Code, relating to appeals in annexation proceedings and to repeal section 40-51-08.1 of the North Dakota Century Code.

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

Senator Baker introduced:

Senate Bill No. 61. A Bill for an Act to amend and re-enact sections 40-46-02, 40-46-04, 40-46-09, subsection 3 of section 40-46-13, and section 40-46-20 of the North Dakota Century Code, relating to employees' pension plan in cities.

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

Senators Saumur, Longmire, Lips, Reichert and Sanford introduced:

Senate Bill No. 62. A Bill for an Act amending and re-enacting section 65-04-04 of the North Dakota Century Code Supplement relating to the payment of premiums to the North Dakota Workmen's compensation fund, and providing the due date thereof for municipal corporations be the end of the fiscal year of such municipal corporation.

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

Senators Morgan, Longmire, Becker, Sinner, Mutch, Holand, Brooks, Trenbeath, Meidinger, Van Horn, Bopp and Wartner introduced:

Senate Bill No. 63. A Bill for an Act to create and enact sections 12-23-08 and 12-23-09 of the North Dakota Century Code, providing a penalty for the offering or accepting of bribes calculated to affect the result of amateur or professional games, contests, or athletic events.

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

REPORT OF SELECT COMMITTEE

Senator Hernettt moved that the report of the Select Committee appointed to arrange for Chaplaincy of the Senate during the Thirty-eighth Legislative Assembly, printed on pages 35, 36 and 37 of the Senate Journal be adopted.

ROLL CALL

The question being on the motion of Senator Hernettt that the report of Select Committee appointed to arrange for the Chaplaincy be adopted, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernettt	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Chesrown	Nelson	Trenbeath
Holand		

So the motion was declared carried.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 15, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "E"

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

HOWARD F. DOHERTY, Secretary.

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

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

HOWARD F. DOHERTY, Secretary.

EIGHTH DAY

Bismarck, January 15, 1963

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

Prayer by Chaplain Erwin Wieland, American Lutheran.

O God, Whose alone is the Kingdom, and the power and the glory, yet Who has ordained human government for the temporal welfare of mankind: Grant and continue unto us a succession of legislators and executives who have been taught the wisdom of the Kingdom of Christ. Endow all members of the Senate with a right understanding, a pure purpose and sound speech; enable them to rise above all self seeking and party zeal into the larger sentiments of what is good for our citizens and that which makes for human brotherhood. Purge us—O Lord—of every evil; make us to love peace and fair-dealing. Inspire us with calmness and self restraint and the endeavor to further the doing of Thy will everywhere upon the earth. Grant then, O God Thy Holy Spirit to the members of this Senate—that they may faithfully labor for the welfare of our nation, state and people and for the advancement of Thy Kingdom upon earth; through Jesus Christ our Lord. Amen.

Roll call: All Senators present except Senators Chesrown, Holand and Kisse.

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 fifth day after recess and seventh day and recommends that the same be corrected as follows:

On page 49, line 14, delete the name "Holand" and insert in lieu thereof the name "Hernettt".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 15, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "E"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, January 15, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A"

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

GERALD L. STAIR, Chief Clerk.

FIRST READING OF SENATE BILLS

Senators Meidinger, Roen, Erickson, Van Horn, Ringsak, Harris, Mutch, Lips, Baeverstad, Holand, Reichert, Thompson, George and Becker introduced:

Senate Bill No. 64. A Bill for an Act to create and enact section 15-10-29 of the North Dakota Century Code, placing a limitation upon the number of out-of-state students enrolled in state-supported institutions of higher education.

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

Senators Longmire, Ringsak, Bopp, Roen, Reichert, Harris, Trenbeath and Kee introduced:

Senate Bill No. 65. A Bill for an Act to allow certain school districts, upon approval of the electorate of such districts and the superintendent of public instruction, to enter into agreements with school districts of adjoining states for the joint erection, operation and maintenance of school facilities and to levy and collect taxes for such purpose.

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

MOTIONS

Lt. Gov: "Members of the Senate. This afternoon it is my distinct privilege and pleasure to present to you a friend of mine of long standing, a former Lieutenant Governor, and presiding officer of the 37th Legislative Assembly, the honorable Orville Hagen."

Mr. Hagen: "Thank you, Mr. President. Members of this distinguished body. It is indeed a pleasure to return and renew acquaintances, although I should say very little — I already said too much this summer. One fellow told me — your trouble is you were transmitting when you should have been receiving. It is a real pleasure to come back. Regardless of politics, you always make acquaintances here that you never forget. I know your job is tremendous and the people of North Dakota are looking forward to a good job and I know you will do a good job. You have a good presiding officer and if you will cooperate with him as much as you did with me, I know he will enjoy it immensely. Thank you."

Senator Brooks moved that the remarks of former Lieutenant Governor Hagen be printed in the Journal, which motion prevailed.

Senator Hernettt moved that the Senate do now recess until 1:00 p. m., January 16, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

EIGHTH DAY AFTER RECESS AND NINTH DAY

Bismarck, January 16, 1963

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

OATH OF OFFICE

The oath of office was administered to Philip Henry, Bill Book Attendant, by the Lieutenant Governor.

FIRST READING OF SENATE BILLS

Senators Morgan, Wadeson, Sorlie, Redlin, Miller, Nelson and Strinden introduced:

Senate Bill No. 66. A Bill for an Act to amend and re-enact chapter 35-09 and section 35-21-01 of the North Dakota Century Code, relating to seed liens and their release by an undertaking.

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

Senators Forkner, Torgerson, Baeverstad, Meidinger, Harris and Longmire introduced:

Senate Bill No. 67. A Bill for an Act to amend and re-enact section 57-15-06.3 of the North Dakota Century Code to provide for a use of excess funds from county road construction programs, and declaring an emergency.

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

Senators Baker and Becker introduced:

Senate Bill No. 68. A Bill for an Act to provide for equipping grain elevators and warehouses with an overall height of forty feet or more with certain types of fire fighting equipment in order to protect firemen when fighting elevator fires and providing for a penalty for the violation of such equipping requirements.

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

Senators Lips, Brooks, Meidinger and Reichert introduced:

Senate Bill No. 69. A Bill for an Act to amend and re-enact sections 40-18-01, 40-18-03, 40-18-04, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-09, 40-18-10, 40-18-11, 40-18-13, 40-18-14, 40-18-15, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 40-15-02, and to repeal subsection 3 of section 40-15-01, and to repeal section 40-14-01 of the North Dakota Century Code, relating to the jurisdiction, selection, qualifications,

compensation, duties and powers of police magistrates, and changing the name thereof to municipal judges.

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

Senators Meidinger, Erickson, Foss, Reichert and Sorlie introduced:

Senate Bill No. 70. A Bill for an Act to amend and reenact section 15-13-01 of the North Dakota Century Code, relating to the names of the state normal schools.

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Reichert introduced:

Senate Concurrent Resolution "G". A concurrent resolution for the amendment of section 74 of the Constitution of the state of North Dakota, relating to the election of the governor and lieutenant governor.

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

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "E"

Was delivered to the Secretary of State for his approval at the hour of 2:30 p. m., January 15, 1963.

SENATOR HARRIS, Chairman.

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.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 16, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "A"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Baeverstad moved that Senate Bills No. 44, 48 and 49 be returned to the Senate from the Committee on Finance and Taxation, which motion prevailed.

Senator Baeverstad moved that Senate Bills No. 44, 48 and 49 be re-referred to the Committee on Education, which motion prevailed.

Senator Longmire moved that Senate Bill No. 59 be laid over one legislative day, which motion prevailed.

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

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

HOWARD F. DOHERTY, Secretary.

NINTH DAY

Bismarck, January 16, 1963

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

Prayer by Chaplain A. P. Tidemann, Lutheran Church of the Cross.

Let us pray:

Lord of heaven and earth, give us the assurance of Thy holy presence. Make Thy will known to these law makers, as they seek to fulfill the high and noble purpose for gathering here. Remove from this assembly any motives of selfishness or mistrust.

Enable each elected official to stand before Thee and his fellow-men, knowing that Thy good and gracious will has been advanced. Give deep insight and understanding to each one in the performance of duty, and in the advancement of citizen's rights and privileges.

When this legislative day is ended, may justice and goodwill have been promoted.

All things are in Thy hands, dear Lord, may we receive Thy strength and courage to do Thy will.

In Jesus Name. Amen.

Roll Call: All Senators present except Senator Cheshorn.

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.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 16, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "D"

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

GERALD L. STAIR, Chief Clerk.

EXECUTIVE SESSION

Senator Hernettt moved that the Senate resolve itself into an Executive Session and receive messages from the Governor, which motion prevailed.

Three messages from the Governor were read by the Secretary requesting confirmation of the following executive appointments:

Charles L. Hughes, as State Securities Commissioner, pursuant to Section 10-04-03 of the North Dakota Century Code.

Dr. E. J. Larson of Jamestown, William Gust, Jr., of St. Thomas, and Charles M. Code of Lisbon, as a Board of

Trustees for the North Dakota Soldiers' Home, pursuant to section 37-15-03 of the North Dakota Century Code.

Henry P. Sullivan of Mohall to serve a seven-year term on the Board of Higher Education, which term will expire on July 1, 1969.

Mrs. Elvira Jestrab of Williston, for reappointment on the Board of Higher Education when her term expires on July 1, 1963.

The Senate in Executive Session thereupon advised and consented to all of the above appointments and confirmed the same.

The Executive Session was thereupon dissolved and the Senate resumed its regular session.

MOTION

Senator Hernet moved that the Senate do now recess until 1:00 p.m., January 17, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

NINTH DAY AFTER RECESS AND TENTH DAY

Bismarck, January 17, 1963

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

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Mileage and Per Diem has completed the accounting for the mileage and per diem of the members of the Senate and recommends the following:

Dist. No.		Mileage
1.	Pembina..... Grant Trenbeath.....	630
2.	Ward..... Walter Dahlund.....	336
3.	Walsh..... C. F. Harris.....	578
4.	Walsh..... Elton W. Ringsak.....	612
5.	Grand Forks..... Duane Mutch.....	500
6.	Grand Forks..... George Saumur.....	574
7.	Grand Forks..... George Longmire.....	530
8.	Traill..... Oscar J. Sorlie.....	500
9.	Cass..... Lee F. Brooks.....	400
10.	Cass..... George A. Sinner.....	370
11.	Cass..... Harry W. Wadson.....	368
12.	Richland..... A. W. Luick.....	530
13.	Sargent..... Leonard A. Bopp.....	434
14.	Ransom..... Donald C. Holand.....	380
15.	Barnes..... P. L. Foss.....	270
16.	Griggs-Steele..... Carrol Torgerson.....	380
17.	Nelson..... Alex Miller.....	450
18.	Cavalier..... Richard E. Forkner.....	540
19.	Rolette..... Philip Berube.....	450
20.	Benson..... Bronald Thompson.....	320
21.	Ramsey..... J. H. Mahoney.....	380
22.	Towner..... H. B. Baeverstad.....	420
23.	Stutsman..... R. E. Meidinger.....	204
24.	LaMoure..... Emil T. Nelson.....	310
25.	Dickey..... C. G. Kee.....	340
26.	Emmons..... Robert Chesrown.....	130
27.	Burleigh..... Evan E. Lips.....	0
28.	Bottineau..... Edwin C. Becker.....	384
29.	Ward..... C. W. Baker.....	230
30.	Morton..... Emil E. Kautzmann.....	10
31.	Stark..... Wm. R. Reichert.....	220
32.	Eddy-Foster..... H. O. Beck.....	258
33.	Wells..... Aloys Wartner, Jr.....	230
34.	McHenry..... Bencer N. Kjos.....	208
35.	Kidder-Sheridan..... Harry W. George.....	95
36.	McIntosh-Logan..... Gail H. Hernet.....	240

37.	Richland.....	Kenneth L. Morgan.....	430
38.	Barnes.....	Theron L. Strinden.....	300
39.	Billings-Bowman- Golden Valley- Slope.....	Leland Roen.....	372
40.	Burke-Divide.....	Rolland Redlin.....	520
41.	McKenzie.....	Arne Sanford.....	384
42.	Pierce.....	Eugene Tuff.....	340
43.	Renville.....	Orville Witteman.....	330
44.	Mountrail.....	Clark Van Horn.....	280
45.	Williams.....	Iver Solberg.....	432
46.	McLean.....	Dave M. Robinson.....	144
47.	Grant-Sioux.....	Dwight Kamrath.....	170
48.	Mercer-Dunn- Oliver.....	Dan Kisse.....	243
49.	Adams-Hettinger.....	Lloyd Erickson.....	310

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted.

Senator Kee moved that the reading of the report of the Committee on Mileage be dispensed with, that the report be printed in the Journal and laid over one legislative day, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: Your Select Committee appointed to arrange for telephone installations has had the same under consideration and report that "Wide Area Telephone Service (WATS)" has been installed, and your committee recommends that all Senators use the following procedure in placing calls:

WATS is a two-point out-going station to station service only. You may not call collect, receive incoming, or place person to person calls, or conference and credit card calls over the WATS line.

Area covered by our WATS is for the state of North Dakota only. A flat monthly charge is paid for our WATS line, and an unlimited number of calls within the state of North Dakota may be placed over this line. It is available for use on a 24-hour basis. All long distance calls, out-going within the state, are to be placed over the WATS access line.

All out of state long distance calls will be placed in the regular manner.

All three booths are available for WATS usage. Directories for all North Dakota towns are located at the telephone attendant's desk.

After each daily session is over, a WATS line will be available for use at the Legislative Research Committee offices.

Instructions on how to place a call have been placed on each Senator's desk.

SENATOR RINGSACK, Chairman.

Senator Ringsack moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Ringsack that the report of the Committee on Telephone Service be adopted, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Brooks	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Bopp Chesrown

So the motion was declared adopted.

FIRST READING OF SENATE BILLS AND SENATE CONCURRENT RESOLUTIONS

Senators Brooks, Ringsak and Wartner introduced:

Senate Bill No. 71. A Bill for an Act to amend and reenact sections 49-18-12 and 49-18-16 of the North Dakota Century Code, relating to the granting and revocation of a temporary permit by the public service commission for service by a common carrier to specific points or territories.

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

Senators Brooks, Baker, Dahlund, Ringsak, Robinson, Wartner and Sinner introduced:

Senate Bill No. 72. A Bill for an Act to amend and reenact section 4-05-08.6 of the North Dakota Century Code, relating to travel expenses of the board of visitors for the north central agricultural experiment station.

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

Senators Brooks, Sinner, Holand, Morgan and Thompson introduced:

Senate Bill No. 73. A Bill for an Act to create and enact section 60-09-06 and to amend and reenact section 60-09-05 of the North Dakota Century Code, relating to deputy weighmasters.

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

Senators Longmire, Redlin, Berube, Roen, Bopp, Miller, Mutch, Wadeson, Kisse, Ringsak, Thompson, Van Horn, Kee, Morgan, Saumur, Trenbeath, Wartner, Holand, Baeverstad, Becker, Hernett, Luick, Meidinger, Reichert and Brooks introduced:

Senate Bill No. 74. A Bill for an Act to make an appropriation to the legislative research committee for the purpose of reimbursing the committee for unexpected study costs, and declaring an emergency.

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

Senators Longmire and Reichert introduced:

Senate Bill No. 75. A Bill for an Act to create and enact section 28-04-03.1 of the North Dakota Century Code, providing for the venue in court actions arising out of the negligent operation of a motor vehicle.

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

Senators Longmire and Wartner introduced:

Senate Bill No. 76. A Bill for an Act to amend and reenact section 56-02-14 of the North Dakota Century Code relating to the validity and interpretation of wills.

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

Senators Meidinger, Roen, Hernet, Robinson and Strinden introduced:

Senate Bill No. 77. A Bill for an Act to create and enact section 15-36-05.1 of the North Dakota Century Code, relating to the prerequisites for teacher certification.

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

Senators Roen, Redlin, Erickson, Becker and Solberg introduced:

Senate Bill No. 78. A Bill for an Act to amend and reenact subsection 3 of section 57-51-15 of the North Dakota Century Code, relating to the allocation to counties of revenues from oil and gas gross production tax.

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

Senator Wartner introduced:

Senate Bill No. 79. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-17-01, 16-17-10, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the time for primary elections, time for secretary of state to give notice to the county auditor, time for county party committee organization meetings, state central committee meetings, time for meeting of the precinct committeemen to elect delegates to state party convention and time for the holding of state party conventions.

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

Senators Solberg, Thompson, Morgan, Dahlund, Bopp, George and Van Horn introduced:

Senate Concurrent Resolution "H". A concurrent resolution urging the United States Fish and Wildlife Service of the Department of the Interior to establish reasonable regulations in respect to the number and species of ducks that may be shot in North Dakota and also urging the United States to enter into an agreement with Mexico to prevent the wholesale slaughter of ducks in Mexico.

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

MOTIONS

Senator Solberg moved that the rules be suspended and that Senate Concurrent Resolution "H" be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "H"

Introduced by Senators Solberg, Thompson, Morgan, Dahlund, Bopp, George, and Van Horn

A concurrent resolution urging the United States Fish and Wildlife Service of the Department of the Interior to establish reasonable regulations in respect to the number and species of ducks that may be shot in North Dakota and also urging the United States to enter into an agreement with Mexico to prevent the wholesale slaughter of ducks in Mexico.

1 WHEREAS, North Dakota raises and feeds
2 more ducks than any other state, and several times
3 more than are shot by state-licensed hunters; and
4 WHEREAS, the United States Fish and
5 Wildlife Service of the Department of the Interior
6 has imposed unreasonable restrictions respecting
7 the number and species of ducks that may be taken
8 during the hunting season, such restrictions in
9 effect requiring the hunters to carry a duck identi-
10 fication book and field glasses in one hand and a
11 gun in the other; and
12 WHEREAS, ducks migrating from Canada,
13 and from North Dakota and other states of the United
14 States, are being slaughtered in wholesale numbers
15 in Mexico due to an absence of restrictions respecting
16 duck hunting and the allowance of commercial duck
17 hunting and trapping;
18 NOW, THEREFORE, BE IT RESOLVED BY THE
19 SENATE OF THE STATE OF NORTH DAKOTA, THE
20 HOUSE OF REPRESENTATIVES CONCURRING
20a THEREIN:

21 That the United States Fish and Wildlife
22 Service of the Department of the Interior establish
23 reasonable regulations which would allow North
24 Dakota hunters to take a greater number of species
25 of ducks during the forthcoming hunting seasons;
26 and

27 BE IT FURTHER RESOLVED, that the
28 United States enter into negotiations with Mexico
29 in order to prevent the unreasonable slaughter in
30 Mexico of ducks raised in Canada, and in North
31 Dakota and other states of the United States; and

32 BE IT FURTHER RESOLVED, that copies
33 of this resolution be forwarded by the secretary
34 of state to the North Dakota state game and fish
35 commissioner, the North Dakota delegation in
36 Congress, and the director of the United States
37 Fish and Wildlife Service of the Department of
38 the Interior at Washington, D. C.

FIRST READING OF A SENATE CONCURRENT
RESOLUTION

Senators Roen, Trenbeath and Redlin introduced:

Senate Concurrent Resolution "I". A concurrent resolution relating to the provision of assurances to the government of the United States of the payment of non-Federal costs by the State and its political subdivisions in federally approved water projects.

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

SECOND READING OF A SENATE BILL

Senate Bill No. 59. A Bill for an Act to amend and reenact subsection 5 of section 25-01-01, sections 25-01-02, 25-04-01, and 25-04-03 of the North Dakota Century Code, relating to the name of the institution for the feeble-minded at Grafton, North Dakota.

Was read the second time.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Brooks	Luick	Solberg
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Torgerson
George	Mutch	Trenbeath
Harris	Nelson	Tuff
Hernett	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann		Witteman

Absent and not voting:

Bopp Chesrown

So the bill passed and the title was agreed to.

FIRST READING OF A HOUSE
CONCURRENT RESOLUTION

House Concurrent Resolution "D". A concurrent resolution directing the secretary of state to provide identification tags for sale to all persons registered as lobbyists.

Was read the first time.

MOTIONS

Senator Hernett moved that the rules be suspended and that House Concurrent Resolution "D" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE
CONCURRENT RESOLUTION

House Concurrent Resolution "D". A concurrent resolution directing the secretary of state to provide identification tags for sale to all persons registered as lobbyists.

Was read the second time.

Senator Hernett moved that House Concurrent Resolution "D" be adopted, which motion was declared lost.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, January 17, 1963

Mr. President: I have the honor to transmit:

House Bill No. 543

House Bill No. 544

House Bill No. 547

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, January 17, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed a committee of three to meet with a like committee from the Senate to arrange for a joint Memorial Session on February 22, 1963. Representatives appointed to the committee were:

Representatives:

Mosal

Dornacker

Solberg

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Hernettt moved that the President appoint a committee of five to serve as a Committee on Delayed Bills, which motion prevailed.

The President appointed as such committee Senators Wartner, Meidinger, Chesrown, Kjos and Thompson.

Senator Hernettt moved that the President appoint a committee of five to serve as a Legislative Research Resolutions Committee, which motion prevailed.

The President appointed as such committee Senators Mutch, Holand, Sorlie, Sanford and Redlin.

Senator Hernettt moved that the President appoint a committee of three to serve as a Committee on Photography, which motion prevailed.

The President appointed as such committee Senators Morgan, Kautzmann and Witteman.

Senator Hernettt moved that the President appoint a committee of three to meet with a like committee from the House to arrange for a Joint Memorial Service on Washington's Birthday, which motion prevailed.

The President appointed as such committee Senators Erickson, Dahlund and Sinner.

Senator Hernettt moved that the President appoint a committee of three to meet with a like committee from the House to arrange for a program on Lincoln's Birthday, which motion prevailed.

The President appointed as such committee Senators Torgerson, Chesrown and Bopp.

MESSAGES TO THE GOVERNOR

January 17, 1963

Governor William L. Guy
State Capitol Building
Bismarck, North Dakota

Dear Governor Guy:

I have the pleasure to inform you that the Senate sitting in executive session has advised and consented to your

appointments to the Board of Trustees for the North Dakota Soldiers' Home, as follows:

Dr. E. J. Larson of Jamestown
Mr. Charles M. Code of Lisbon
Mr. William Gust, Jr., of St. Thomas.

Very truly yours,
Frank A. Wenstrom
Lieutenant Governor

January 17, 1963

Governor William L. Guy
State Capitol Building
Bismarck, North Dakota

Dear Governor Guy:

I have the pleasure to inform you that the Senate sitting in executive session has advised and consented to your appointment of Charles L. Hughes as State Securities Commissioner.

Very truly yours,
Frank Wenstrom
Lieutenant Governor

January 17, 1963

Governor William L. Guy
State Capitol Building
Bismarck, North Dakota

Dear Governor Guy:

I have the pleasure to inform you that the Senate sitting in executive session has advised and consented to your appointments to the Board of Higher Education, as follows:

Mrs. Elvira W. Jestrab of Williston
to serve a 7-year term from July 1,
1963 to July 1, 1970, and

Mr. Henry P. Sullivan of Mohall to
serve a 7-year term from July 1, 1962
to July 1, 1969.

Very truly yours,
Frank Wenstrom
Lieutenant Governor

ANNOUNCEMENT

Senator Baker:

"This week is an important one in the lives of two distinguished North Dakota citizens . . . Mr. and Mrs. Martin S. Stenehjem of Minot, North Dakota, are observing the fiftieth anniversary of their wedding . . . Sunday, January 20 has been chosen as the day for the Stenehjem to receive their friends in the First Lutheran Church parlors in Minot from three to five o'clock in the afternoon. I know that many of us have personal knowledge of the worthwhile contribution that Emma and Martin Stenehjem have made to good government in North Dakota, and all of us have one way or another come to know about the fine spirit of public service which has marked their lives through the years . . . I thought that the members of this body would like to know of this Golden Wedding Anniversary since many, I am sure, will want to extend their congratulations to the Stenehjem, either in person or by mail before Sunday . . ."

MOTION

Senator Dahlund moved that the remarks of Senator Baker be printed in the Journal, which motion prevailed.

Senator Kautzmann moved that the absent Senators be excused.

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

HOWARD F. DOHERTY, Secretary.

TENTH DAY

Bismarck, January 17, 1963

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

Prayer by Chaplain Cedric Lofdahl, House of Prayer Lutheran, Bismarck.

Almighty God, who has so richly blessed this land, make us, Thy people, to be humble. Keep us ever aware that the good things we enjoy have come from Thee, that Thou didst lend them to us.

Impress upon our smugness that we are not owners, but stewards. Give us the wisdom, the understanding, the strength, and the courage to be good stewards, that we may use all things to Thy glory and for the betterment of Thy people.

Sanctify the decisions and efforts of this body, the stewards of this state, that they may please Thee and that this state and Thy people may prosper under Thy blessing. Amen.

Roll call: All Senators present except Senator Chesrown.

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 eighth day after recess and ninth day and find the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Ringsak: "Mr. President, we have in the Senate chambers today a former member of the House of Representatives of South Dakota. This last year he decided to leave the lower house and run for Congress on the Democratic ticket, but was defeated. He is a graduate of the North Dakota State University, and I move that the courtesy of the floor be extended to former Representative May and that the President appoint a committee of two to escort Representative May to the rostrum," which motion prevailed.

Mr. May was escorted to the rostrum and invited to address the Senate by the Lieutenant Governor.

Mr. May: "Mr. President. Members of the Senate. It is certainly a pleasure to have this privilege extended to an individual who is a guest from a neighboring state. My purpose in being in North Dakota at this time, of course, is to observe the actions of another legislative body in session. I have had the privilege of serving in the South Dakota Legislature for a period of four terms and have not had an opportunity in the past to observe the activities of

another legislative body, and of course if I were to make a choice as to legislative bodies I would like to observe, it would be the State of North Dakota, this wonderful land of opportunity here in this state here. Why? Because of its close proximity to the State of South Dakota, which has the same problems and same turmoil and difficulties that you people have here. I find that legislation that has been introduced in your body over the years runs parallel with that we have introduced in our body in the State of South Dakota. When I say land of opportunity I mean that. If I had to be a resident of any state other than the State of South Dakota, North Dakota would be my choice, and it would be my choice because of the fine people you have here in this State, and the fact I graduated from college here and knowing a number of people in North Dakota makes it my second state, and I am proud to have the opportunity to appear before you here today. I would be remiss in my comments if I did not mention that I had had the opportunity as a Member of the State Legislature of South Dakota, to attend a convention or meeting of the four-state conference that was conducted under the supervision of one of your leading gentleman here, Senator Don Holand, and it was certainly well planned and organized, and we were a finely treated group that met here, and I think there was a tremendous amount accomplished, and progress made, in that meeting. I want to thank you people of North Dakota for that. In closing I want to thank Senator Ringsak for giving me the opportunity, and I want to say Godspeed and clear sailing in your legislation — all I can say is turmoil because being in it and knowing what it is — you have a tremendous job — I have said this over the — and it is the same in North Dakota as in South Dakota — and every other State — that we have progressed as rapidly as we have and as far as we have since 1889 — when we became states — with all the legislation that is thrown in the laps of the legislators and which has to be decided in 60 days. With that I wish you Godspeed and thank you again.”

MOTIONS

Senator Ringsak moved that the remarks of Mr. May be printed in the Journal, which motion prevailed.

Senator Hernettt moved that the Senate do now recess until 1:00 p. m. January 18, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TENTH DAY AFTER RECESS AND ELEVENTH DAY

Bismarck, January 18, 1963

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "C" has had the same under consideration and recommends that the same be amended as follows:

In line 53 after the word "attained" delete the word "to".

In line 139 of TABLE 5 insert an apostrophe before the letter "s" in the name "Lambs".

In line 158 of TABLE 5 insert an apostrophe before the letter "s" in the name "Kellys".

In line 172 after the word "Secretary" delete the word "of" and insert in lieu thereof the word "for".

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "H" has had the same under consideration and recommends that the same be amended as follows:

In line 24 after the word "number" delete the words "of species" and renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Lips, Reichert, Erickson and Meidinger introduced:

Senate Bill No. 80. A Bill for an Act to create and enact sections 5-06-06 and 5-06-07 of the North Dakota Century Code prohibiting credit sales of beer and malt beverages, providing for the enforcement thereof, and providing a penalty for violations.

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

Senators Brooks, Redlin, Reichert and Erickson introduced:

Senate Bill No. 81. A Bill for an Act to amend and reenact section 49-15-10 of the North Dakota Century Code, relating to the granting of a permit by the public service commission to railway corporations allowing favorable rates for volume shipments.

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

Senators Brooks, Erickson, Sanford, Robinson, Trenbeath and Reichert introduced:

Senate Bill No. 82. A Bill for an Act to amend and reenact subsection 4 and to create subsection 7 of section 39-12-04 of the North Dakota Century Code relating to the length limitations on highway vehicles.

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

Senators Brooks, Redlin, Reichert and Erickson introduced:

Senate Bill No. 83. A Bill for an Act to amend and reenact section 49-05-05 of the North Dakota Century Code, relating to the changes in tariff rates by a public utility and providing a penalty therefor.

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

Senators Forkner, Roen, Meidinger, and Mahoney introduced:

Senate Bill No. 84. A Bill for an Act to amend and reenact section 4-02-27.1 of the North Dakota Century Code, relating to an additional mill levy for the aid of county fair associations, and declaring an emergency.

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

Senators Lips introduced:

Senate Bill No. 85. A Bill for an Act to amend and reenact section 15-39-40 of the North Dakota Century Code, relating to the withdrawal and reinstatement of members of the teachers' insurance and retirement fund.

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

Senators Lips, Kautzmann, Mahoney and Robinson introduced:

Senate Bill No. 86. A Bill for an Act to amend and reenact Section 65-04-31 of the North Dakota Century Code relating to investment of moneys in the workmen's compensation fund.

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

Senators Lips, Kautzmann, Mahoney and Robinson introduced:

Senate Bill No. 87. A Bill for an Act to amend and reenact section 15-39-26 of the North Dakota Century Code relating to investment of moneys in the teachers insurance and retirement fund.

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

Senators Ringsak, Trenbeath, Mutch and Kisse introduced:

Senate Bill No. 88. A Bill for an Act to provide definitions for the administration and regulation of the dairy processing, production, and manufacturing industry within the state, and to repeal sections 4-18-01, 4-18A-01, and 4-18B-02 of the North Dakota Century Code, relating to definitions for the purpose of dairy regulation.

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

Senators Redlin and Forkner introduced:

Senate Bill No. 89. A Bill for an Act to require the posting of a bond by nonresident custom harvesters to secure the payment of use tax liability incurred while in the state, and providing a penalty.

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

Senators Ringsak, Reichert, Van Horn and Lips introduced:

Senate Bill No. 90. A Bill for an Act to make a deficiency appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association, and declaring an emergency.

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

Senators Ringsak, Reichert, Van Horn and Lips introduced:

Senate Bill No. 91. A Bill for an Act to make an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association.

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Redlin and Roen introduced:

Senate Concurrent Resolution "J". A concurrent resolution directing the department of accounts and purchases to develop envelope stock containing colored pictures of North Dakota scenes for the use of all state agencies.

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

FIRST READING OF HOUSE BILLS

House Bill No. 543. A Bill for an Act to amend and reenact subsection 2 of section 57-39-15 and subsection 1 of section 57-39-20 of the North Dakota Century Code, relating to time limitations in which a court proceeding may be commenced for the collection of unpaid sales taxes, and to the employment of sales and use tax auditors by the tax commissioner.

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

House Bill No. 544. A Bill for an Act to amend and reenact subsection 5 of section 57-39-12 of the North Dakota Century Code, relating to the revocation of retail sales tax permits.

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

House Bill No. 547. A Bill for an Act to amend and reenact section 54-27-09 of the North Dakota Century Code, relating to the cancellation of unexpended appropriations.

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

COURTESY OF THE FLOOR

Senator Trenbeath moved that the President appoint a committee of two to escort former Senator Franklin Page of Pembina County to the rostrum, which motion prevailed.

The President appointed as such committee Senators Holand and Reichert, and former Senator Franklin Page was escorted to the rostrum and addressed the Senate briefly.

MOTIONS

Senator Hernettt moved that the temporary Committee on Employment be made the permanent Committee on Employment, which motion prevailed.

Senator George moved that the payroll designations of the following employees be changed, as follows:

William Campbell, from Page and Bill Book Attendant to Supervisor of Personnel and Page;

Edna Jones, from Mail Room Clerk to Mail Room Clerk and Bill Book Attendant;

E. O. Hougen, from Chart Room to Mail Room Clerk. Which motion prevailed.

Senator Torgerson moved that the report of the Committee on Mileage and Per Diem be adopted.

ROLL CALL

The question being on the motion of Senator Torgerson, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Redlin	Tuff
Harris	Reichert	Van Horn
Hernettt	Ringsak	Wartner
Holand	Robinson	Witteaman
Kamrath		

Absent and not voting:

Berube	Kee	Nelson
Brooks	Miller	Wadeson

So the report was declared adopted.

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

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

HOWARD F. DOHERTY, Secretary.

ELEVENTH DAY

Bismarck, January 18, 1963

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

Prayer by Chaplain Robert A. Feehan, St. Mary's Roman Catholic, Bismarck.

Direct, O Lord, our actions by Thy holy inspirations and carry them along by Thy most gracious assistance, so that every word and work of ours will begin with Thee and by Thee be happily ended.

Glory to God in the highest and on earth, peace to men of good will, Amen.

Roll Call: All Senators present except Senators Berube, Brooks, Kee, Miller, Nelson and Wadeson.

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 ninth day after recess and tenth day and find the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, N. D., January 18, 1963

Mr. Speaker: I have the honor to inform you that the President has appointed a committee of three to meet with a like committee from the House to arrange for a Joint Memorial Session on February 22, 1963.

Senators:
Erickson
Dahlund
Sinner

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, N. D., January 18, 1963

Mr. Speaker: I have the honor to inform you that the President has appointed a committee of three to meet with a like committee from the House to arrange for a program on Lincoln's birthday.

Senators:
Torgerson
Chesrown
Bopp

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, January 18, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 59

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, January 18, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "D"

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

COURTESY OF THE FLOOR

At the request of Senator Robinson the courtesy of the floor was extended to Ray Meyer of Flasher, Chairman of the Little International Livestock Show at the North Dakota State University, to be held February 15, 16, 1963, and to Harold Spickler of Grace City, Vice-chairman of said show.

Senator Kautzmann moved that a committee of two be appointed to escort Ray Meyer to the rostrum, which motion prevailed.

The President appointed as such committee Senators Robinson and Sinner, and Ray Meyer was escorted to the rostrum and he addressed the Senate briefly.

Senator Hernettt moved that the Senate recess until 1:30 p.m., on January 19, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

ELEVENTH DAY AFTER RECESS AND TWELFTH DAY

Bismarck, January 19, 1963

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

FIRST READING OF SENATE BILLS AND
CONCURRENT RESOLUTIONS

Senators Luick and Foss introduced:

Senate Bill No. 92. A Bill for an Act to make a deficiency appropriation for the purchase of oleomargarine stamps by the state treasurer, and declaring an emergency.

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

Senators Longmire, Lips, Sorlie, Mahoney, Trenbeath and Erickson introduced:

Senate Bill No. 93. A Bill for an Act to amend and re-enact section 11-10-02 of the North Dakota Century Code Supplement, relating to the election and terms of office of certain county officers.

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

Senators Ringsak, Roen, Lips, Saumur, Foss, Solberg, Thompson and Kjos introduced:

Senate Bill No. 94. A Bill for an Act to amend and re-enact section 5-01-13 of the North Dakota Century Code, relating to the sale of liquors.

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

Senators Mutch, Reichert and Kautzmann introduced:

Senate Bill No. 95. A Bill for an Act to amend and re-enact sections 11-05-07, 11-05-08, 11-05-15, and 11-05-20 of the North Dakota Century Code, relating to the consolidation of counties and to repeal sections 11-05-19 and 11-05-21, of the North Dakota Century Code.

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

Senators Roen, Redlin and Robinson introduced:

Senate Bill No. 96. A Bill for an Act to amend and re-enact section 44-08-10 of the North Dakota Century Code as amended by the 1961 Session Laws relating to the provision to "Buy North Dakota Products".

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

Senators Reichert, Kamrath, Kisse and Roen introduced:

Senate Bill No. 97. A Bill for an Act to amend and reenact subsection 1 of section 40-49-12 of the North Dakota Century Code, and to repeal subsection 11 of section 11-28-05 and subsection 3 of section 11-28-16 of the North Dakota Century Code, relating to the exercise of the power of eminent domain by the board of park commissioners and the board of joint park commissioners.

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

Senator Lips introduced:

Senate Bill No. 98. A Bill for an Act to amend and reenact Sections 43-02-04, 43-02-07, 43-02-10, 43-02-11, and 43-02-14 of the North Dakota Century Code, relating to accountants.

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

Senator Lips introduced:

Senate Bill No. 99. A Bill for an Act to amend and reenact section 14-02-09 of the North Dakota Century Code to provide for the mitigation of damages in defamation suits against radio and television broadcasting stations.

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

Senators Sinner and Trenbeath introduced:

Senate Bill No. 100. A Bill for an Act to create and enact section 15-34-26.1 and to amend and reenact section 15-34-24 of the North Dakota Century Code, relating to the formula for the computation of state aid to transportation, and authorizing a tax levy to offset decreases in payments.

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

Senators Redlin, Trenbeath, Kautzmann, Wartner, Kisse, Erickson, Becker, Roen, Thompson, Mahoney, Torgerson, Meidinger and Beck introduced:

Senate Concurrent Resolution "K". A concurrent resolution memorializing the Congress to promptly review and approve modifying provisions in connection with the construction of the Garrison Diversion Unit thereof.

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

MOTIONS

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

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

HOWARD F. DOHERTY, Secretary.

TWELFTH DAY

Bismarck, January 19, 1963

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

Prayer by Chaplain Henry Hottmann, McCabe Methodist, Bismarck.

Eternal God, our heavenly Father, we are compelled to say with the Psalmist,

"Bless the Lord, O my soul: and all that is within me, bless His holy name.

Bless the Lord, O my soul, and forget not all His benefits:

Who forgiveth all thine iniquities; who healeth all thy diseases;

Who redeemeth thy life from destruction; who crowneth thee with loving kindness and tender mercies . . ." (Psalm 103:1-4.)

Grant us grace to repent of our sins and to yield our wills to Thine, that Thou mayest forgive all our iniquities and heal all our diseases and redeem our lives from destruction. Bring us more and more into fellowship with Thee, dear God, that Thou mayest work through us.

Give to us the faith to put our trust in Thee who dost walk beside us in the Presence of the Living Christ. May His Spirit lead us to know Thy will and to be partners with Thee in doing what is right. Above all may we not forget to remember.

This we ask in the name of Christ, who always remembered His heavenly Father. Amen.

Roll Call: All Senators present except Senators Baeverstad, Baker, Berube, Brooks, Chesrown, Erickson, Foss, George, Holand, Kee, Kisse, Kjos, Longmire, Luick, Mahoney, Meidinger, Miller, Mutch, Nelson, Reichert, Ringsak, Robinson, Roen, Saumur, Sinner, Thompson, Torgerson, Tuff, Van Horn, Wadeson and Witteman.

So the President declared that the Senate lacked a quorum and would stand adjourned until 1:00 p. m., January 21, 1963.

HOWARD F. DOHERTY, Secretary.

TWELFTH DAY AFTER RECESS AND
FOURTEENTH DAY

Bismarck, January 21, 1963

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

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 tenth day after recess and eleventh day and recommends that the same be corrected as follows:

On page 69, line 15, correct the spelling of the word "apostrophe",

On page 72, in line 8, delete the word "on",

On page 72, after line 20 insert the following: "Senator Hernet moved that the temporary committee on Correction and Revision of the Journal be made the permanent Committee on Correction and Revision of the Journal, which motion prevailed."

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

COMMUNICATIONS

A communication was presented from Mildred Johnson, President of the North Dakota State Board of Higher Education, which communication was referred to the Committee on Education.

Senator Redlin moved that the communication from the Board of Higher Education be printed in the Journal, which motion prevailed.

The Honorable Frank Wenstrom

Lt. Governor of North Dakota

Bismarck, North Dakota

Dear Lieutenant Governor:

As you know, because of interest expressed by the Legislative Assembly and citizens of the State in regard to the status of State Teachers College at Ellendale, and because of a long time concern by the Board of Higher Education as to the future of this institution, the Board has during the past year initiated studies in regard to it. No doubt members of the Assembly have read about the results of

these studies and the recommendation of the Board of Higher Education. However, since any final decision in regard to the future of the institution must be made by the Legislature, it appeared to be the duty of the Board to officially bring the results of the studies and recommendations to the attention of the Legislature in order that they might be recorded in the respective Journals of the House and Senate.

The action of the North Dakota State Board of Higher Education taken on January 4, 1963, is hereby presented for such consideration and/or action as the Senate may consider advisable.

"The State Board of Higher Education has given thoughtful and sincere support to the State Teachers College at Ellendale over a period of many years. Some of the Board's efforts to strengthen the college have included the nearly doubling of the school budget over a period of ten years, raising teachers' salaries to a level comparable with other teachers colleges within the State; construction of new buildings; provision for student and faculty housing, and improvement in physical plant. The Board approved the changing of the name from State Normal and Industrial College to State Teachers College, Ellendale; approved a change from the quarter plan to the semester plan; kept out-of-state registration fees below those of other state institutions. During the past years, more has been spent for equipment per student than at any other institution of higher learning under the control of the Board. The Board has given more time and attention to the Teachers College at Ellendale than to any other single institution under its jurisdiction.

The Board has found it necessary to scrutinize every expenditure at all our institutions of higher learning in an effort to assure that North Dakota dollars are spent as wisely and made to serve as efficiently as possible.

The Board has been faced with the fact that at Ellendale the enrollment is small, there has been little growth, the cost of educating a student at Ellendale is much higher than in other state educational institutions; and that the school is not accredited.

The Board requested a survey team of competent, impartial, qualified, out-of-state educators to study the Ellendale situation, and to make their independent recommendations.

The Board further asked a group of responsible citizens from all parts of North Dakota to serve on a Citizens' Committee to evaluate the survey team's report and to make a recommendation to the Board.

Both the Survey Team and the Citizens' Committee recommended that Ellendale State Teachers College be discontinued as an institution of higher education. The Citizens' Committee further recommended that its facilities be converted to other use within the meaning of Article XIX, Section 216 of the Constitution of North Dakota.

After a careful consideration of the facts, the Board endorses the recommendation of the Survey Team and the Citizens' Committee and recommends to the North Dakota Legislative Assembly, as follows:

1. That Ellendale State Teachers College be discontinued as an institution of higher learning;
2. That the Legislature make an appropriation to pay off the bonds outstanding against the men's dormitories at Ellendale;
3. The Board pledges that every effort will be made to retain the teaching staff at Ellendale in other state institutions of higher learning, and that the Board will ask the Legislature for funds covering the cost of transfer;
4. In recognition of financial hardships to which students may be subjected as a result of this action, the Board would waive the registration fee at any other educational institution within this state under its jurisdiction for one year for those students at Ellendale who are now juniors, two years for sophomores, and three years for freshmen."

Respectfully submitted,
 NORTH DAKOTA STATE BOARD
 OF HIGHER EDUCATION
 January 4, 1963
 By Mildred Johnson, President

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 18, 1963

Mr. President: I have the honor to transmit:

House Bill No. 505
 House Bill No. 506

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

GERALD L. STAIR, Chief Clerk.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 42 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENT

Senator Trenbeath moved that the amendments to Senate Concurrent Resolution "C" be adopted, which motion prevailed.

Senator Trenbeath moved that Senate Concurrent Resolution "H" be re-referred to the Committee on Natural Resources, which motion prevailed.

**FIRST READING OF SENATE BILLS AND
CONCURRENT RESOLUTIONS**

Senator Trenbeath introduced:

Senate Bill No. 101. A Bill for an Act to amend and reenact section 38-09-01 of the North Dakota Century Code relating to the reservation of minerals and mineral substances on sale of state-owned lands.

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

Senators Morgan, Kjos and Dahlund introduced:

Senate Bill No. 102. A Bill for an Act to amend and reenact subsection 6 of section 12-41-11 of the North Dakota Century Code, prohibiting the hauling or depositing of refuse upon the land of another, and providing a penalty.

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

Senators Wadeson, Solberg, George and Tuff introduced:

Senate Bill No. 103. A Bill for an Act to amend and reenact section 57-36-23 of the North Dakota Century Code, increasing the tax assessed against the sale of cigarettes and allocated to the incorporated cities and villages of the state by one-half mill on each cigarette.

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

Senators Meidinger, George, Kjos, Sinner, Van Horn, Thompson and Holand introduced:

Senate Concurrent Resolution "L". A concurrent resolution for amendment of sections 71 and 82 of the Constitution of the state of North Dakota, relating to the term of office of various state officials.

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

MOTIONS

Senator Becker moved that the President appoint a committee of two to escort Mrs. Frank A. Wenstrom, wife of the Lieutenant Governor, to the rostrum, which motion prevailed.

The President appointed as such committee Senators Becker and Solberg, and Mrs. Wenstrom was escorted to the rostrum and introduced to the Senate.

Senator Brooks moved that the President be authorized and directed to write a suitable get-well letter to Giff Herron and his family, which motion prevailed.

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

HOWARD F. DOHERTY, Secretary.

FOURTEENTH DAY

Bismarck, January 21, 1963

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

Prayer by Chaplain Andrew B. Meyer, Bismarck Reformed Church.

O loving and merciful God, with Thy help we would begin this new week. We do not know what will happen to us in the course of this week; hence, we come to Thee at

the very beginning of it to commend ourselves wholly to Thee. Lord, grant us Thy Holy Spirit; that He may sanctify, lead and govern us, and that He may bear witness with our spirit that we are children of God. Bless us this week; bless the labor of our calling and our occupations. We will lift up our eyes to the hills from whence cometh our help. Our help cometh from the Lord who made heaven and earth. If Thou leadest us we shall not stray; if Thou keepest us we shall not fall. Therefore, let Thy faithfulness and mercy guard us in all our ways. Show us Thy ways, O Lord; lead us in Thy truth. Unite our hearts to fear Thy Name, and let us not be concerned with what man may do to us.

O, Holy Father, who has led Thy children, in all ages, with the fire and cloud, through dry seas, through weary wastes; to Thee, in reverent love, our hearts are bowed. O Jesus, Prince of Peace and Saviour, to Thee we owe the peace that now prevails, stilling the rude wills of men's wild behavior, and calming passions fierce and stormy gales. O, Holy Ghost, the Lord and Giver of Life, Thine is the quickening power that gives increase. From Thee has flowed, as from a pleasant river, our plenty, wealth, prosperity, and peace. O' Triune God, with heart and voice adoring, praise we the goodness that has crowned the day. Pray we, that Thou wilt hear us, still imploring Thy love and favor, kept to us always. Amen.

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 eleventh day after recess and twelfth day and finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 505. A Bill for an Act authorizing the State Livestock Sanitary Board to provide by regulation for the quarantine of livestock feedlots; providing for the licensing of quarantined feedlots; and making an appropriation.

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

House Bill No. 506. A Bill for an Act making an appropriation to pay veterinary inspectors and expenses in connection with livestock sales rings as provided by law and by regulations promulgated by the Livestock Sanitary Board.

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

MOTION

Senator Hernet moved that the Senate do now recess until 1:30 p. m., January 22, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FOURTEENTH DAY AFTER RECESS AND
FIFTEENTH DAY

Bismarck, January 22, 1963

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 En-grossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "C"

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 43 has had the same under consideration and recommends that the same be amended as follows:

In line 13, after the period insert the following: "Nominations shall be made by the governor from a list of three names for each position to be filled on such board, such names to be selected by a committee consisting of the chief justice of the supreme court, the president of the North Dakota education association, and the president of the North Dakota school boards' association."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 63 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Baker, Bopp, and Lips introduced:

Senate Bill No. 104. A Bill for an Act to create and enact section 23-09-20.1 and to amend and reenact section 19-08-02, subsection 4 of section 19-08-05, subsections 3 and 4 of section 23-09-01, subsection 8 of section 23-09-09, 23-09-17,

subsection 1 of section 23-10-01, and section 23-10-05 of the North Dakota Century Code, relating to the licensing of hotels, boarding houses, trailer courts and beverages by the state laboratories department.

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

Senator Brooks introduced:

Senate Bill No. 105. A Bill for an Act to amend and reenact section 12-42-05 of the North Dakota Century Code, relating to the offense of eavesdropping, and providing a penalty.

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

Senator Brooks introduced:

Senate Bill No. 106. A Bill for an Act to authorize certain counties to levy a tax for county fair purposes, providing for the expenditure of the proceeds, and declaring an emergency.

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

Senator Longmire introduced:

Senate Bill No. 107. A Bill for an Act to amend and reenact section 47-16-15 of the North Dakota Century Code, relating to notices of termination of leases of real property.

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

Senators Brooks, Hernett, Sinner, Morgan, Robinson and Meidinger introduced:

Senate Bill No. 108. A Bill for an Act to amend and reenact section 16-12-14 of the North Dakota Century Code, relating to challengers to voters at the polls.

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

Senators Brooks, Hernett, Sinner and Trenbeath introduced:

Senate Bill No. 109. A Bill for an Act to amend and reenact section 26-24-22 of the North Dakota Century Code relating to reinsurance of risks carried by the state fire and tornado fund.

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

Senators Ringsak, Mutch, and Reichert introduced:

Senate Bill No. 110. A Bill for an Act to amend and reenact section 15-62-02 of the North Dakota Century Code relating to eligibility for scholarships.

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

Senators Baeverstad and Longmire introduced:

Senate Bill No. 111. A Bill for an Act to amend and reenact subsection 3 of section 11-18-03 of the North Dakota Century Code, relating to documents transferring ownership of real estate which must be presented to the county auditor's office prior to being placed of record.

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

Senator Longmire introduced:

Senate Bill No. 112. A Bill for an Act to amend and reenact sections 12-58-01, 12-58-02, 12-58-07, 12-58-08, and 54-12-01 of the North Dakota Century Code, relating to the office of the superintendent of criminal identification and transferring the duties of such office from the warden of the penitentiary to the attorney general.

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

Senator Longmire introduced:

Senate Bill No. 113. A Bill for an Act to create and enact section 14-03-01.1 and to amend and reenact section 14-03-10 of the North Dakota Century Code, relating to the residence of members of the armed forces stationed within North Dakota for domestic relations purposes.

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

Senators Longmire, Baker, Lips, Saumur and Meidinger introduced:

Senate Bill No. 114. A Bill for an Act to amend and reenact subsection 4 of section 2-06-01 and sections 2-06-02, 2-06-10, and 2-06-14 of the North Dakota Century Code, relating to municipal and regional airport authorities and the issuance of revenue bonds for their corporate purposes, authorizing governing bodies of municipalities to exercise powers granted to airport authorities, and declaring an emergency.

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

Senators Longmire and Baeverstad introduced:

Senate Bill No. 115. A Bill for an Act to create and enact subsection 6 of section 39-04-02 and section 39-04-02.1 of the North Dakota Century Code, relating to the payment of personal property taxes as a prerequisite to the registration of motor vehicles and providing a penalty; and to amend and reenact section 57-20-01 of the North Dakota Century Code, relating to forms mailed by the county treasurer to the taxpayer and the motor vehicle registrar upon payment of such taxpayer's personal property taxes.

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

Senator Longmire introduced:

Senate Bill No. 116. A Bill for an Act to create and enact section 25-09-06.1 of the North Dakota Century Code Supplement limiting certain claims for the costs of care at certain state institutions.

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

Senators Wadeson, Solberg, George and Baker introduced:

Senate Bill No. 117. A Bill for an Act making an appropriation for the salaries of employees and expenses of the Thirty-eighth Legislative Assembly, and declaring an emergency.

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

Senator Ringsak introduced:

Senate Bill No. 118. A Bill for an Act to create and enact section 15-14-06 and to amend and reenact sections 15-14-01, 15-14-02, 15-14-03, and 15-14-04 of the North Dakota Century Code, changing the state normal and industrial school located at Ellendale, North Dakota from a college to a trade and technical school

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

Senators Kisse, Reichert and Erickson introduced:

Senate Bill No. 119. A Bill for an Act to amend and reenact section 18-10-07 of the North Dakota Century Code Supplement, relating to the minimum number of mills that may be levied for the expenses of a rural fire protection district.

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

SECOND READING OF A SENATE BILL AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 42. A Bill for an Act to amend and reenact sections 15-22-21, 15-27-04, 15-27-05, and 15-53-21 of the North Dakota Century Code, relating to the duties of the boards of county commissioners, the county committee for school district reorganization, and the county superintendent in the organization, alteration, or dissolution of school districts.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman

Absent and not voting:

Lips

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "A". A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota relating to the office of the county superintendent of schools.

Was read the second time.

MOTIONS

Senator Ringsak moved that Senate Concurrent Resolution "A" be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Brooks moved that Senate Bill No. 69 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Brooks requested the unanimous consent of the Senate to withdraw Senate Bill No. 69, which request was granted.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, January 22, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed Representatives: Goebel, Boutillier and Hertz to arrange for the Lincoln Day program.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, January 22, 1963

Mr. President: I have the honor to transmit:
House Bill No. 560
House Concurrent Resolution "G"
Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Hernet moved that after the reading of Senate Concurrent Resolution "C" that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTEENTH DAY

Bismarck, January 22, 1963

The Senate convened at 2:00 p.m., the President presiding.
Prayer by Chaplain H. E. Hendrickson, Trinity Lutheran, Bismarck.

Our Heavenly Father,

In the numerous activities in which we find ourselves this day — keep us mindful of our presence before Thee:

May we not in our busyness overlook Thy patience with which Thou hast dealt with men.

May we not in haste forget how Thy Son stopped to hear and to heed the voices of those seeking help.

Bless these men here assembled, Eternal God, so that in their deliberations and in their decisions — they may reach conclusions that will bring glory to Thee — strength to our State and to our Nation and to our World.

In the name of the Father, Son and Holy Ghost we pray.
Amen.

Roll Call: All Senators present except Senator Lips.

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 finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "C". A concurrent resolution requesting Congress to remove an apparent cloud upon and to disclaim any interest on the part of the United States to certain unused waters in North Dakota under a Declaration of Intent issued by the Secretary of Agriculture of the United States.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Holand	Robinson	

Absent and not voting:

Lips Luick

So the resolution was declared adopted.

FIRST READING OF A HOUSE BILL AND A CONCURRENT RESOLUTION

House Bill No. 560. A Bill for an Act to amend and reenact sections 18-08-10 and 18-12-13 of the North Dakota Century Code, relating to the sale and use of fire extinguishers in public schools and within the state generally, and declaring an emergency.

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

House Concurrent Resolution "G". A concurrent resolution relating to the placement and display of a statue of the Honorable John Burke.

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

MOTION

Senator Hernett moved that the Senate do now recess until 1:30 p. m., January 23, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTEENTH DAY AFTER RECESS AND
SIXTEENTH DAY

Bismarck, January 23, 1963

The Senate convened at 1:30 p.m., 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. 34 has had the same under consideration and recommends that the same be amended as follows:

In line 110, delete the words "The superintendent".

Delete all of lines 111, 112, 113, 114, 115, 116, 117 and in line 118 the word "state." and in lieu thereof insert the following:

"The superintendent of public instruction shall determine the product of the taxable valuation of property in the county, after adjusting such valuation upwards to equal the taxable valuation of property that would have existed for such county had the property in such county been assessed at the statewide average percentage of market value to which all taxable property has been assessed, by 21 mills. The superintendent of public instruction shall certify to the county auditor of each county, that has on a county-wide average assessed its taxable property at a percentage of market value that is less than the statewide average percentage of market value, the total amount to be levied in dollars on all taxable property in the county."

Delete all of lines 119, 120, 121, 122 and in line 123 delete the words "the county auditor". In lieu thereof insert the following: "convert the amount certified to mills and make such levy"

In line 163, after the word "shall" delete the word "subtract". Delete all of lines 164, 165, 166 and 167. In lieu thereof insert the following:

"convert the amount certified to him by the superintendent of public instruction to mills and make such levy"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 35 has had the

same under consideration and recommends that the same be amended as follows:

In line 9 after the word "any" insert the word "liquid" and renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 37 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 156 through 160 and insert in lieu thereof the following:

"2. Any person who furnishes any fabricated or finished product, material or article of merchandise which is not incorporated into or attached to real property by such person so as to become affixed thereto."

In line 257, following the word "law" insert the following:

"and contributions due under the unemployment compensation law"

In line 296, delete everything following the word "thereof" and insert a period in lieu thereof.

Delete all of lines 297 through 301 and renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 76 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 91 has had the same under consideration and recommends that the same do pass.

And further recommends that the same be re-referred to the Committee on Appropriations.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 93 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Meidinger moved that the amendments to Senate Bill No. 43 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS AND
A SENATE CONCURRENT RESOLUTION

Senators Ringsak and Harris introduced:

Senate Bill No. 120. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code Supplement, relating to tuition charges made by a school district or by a county agricultural school for a nonresident high school student, his parents or guardian, or the district of his residence.

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

Senators Luick, Sorlie, Reichert, Becker, Miller and Sinner introduced:

Senate Bill No. 121. A Bill for an Act to amend and reenact sections 15-55-02 and 15-55-10 of the North Dakota Century Code, relating to constructing, operating, and financing revenue-producing buildings at higher educational institutions.

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

Senators Robinson and Kamrath introduced:

Senate Bill No. 122. A Bill for an Act to provide for payments in lieu of taxes on real property owned by the state of North Dakota and controlled by the state game and fish department or the state historical society, and providing for an effective date.

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

Senators Solberg, Reichert and Mahoney introduced:

Senate Bill No. 123. A Bill for an Act to amend and reenact section 49-12-01 of the North Dakota Century Code, relating to approval by the public service commission before a railroad corporation shall employ one station agent to operate two or more stations and to raise the minimum annual gross revenue of any station in determining if a station must be maintained.

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

Senators Holand, Brooks, Chesrown, Wartner, Reichert, Ringsak and Longmire introduced:

Senate Bill No. 124. A Bill for an Act to provide that a sale of real property executed by the joint tenants thereof pursuant to a contract for deed does not dissolve the joint tenant relationship.

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

Senators Becker, Morgan and Kisse introduced:

Senate Bill No. 125. A Bill for an Act to amend and reenact section 20-05-05 of the North Dakota Century Code, relating to the requirement that persons wear colored clothing while hunting big game animals or wild turkey, and to exempt persons hunting deer or antelope with bow and arrow.

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

Senators Baker and Longmire introduced:

Senate Bill No. 126. A Bill for an Act authorizing the state of North Dakota acting by its North Dakota workmen's compensation bureau for the North Dakota state employment service to sell and convey the westerly or front one hundred forty feet of lot fourteen, in block thirty-two, town of Grand Forks, according to the plat thereof on file and of record in the office of the register of deeds of said county and state and recorded in book "A" of deeds, on page twenty-two, in Grand Forks county, North Dakota.

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

Senators Mutch, Kisse, and Solberg introduced:

Senate Bill No. 127. A Bill for an Act to amend and reenact section 57-54-11 of the North Dakota Century Code to provide for the revocation of motor fuel dealer license.

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

Senators Mutch, Kisse and Solberg introduced:

Senate Bill No. 128. A Bill for an Act to amend and reenact section 57-52-04 of the North Dakota Century Code to provide for the imposition of a tax on special fuel and providing for certain exemptions.

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

Senators Morgan, Kjos and Mahoney introduced:

Senate Bill No. 129. A Bill for an Act, to amend Subsection 7 of Section 7-02-08 of the North Dakota Century Code, permitting savings and loan associations to make business loans up to two-thirds of the cash value of the property mortgaged.

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

Senators Becker, Wartner, Nelson, Solberg, Trenbeath, Redlin, Morgan, Sorlie, Strinden, Dahlund, Forkner, Sanford, Kautzmann, Berube and Harris introduced:

Senate Concurrent Resolution "M". A concurrent resolution authorizing and directing the legislative research committee to study the police service of the state in order to determine adequacy in providing for the greatest possible police protection and service to the people of the state.

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

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, January 23, 1963

Mr. President: I have the honor to transmit:

House Bill No. 527

House Bill No. 538

House Bill No. 548

House Bill No. 561

House Bill No. 562

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

GERALD L. STAIR, Chief Clerk.

MOTIONS

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

Senator Hernet moved that after the reading of Senate Bill No. 63 that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

SIXTEENTH DAY

Bismarck, January 23, 1963

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

Prayer by Chaplain David Badgley, Salvation Army; Bismarck.

Oh God our eternal Father . . . We would seek from Thee this day Thy blessing. We would come before Thee willing to admit our weaknesses as humans . . . in order to receive from Thee devine strength. Guide us in our considerations . . . May they be just to all . . . and for the common good of all. Strengthen us to resist all evil pressures and temptations . . . as we seek for our state and our fellowman those courses we must follow in order to bring good to all within our state.

Aid us to make supreme efforts in seeking truth . . . give us wisdom to discern that which is false.

We would ask Thy blessing upon those of our number that are ill . . . May they know of our concern and be strengthened thereby. Now unto Thee who art eternal, immortal, invisible, the only just and all-wise God, be glory and honor, dominion and power, now and forever. Amen.

Roll call: All Senators present except Senators Erickson, Lips and Roen.

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 finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 63. A Bill for an Act to create and enact sections 12-23-08 and 12-23-09 of the North Dakota Century Code, providing a penalty for the offering or accepting of bribes calculated to affect the result of amateur or professional games, contests, or athletic events.

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	Kautzmann	Robinson
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie

Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Forkner	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Absent and not voting:		
Erickson	Lips	Roen
Foss		

So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that Rule 40 of the temporary rules be deleted in its entirety and that Rule 40 of the 37th Legislative Assembly be adopted in lieu thereof, which motion prevailed.

Senator Holand moved that Rule 78 of the temporary rules be amended by deleting therefrom the words "Robert's Rules of Order" and inserting in lieu thereof "Mason's Manual of Legislative Procedure", which motion prevailed.

Senator Holand moved that the temporary rules of the Senate, as amended, be adopted as the permanent rules of the Senate of the 38th Legislative Assembly, which motion prevailed.

Senator Holand moved that the temporary joint rules of the 37th Legislative Assembly be adopted as the permanent joint rules of the 38th Legislative Assembly, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 23, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 42

Senate Concurrent Resolution "C"

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

HOWARD F. DOHERTY, Secretary.

MOTION

Senator Hernett moved that the Senate do now recess until 1:30 p.m., January 24, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

SIXTEENTH DAY AFTER RECESS AND
SEVENTEENTH DAY

Bismarck, January 24, 1963

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 62 has had the same under consideration and recommends that the same be amended as follows:

In line 4, delete the numerals "64-04-04" and insert in lieu thereof the numerals "65-04-04".

In line 28, after the first word "corporations", insert the words "or agencies," and after words "municipal corporations," delete the words "or agencies".

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 66 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 88 has had the same under consideration and recommends that the same be amended as follows:

In line 230 delete the word "sherbert" and insert in lieu thereof the word "sherbet".

In line 379 delete the word "with".

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 107 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 111 has had the same under consideration and recommends that the same be amended as follows:

In line 4 after the word "any" delete the word "document" and insert in lieu thereof the word "order".

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 117 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 43

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Baeverstad moved that the amendments to Senate Bill No. 34 be adopted, which motion prevailed.

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

Senator Baeverstad moved that Senate Bill No. 37 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

FIRST READING OF SENATE BILLS AND A CONCURRENT RESOLUTION

Senators Robinson, Sinner, Mahoney and Kjos introduced:

Senate Bill No. 130. A Bill for an Act to authorize the use of flashing amber lights upon rural mail delivery vehicles and to prescribe standards therefor.

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

Senators Meidinger, Kjos, Sanford and Kee introduced:

Senate Bill No. 131. A Bill for an Act to repeal Section 39-04-28, Section 39-04-30, Section 39-04-31, Section 39-04-32, Section 39-04-33, Section 39-04-34 and Section 39-04-35 and for an Act to create a new chapter of the North Dakota Century Code to be entitled Motor Vehicle Dealers to be numbered Chapter 39-21 relating to definition of dealer; motor vehicle dealer's licenses, fees, additional number plates; motorcycle dealers license and fee; grounds for denial, suspension, cancellation or revocation of dealers license; dealers bond required; location of used car lots; penalty for dealer permitting license to be used by another dealer; dealers to furnish information to registrar and

requirements of dealers to file list of used cars with registrar, fees paid on used cars by dealer, delinquency and penalty; powers of the registrar of motor vehicles; examination of dealers books and records by registrar; officers to administer provisions of chapter; and penalty for violation of provisions of chapter.

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

Senators Becker, Berube, Kisse, Robinson, Kjos and Sanford introduced:

Senate Bill No. 132. A Bill for an Act to amend and reenact section 15-06-38 and section 15-06-39 of the North Dakota Century Code to provide for forest management on the basis of suitability rather than valuation, to provide for good forestry practices, authorizing issuance of hay permits thereon and making appropriate corrections.

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

Senators Longmire and Baker introduced:

Senate Bill No. 133. A Bill for an Act authorizing the state of North Dakota acting by its North Dakota workmen's compensation bureau for the North Dakota state employment service to sell and convey the lots six and seven of block eleven, Brooklyn Addition to the city of Minot, Ward county, North Dakota.

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

Senators Reichert and Longmire introduced:

Senate Bill No. 134. A Bill for an Act providing for expiration of mortgages of real estate ten years after final maturity, or recording in case maturity is not shown of record, unless extended of record hereunder, giving notice and fixing the time of taking effect, repealing Sections 28-01-43 and 35-03-13 North Dakota Century Code, and creating and enacting sub-section 3 of Section 28-01-15 North Dakota Century Code, relating to time to commence actions or proceedings to foreclose real estate mortgages.

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

Senators Mutch, Kisse and Solberg introduced:

Senate Bill No. 135. A Bill for an Act to create and enact section 57-50-05.1 and to amend and reenact section 57-50-05 of the North Dakota Century Code to provide for refund of motor fuel tax to state or political subdivision and prohibit refunds to private individuals or corporations, except liquefied petroleum gas used for heating purposes.

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

Senators Mutch, Kisse and Solberg introduced:

Senate Bill No. 136. A Bill for an Act to create and enact section 57-52-10.1 of the North Dakota Century Code to provide for the deduction of the cost of collecting special fuel tax by the special fuel dealer.

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

Senators Berube, Thompson, Nelson, Van Horn, Bopp, Witteman and Kamrath introduced:

Senate Bill No. 137. A Bill for an Act providing for the establishment of a state trading stamp center under the control of the state industrial commission, defining the business scope thereof, authorizing the appointment of a manager and employees of said trading stamp center, limiting the expenditures, providing for removal or discharge of appointees, and providing for the disposition of collections.

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

Senators Thompson and Lips introduced:

Senate Bill No. 138. A Bill for an Act to amend and reenact Section 52-09-09 of the North Dakota Century Code, as amended by Chapter 314, Session Laws 1961, pertaining to rate of contribution.

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

Senators Meidinger, Brooks, Sinner and Lips introduced:

Senate Bill No. 139. A Bill for an Act to amend and reenact subsection 10 of section 32-15-02, subsection 3 of section 49-02-01, and section 49-19-01 of the North Dakota Century Code, relating to the exercise of eminent domain by and the regulation of coal pipeline carriers.

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

Senators Thompson and Lips introduced:

Senate Bill No. 140. A Bill for an Act to amend and reenact Section 52-10-04 of the North Dakota Century Code, as amended by Chapter 316, Session Laws of 1961, pertaining to contributions by employees of the state and of political subdivisions.

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

Senators Lips, Sanford, George, Kamrath, Solberg, Kautzmann, Mahoney and Chesrown introduced:

Senate Bill No. 141. A Bill for an Act to amend Section 15-18-07 of the North Dakota Century Code relating to state aid for junior colleges.

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

Senators Lips and George introduced:

Senate Concurrent Resolution "N". A concurrent resolution memorializing the Congress of the United States to propose an amendment to the Constitution of the United States of America, endorsing equal rights for women.

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

FIRST READING OF HOUSE BILLS

House Bill No. 527. A Bill for an Act authorizing the state public welfare board to execute contracts with the United States for the provision of general assistance to Indian citizens.

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

House Bill No. 538. A Bill for an Act to amend and re-enact section 61-24-06, subsection 9 of section 61-24-08, and section 61-24-09 of the North Dakota Century Code, relating to the election of officers, mill levy and establishment of reserve funds by the Garrison Diversion Conservancy District.

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

House Bill No. 548. A Bill for an Act to create and enact subsection 4 of section 57-38-57 of the North Dakota Century Code, relating to the secrecy of individual income tax returns.

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

House Bill No. 561. A Bill for an Act to amend and re-enact subsection 4 of section 43-15-15 of the North Dakota Century Code, relating to the qualifications of a registered pharmacist and the practical experience required prior to registration.

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

House Bill No. 562. A Bill for an Act to amend and re-enact section 43-15-25 of the North Dakota Century Code, relating to the registration of pharmacists and increasing the annual fee charged for the renewal of such registration.

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

MOTIONS

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

Senator Hernettt moved that after the reading of Senate Bills Nos. 43, 76 and 93 that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

SEVENTEENTH DAY

Bismarck, January 24, 1963

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

Prayer by Chaplain A. J. Iseminger, Seventh Day Adventist, Bismarck.

Our Father which art in Heaven, we invoke Thy blessing on this assembly today.

Bless each senator, officer, and employee in this chamber. May Thy will be done here, and may Thy program be carried out, above party and personality, beyond time and circumstance, for the good of each citizen of our bountiful State. Oh, we thank Thee, God, that Thy Son Jesus wast-willing to come to earth and share with us the weaknesses of the flesh, yet stand victorious over sin. Now we know that Thou dost understand all that we are ever called upon to bear. We know that Thou, our God, art still able to do more than we ask or expect.

So bless us, each one, not according to our deserving, but according to the riches in glory of Christ Jesus, our Lord. Amen.

Roll call: All Senators present.

A quorum was declared by the President.

THURSDAY, JANUARY 24, 1963

97

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

On page 95, in line 5, delete the words "the Senate do now adjourn" and insert in lieu thereof the words "after the reading of Senate Bill No. 63, that the Senate adjourn,"

And when so corrected recommends that the same do pass.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 24, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 63

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

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 24, 1963

Mr. President: I have the honor to transmit:

House Bill No. 533

House Bill No. 570

House Bill No. 584

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

GERALD L. STAIR, Chief Clerk.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 12 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 24 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 28 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 72 has had the same

under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 74 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 92 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE BILL

Senators Hernet, Redlin, Becker and Van Horn introduced:

Senate Bill No. 142. A Bill for an Act to provide for the appointment of a director of taxation by the governor by and with the consent of the senate, providing the qualifications and term of said director of taxation, and assigning to the director of taxation certain duties, powers, and responsibilities presently possessed by the tax commissioner, making an appropriation, declaring an emergency, and providing a savings clause.

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

MOTIONS

Senator Wadson moved that Senate Bill No. 117 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 117. A Bill for an Act making an appropriation for the salaries of employees and expenses of the Thirty-eighth Legislative Assembly, and declaring an emergency.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson

Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

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

Senator Wadeson moved that the vote by which Senate Bill No. 117 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 43. A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the composition of the state board of public school education.

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:

Baeverstad	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Those voting in the negative were:

Baker Morgan

So the bill passed and the title was agreed to.

Senate Bill No. 76. A Bill for an Act to amend and reenact section 56-02-14 of the North Dakota Century Code relating to the validity and interpretation of wills.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg

Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

So the bill passed and the title was agreed to.

Senate Bill No. 93. A Bill for an Act to amend and reenact section 11-10-02 of the North Dakota Century Code Supplement, relating to the election and terms of office of certain county officers.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 24, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 117

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

HOWARD F. DOHERTY, Secretary.

Senator Hernett moved that the Senate do now recess until 1:30 p.m., January 25, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

SEVENTEENTH DAY AFTER RECESS AND
EIGHTEENTH DAY

Bismarck, January 25, 1963

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 reports that it has examined the following bills:

Senate Bill No. 34

Senate Bill No. 35

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 60 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title delete the numerals "40-51-09," and insert in lieu thereof the word "and"; delete "40-51-11".

In line 5 of the title delete the word "section" and insert in lieu thereof "sections", and after the numerals "40-51-08.1" insert "and 40-51-11".

Delete lines 50 through 61 inclusive.

In line 78 delete the word "AMENDMENT" and insert in lieu thereof "REPEAL".

In line 79 delete the word "amended" and insert in lieu thereof "repealed."

Delete lines 80 through 96 inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 67 has had the same under consideration and recommends that the same be amended as follows:

In line 40, delete the words "notwithstanding any".

In line 40, after the word "used" insert the following language: "only after the question has been submitted to

the electors of the county at a special election called for that purpose by the county commissioners. The use of such excess funds shall be approved by a majority of the electors voting at such special election."

Delete all of lines 41 and 42.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 71 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 102 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution "H" has had the same under consideration and recommends that the same be amended as follows:

In line 25 delete the word "of" and insert the word "and" in lieu thereof.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 560 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the numerals "18-08-10" insert in lieu thereof ", 18-08-11".

In line 8 delete the triple parenthesis; and after the comma insert in lieu thereof "firm, association,"

After line 30 add the following language:

"SECTION 2. AMENDMENT.) Section 18-08-11 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

18-08-11 PENALTY.)

Any person, firm, association, partnership or corporation violating the provisions of Section 18-08-10, as amended, shall be punishable by fine not to exceed one hundred dollars, or not to exceed thirty days in jail, or by both such fine and imprisonment."

In line 31 of the original bill delete the numeral "2" and add in lieu thereof the numeral "3".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Brooks moved that the amendments to Senate Bill No. 62 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 88 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 111 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Brooks, Robinson and Lips introduced:

Senate Bill No. 143. A Bill for an Act establishing a veterinary practice Act; defining its purposes; providing for the appointment, qualifications and terms of office of the state board of veterinary medical examiners, its officers and meetings of the board, the examination of applicants for license to practice veterinary medicine and the issuance of certificate of qualification to applicants passing examination and temporary permits pending examinations; authorizing the board to make rules and regulations, enter into reciprocal agreements with examining boards of other states, adopt a code of ethics and make inspections of premises; fixing the compensation and expenses of members of the board and officers; prohibiting the practice of veterinary medicine, surgery, or dentistry without a certificate or permit issued by the board and prior graduation from an approved school, college or university; fixing the fees for examination and registration, renewal fees; providing for issuance of certificate of registration, roster of registered veterinarians, change of address, display of certificate and renewal of registration on forfeiture; defining veterinary medicine; stating grounds authorizing board to refuse, suspend or revoke license and certificate of registration and providing for hearing and procedure on charges and appeal to district court; exempting certain practices from Act; fixing penalty for unlawful practice of veterinary medicine; declaring effect of invalidity of part of Act; and repealing chapter 36-02 of the North Dakota Century Code.

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

Senator Longmire introduced:

Senate Bill No. 144. A Bill for an Act to amend and reenact sections 26-24-08 and 26-24-09 of the North Dakota Century Code relating to reporting of public buildings to the commissioner of insurance, and providing for insurance on all public buildings.

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

Senators Van Horn, Luick, Morgan, Meidinger, Sinner and Mahoney introduced:

Senate Bill No. 145. A Bill for an Act to promote the educational welfare of the students of this state by regulating their participation in school athletic contests, and providing a penalty.

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

Senators Reichert, Ringsak, Sinner, Lips and Mutch introduced:

Senate Bill No. 146. A Bill for an Act to amend and reenact section 49-06-02 of the North Dakota Century Code, and establish the standards for valuation of public utility property for rate making purposes.

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

Senators Becker, Chesrown, Kautzmann and Sinner introduced:

Senate Bill No. 147. A Bill for an Act to amend and reenact Section 40-05-06 of the North Dakota Century Code relating to the limitation of city fines and penalties.

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

Senator Brooks introduced:

Senate Bill No. 148. A Bill for an Act to amend and reenact section 20-05-02 of the North Dakota Century Code, relating to the season for taking big game, and to repeal section 20-05-02.1 of the North Dakota Century Code, relating to the hour for the opening of the deer hunting season.

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

Senators Becker, Chesrown, Kautzmann and Sinner introduced:

Senate Bill No. 149. A Bill for an Act to establish a commission on peace officers' standards and training, to provide for the appointment of a director and other employees, to provide for the establishment of standards and curriculum for peace officers' school and making an appropriation therefor.

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

Senators Brooks, Hernet, Mutch and Reichert introduced:

Senate Bill No. 150. A Bill for an Act to repeal subdivision d of subsection 11 of section 52-01-01 of the North Dakota Century Code relating to affiliation of employing units; to amend and reenact subsection 12 of section 52-01-01 of the North Dakota Century Code relating to definition of employee; to amend and reenact subdivision e of subsection 13 of section 52-01-01 of the North Dakota Century Code relating to definition of employment; to amend and reenact subsection (8) of subdivision i of subsection 15 of section 52-01-01 of the North Dakota Century Code to include real estate salesmen and securities salesmen remunerated solely by commissions in employment excluded from unemployment compensation; and to amend and reenact subsection 20 of section 52-01-01 of the North Dakota Century Code relating to definition of state.

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

Senators Brooks, Hernet, Mutch and Reichert introduced:

Senate Bill No. 151. A Bill for an Act to create and enact subsection 5 of section 52-04-06 of the North Dakota

Century Code relating to rate of contributions in the event quarterly taxable payroll exceeds established average annual payroll.

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

Senators Brooks, Hernett, Mutch and Reichert introduced:

Senate Bill No. 152. A Bill for an Act to amend and reenact subsections 1, 2 and 3 of section 52-06-04 of the North Dakota Century Code relating to schedule of unemployment compensation benefits, qualifying wages, definitions; and to amend and reenact section 52-06-05 of the North Dakota Century Code relating to the maximum potential unemployment compensation benefits.

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

Senators Luick, Bopp and Kjos introduced:

Senate Bill No. 153. A bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code relating to the rescinding of motor vehicle registration.

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

Senators Brooks, Hernett, Mutch and Reichert introduced:

Senate Bill No. 154. A Bill for an Act to amend and reenact subsections 1, 2 and 3 of section 52-06-02 of the North Dakota Century Code to provide a uniform term and condition of disqualification for unemployment compensation benefits and to impose a disqualification for unemployment compensation benefits for failure to return to customary self employment; to repeal subsection 2 of section 52-04-07 of the North Dakota Century Code relating to non-chargeability of unemployment compensation benefits to accounts of base period employers.

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

Senators Brooks, Holand and Reichert introduced:

Senate Bill No. 155. A Bill for an Act to amend and reenact section 30-14-24 of the North Dakota Century Code, relating to the execution of conveyances on behalf of minors, spendthrifts, habitual drunkards, and incompetents.

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

Senators Becker, Chesrown, Kautzmann and Sinner introduced:

Senate Bill No. 156. A Bill for an Act to provide for licensing and regulating detectives and detective agencies.

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

Senator Longmire (By request) introduced:

Senate Bill No. 157. A Bill for an Act providing for an appropriation in order to coordinate and develop industrial arts and education on a statewide basis.

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

Senators Baker, George and Longmire introduced:

Senate Bill No. 158. A Bill for an Act to repeal Section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the State of North Dakota for a consideration in excess of ten thousand dollars in any calendar year.

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

Senators Thompson and Longmire introduced:

Senate Bill No. 159. A Bill for an Act to amend and re-enact section 39-04A-06 of the North Dakota Century Code, relating to persons who shall not be charged additional fees for use of motor vehicles engaged in transportation of property.

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

Senators Longmire and Lips introduced:

Senate Bill No. 160. A Bill for an Act to amend and re-enact section 26-23-08 of the North Dakota Century Code relating to automatic insurance of state and political subdivisions.

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

FIRST READING OF HOUSE BILLS

House Bill No. 533. A Bill for an Act to amend and re-enact sections 12-51-06, 12-51-07, and 12-51-08 of the North Dakota Century Code, relating to the rules and regulations for the control and administration of the state farm, and the commitment and cost of transportation and care of prisoners thereto.

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

House Bill No. 570. A Bill for an Act authorizing an easement over certain property owned by the state of North Dakota and under the control of the board of higher education to the city of Valley City for the construction of power transmission lines, and to repeal chapter 144 of the 1959 Session Laws authorizing the board of higher education to lease property to the Valley City Development Corporation.

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

House Bill No. 584. A Bill for an Act to amend and re-enact Section 15-34-19 of the North Dakota Century Code, relating to qualifications of school bus drivers.

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

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 25, 1963

Mr. President: I have the honor to transmit:

House Bill No. 534

House Bill No. 575

House Bill No 572

House Concurrent Resolution "K"

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

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Brooks moved that Senate Bills Nos. 135 and 136 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Brooks moved that Senate Bills Nos. 135 and 136 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Brooks moved that Senate Bill No. 139 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Brooks moved that Senate Bill No. 139 be referred to the Committee on Judiciary, which motion prevailed.

Senator Hernettt moved that after the reading of Senate Bills Nos. 34, 35, 66 and 107, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

EIGHTEENTH DAY

Bismarck, January 25, 1963

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

Prayer by Chaplain Robert Strutz, Evangelical United Brethren, Mandan.

Our Father in Heaven:

Thou hast brought us to another day and further opportunity. We long for a different world but we know that a different world cannot be built by indifferent people. Therefore may there be no apathy in this place. In the midst of another day of activity remind us often of Thy invisible presence that out of confused issues may come simplicity of plan, out of fear there may come confidence. Help us never to forget that Thou hast made us heirs of a great heritage and trustees of many priceless things. Make us strong, O God, in conviction and give us courage for our testing.

Help us to work with Thee that it may truly be a good day with good things done. In Jesus Name.

Roll call: All Senators present except Senator Kisse.

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 finds the same correct.

SENATOR NELSON, Vice Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

COMMUNICATIONS

A communication was presented from Evan Lips, member of the Dakota Territory Centennial Commission.

Senator Lips moved that this communication be not referred to committee but that it be printed in the Journal, which motion prevailed.

President of the Senate
North Dakota State Senate

Dear Mr. President:

At the final meeting of the Dakota Territory Centennial Commission on March 2, 1962, it was resolved that arrangements for commemorative activities for the 75th anniversary of statehood on November 2, 1964, be called to the attention of this legislative Assembly and urge that such measures as deemed proper by this body be passed at this session.

As a part of this commemorative activity, the suggestion was made that consideration be given by this Legislative Assembly to the permanent establishment of a historical display in the legislative wing on the ground floor of the State Capitol.

This communication is respectfully submitted.

Very truly yours,

Evan Lips

Member

Dakota Territory Centennial

Commission

SECOND READING OF SENATE BILLS

Senate Bill No. 34. A Bill for an Act to amend and reenact sections 15-34-26, 15-40-02, 15-40-18, 15-40-19, and 57-15-24 relating to the certification by tax commissioner in regard to the level of assessment in counties, payments from the county equalization fund to school districts, adjustment of the mill levy against taxable property for the county equalization fund, the determination by the superintendent of public instruction of the sums due each county equalization fund as a result of such adjustment, and providing for an effective date.

Which has been read.

Senator Baeverstad moved that Senate Bill No. 34 be laid over one legislative day, which motion prevailed.

Senate Bill No. 35. A Bill for an Act to create and enact section 5-03-26 of the North Dakota Century Code, providing for the imposition of an excise tax upon the sale or the possession of nonalcoholic commodities suitable for use in mixed drinks, to retail dealers engaged in the business of selling alcoholic beverages at retail in lieu of retail sales taxes and providing for the collection, administration and allocation of such tax, and imposing a penalty.

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, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Miller	Thompson

Dahlund	Morgan	Torgerson
Erickson	Mutch	Trenbeath
Forkner	Nelson	Tuff
Foss	Redlin	Van Horn
George	Reichert	Wadeson
Harris	Ringsak	Wartner
Hernett	Robinson	Witteaman
Holand		

Those voting in the negative were:
Mahoney Meidinger

Absent and not voting:
Kisse

So the bill passed and the title was agreed to.

Senator Wartner moved that the vote by which Senate Bill No. 35 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 66. A Bill for an Act to amend and reenact chapter 35-09 and section 35-21-01 of the North Dakota Century Code, relating to seed liens and their release by an undertaking.

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	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteaman
Holand		

Those voting in the negative were:
Roen Trenbeath

Absent and not voting:
Kisse

So the bill passed and the title was agreed to.

Senate Bill No. 107. A Bill for an Act to amend and reenact section 47-16-15 of the North Dakota Century Code, relating to notices of termination of leases of real property.

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, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner

Those voting in the negative were:

Brooks	Ringsak	Witteman
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Absent and not voting:

Kisse

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 25, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 43

Senate Bill No. 76

Senate Bill No. 93

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

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 25, 1963

Mr. President: I have the honor to transmit:

Senate Bill No. 117

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

Senator Hernett moved that after the reading of Senate Bills Nos. 12, 24, 28, 72, 74 and 92, that the Senate recess until 1:00 p. m., January 26, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

EIGHTEENTH DAY AFTER RECESS
AND NINETEENTH DAY

Bismarck, January 26, 1963

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. 62

Senate Bill No. 88

Senate Bill No. 111

And find the same correctly engrossed.

SENATOR HARRIS, Chairman

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 51, has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman

Senator Baeverstad moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Baeverstad moved that Senate Bill No. 34 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator George moved that the amendments to Senate Bill No. 60 be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 67 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Concurrent Resolution "H" be adopted, which motion prevailed.

Senator Miller moved that the amendments to House Bill No. 560 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS AND
A SENATE RESOLUTION

Senators Sinner, Thompson, Redlin and Trenbeath introduced:

Senate Bill No. 161. A Bill for an Act to amend and reenact subsection 2 of section 39-16-16 of the North Dakota Century Code, relating to proof of financial responsibility and licensing of motor vehicle operators.

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

Senators Sinner, Trenbeath, Thompson and Redlin introduced:

Senate Bill No. 162. A Bill for an Act authorizing the payment as a part of the cost of construction of a project on any federal aid highway certain relocation payments reasonable and necessary when any individual, family, business concern (including the operation of a farm) and non profit organization is being displaced by the construction of such project.

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

Senator Lips introduced:

Senate Bill No. 163. A Bill for an Act granting motor vehicle parking privileges to handicapped persons.

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

Senators Trenbeath and Sinner introduced:

Senate Bill No. 164. A Bill for an Act to amend and reenact Section 15-40-14 of the 1961 Supplement of the North Dakota Century Code, relating to the school term in school districts educating children of agricultural migratory workers.

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

Senators Longmire and Lips introduced:

Senate Bill No. 165. A Bill for an Act to amend and reenact sections 26-24-13 and 26-24-14 of the North Dakota Century Code relating to insurance assessments and construction insurance rate.

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

Senator Baker introduced:

Senate Bill No. 166. A Bill for an Act to amend and reenact Section 27-07-36 of the North Dakota Century Code, relating to the records of the County Court and the public inspection thereof.

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

Senator Holand introduced:

Senate Bill No. 167. A Bill for an Act to create and enact subsection 4 of section 36-05-02 of the North Dakota Century Code, relating to sales of livestock.

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

Senators Ringsak, Miller, Thompson, Mahoney, George, Strinden and Beck introduced:

Senate Bill No. 168. A Bill for an Act to provide for the licensing, bonding, and regulation of the dairy producing processes and manufacturing industry in the state of North

Dakota, to provide standards therefor and to provide for the powers and duties of the dairy department in connection therewith and providing penalties; and to repeal chapters 4-18, 4-18A, and 4-18B, of the North Dakota Century Code, relating to the regulation of dairy products production, manufacturing, and processing in the state of North Dakota.

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

Senators Morgan, Kautzmann and Witteman introduced:

Senate Resolution No. 2. A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-eighth Legislative Assembly of the State of North Dakota.

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

MOTIONS

Senator Morgan moved that the rules be suspended and that Senate Resolution No. 2 be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE RESOLUTION No. 2

Introduced by Senators Morgan, Kautzmann and Witteman

A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-eighth 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
- 2 custom of all North Dakota legislative assemblies to
- 3 have composite group pictures made of all members of
- 4 such assemblies; and
- 5 WHEREAS, Rudrud Studio of Bismarck, North
- 5a Dakota
- 6 offers to make a composite group picture of the
- 6a members
- 7 of the 1963 North Dakota senate size 30 x 40 inches,
- 8 said picture to be framed and ready to hang, and
- 9 fifty-five fourteen by eleven copies of said picture
- 10 for each member and desk force of the senate, and one
- 11 five by seven inch print of each senator and the
- 11a lieutenant
- 12 governor for the state historical society, at a cost
- 13 of five hundred and forty-nine dollars.
- 14 NOW, THEREFORE, BE IT RESOLVED, that
- 14a Rudrud Studio,
- 15 Bismarck, North Dakota, be, and is hereby appointed
- 15a official
- 16 photographer for the North Dakota Senate of the
- 16a thirty-
- 17 eighth legislative assembly.
- 18 BE IT FURTHER RESOLVED, that the Rudrud
- 18a Studio of
- 19 Bismarck, North Dakota, be and is hereby awarded the
- 19a sole
- 20 privilege of photographing members of the senate of
- 20a the
- 21 thirty-eighth legislative assembly, at a cost price of
- 22 five hundred forty-nine dollars to be taken out of
- 23 legislative expenses.

FIRST READING OF HOUSE BILLS AND
A HOUSE CONCURRENT RESOLUTION

House Bill No. 534. A Bill for an Act to create a state parole board and to define the powers thereof; to amend and reenact sections 12-30-12, 12-53-04, 12-53-06, 12-53-07, 12-53-08, 12-53-10, 12-53-11, 12-53-12, 12-53-13, 12-53-14, 12-53-15, 12-53-16, 12-55-01, 12-55-02, 12-55-06, 12-55-07, 12-55-10, 12-55-17, 12-55-18, 12-55-19, 12-55-20, 12-55-21, 12-55-22, 12-55-30, and 12-55-32 of the North Dakota Century Code, relating to the powers of the board of pardons in the parole of inmates from the state penitentiary and the supervision of probationers; and to repeal sections 12-53-02, 12-55-08, 12-55-09, 12-55-13, 12-55-14, 12-55-16, 12-55-25, 12-55-26, and 12-55-26.1 of the North Dakota Century Code, relating to the powers of the board of pardons in the parole of inmates from the state penitentiary, and the power of the courts to suspend sentence.

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

House Bill No. 572. A Bill for an Act to provide that any municipality or political subdivision thereof may enter into agreements with one another or with the county in which they are located for joint or cooperative projects.

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

House Bill No. 575. A Bill for an Act to amend and reenact Section 26-17-10 of the North Dakota Century Code, relating to foreign insurance and surety companies.

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

House Concurrent Resolution "K". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Was read the first time.

Senator Baker moved that the rules be suspended and that the House Concurrent Resolution "K" be not referred to committee but placed on second reading and final passage, which motion prevailed.

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "K". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Was read the second time.

Senator Baker moved that House Concurrent Resolution "K" be adopted.

ROLL CALL

The question being on the motion of Senator Baker, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Berube	Kisse	Solberg
Bopp	Kjos	Strinden
Chesrown	Lips	Thompson

Dahlund	Luick	Torgerson
Erickson	Mahoney	Trenbeath
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Redlin	Wadeson
Hernett	Ringsak	Wartner
Holand	Robinson	Witteman

Absent and not voting:

Becker	Meidinger	Reichert
Brooks	Mutch	Sinner
Forkner	Nelson	Sorlie
Longmire		

So the resolution was declared adopted.

Senator Morgan moved that the vote by which House Concurrent Resolution "K" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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

Senator Hernett moved that after the reading of Senate Bills Nos. 62, 71, 88, 102, and 111, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

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

Prayer by Chaplain A. Benjamin Dove, First Presbyterian, Mandan.

Almighty God, we acknowledge Thy hand which has given us a broad and fruitful land and entrusted its government to this freely chosen legislature.

Hear our prayer, know our need, and grant to these Senators a measure of Thy wisdom and compassion that they may fulfill the responsibility of their office.

Forgive us all when we have seen in this state only the opportunity for our own enrichment or advantage.

Help the honorable members of this body to consider the issues before them in the light of their Christian conviction.

We thank Thee for the continuing miracle of our system of government in which men rule themselves. In the midst of such power protect each man from the inevitable temptations and fears which accompany authority.

Let pride give way to humility.

Banish selfishness in generosity.

Let honest conviction prevail over the wiles of questionable short term gain.

With hope born of faith, we commend this day's session and our state to Thy mercy and guidance.

In the name of Jesus Christ our Lord, Amen.

Roll call: All Senators present except Senators Becker, Brooks, Forkner, Longmire, Meidinger, Mutch, Nelson, Reichert, Sinner and Sorlie.

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 finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 12. 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.

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 0; absent and not voting 11.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Solberg
Berube	Kisse	Strinden
Bopp	Kjos	Thompson
Chesrown	Lips	Torgerson
Dahlund	Luick	Trenbeath
Erickson	Mahoney	Tuff
Foss	Miller	Van Horn
George	Morgan	Wadeson
Harris	Redlin	Wartner
Hernett	Ringsak	Witteaman
Holand	Robinson	

Absent and not voting:

Becker	Meidinger	Saumur
Brooks	Mutch	Sinner
Forkner	Nelson	Sorlie
Longmire	Reichert	

So the bill passed and the title was agreed to.

Senate Bill No. 24. A Bill for an Act making an appropriation to permit North Dakota to take advantage of the National Defense Education Act for the purpose of improving instruction in the State in accordance with the Act.

Which has been read.

Senator Baker moved that Senate Bill No. 24 be amended as follows:

In line 2, delete the words "in the State Equalization Fund"

And renumber the lines accordingly.

Which motion prevailed.

Senator Baker moved that the rules be suspended and that Senate Bill No. 24 be deemed properly 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, as amended from the floor, the roll was called and there were ayes 39; nays 0; absent and not voting 10.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Berube	Kisse	Solberg
Bopp	Kjos	Strinden
Chesrown	Lips	Thompson
Dahlund	Luick	Torgerson
Erickson	Mahoney	Trenbeath
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Redlin	Wadeson
Hernett	Ringsak	Wartner
Holand	Robinson	Witteaman

Absent and not voting:

Becker	Meidinger	Reichert
Brooks	Mutch	Sinner
Forkner	Nelson	Sorlie
Longmire		

So the bill passed and the title was agreed to.

Senate Bill No. 28. A Bill for an Act making an appropriation for the maintenance of the North Dakota National Guard as provided for by title 37 of the North Dakota Century Code.

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	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Berube	Kisse	Solberg
Bopp	Kjos	Strinden
Chesrown	Lips	Thompson
Dahlund	Luick	Torgerson
Erickson	Mahoney	Trenbeath
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Redlin	Wadeson
Hernett	Ringsak	Wartner
Holand	Robinson	Witteaman

Absent and not voting:

Becker	Meidinger	Reichert
Brooks	Mutch	Sinner
Forkner	Nelson	Sorlie
Longmire		

So the bill passed and the title was agreed to.

Senate Bill No. 72. A Bill for an Act to amend and reenact section 4-05-08.6 of the North Dakota Century Code, relating to travel expenses of the board of visitors for the north central agricultural experiment station.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Kamrath	Redlin
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Berube	Kisse	Strinden
Bopp	Kjos	Thompson
Erickson	Lips	Van Horn
Foss	Luick	Wadeson
Hernett	Mahoney	Wartner
Holand	Miller	Witteaman

Those voting in the negative were:

Chesrown	Morgan	Solberg
Dahlund	Ringsak	Torgerson
George	Robinson	Trenbeath
Harris	Roen	

Absent and not voting:

Becker	Meidinger	Sinner
Brooks	Mutch	Sorlie
Forkner	Nelson	Tuff
Longmire	Reichert	

So the bill passed and the title was agreed to.

MOTIONS

Senator Miller moved that Senate Bill No. 161 be returned to the Senate from the Committee on Social Welfare and Veterans' Affairs, which motion prevailed.

Senator Miller moved that Senate Bill No. 161 be referred to the Committee on Judiciary, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 26, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 35

Senate Bill No. 66

Senate Bill No. 107

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, January 26, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "K"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 117

And find the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 117

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

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, January 26, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 117

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

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, January 26, 1963

Mr. President: I have the honor to return:

Senate Bill No. 117

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 117

Was delivered to the Governor for his approval at the hour of 3:30 o'clock p.m., January 26, 1963.

SENATOR HARRIS, Chairman.

Senator Hernettt moved that the Senate recess until 1:00 p.m., January 28, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

NINETEENTH DAY AFTER RECESS AND
TWENTY-FIRST DAY

Bismarck, January 28, 1963

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

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

At 9:30 this morning, I signed Senate Bill 117.

This bill has been filed with the Secretary of State.

Sincerely yours,
William L. Guy
Governor

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

In line 2 delete the words "State Equalization Fund" and insert in lieu thereof the words "State General Fund".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 18 has had the same under consideration and recommends that the same be amended as follows:

In line 2 delete the words "State Equilization Fund" and insert in lieu thereof the words "State General Fund".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 22 has had the same under consideration and recommends that the same be amended as follows:

In line 2 delete the words "State Equalization Fund" and insert in lieu thereof the words "State General Fund".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 23 has had the same under consideration and recommends that the same be amended as follows:

In line 2 delete the words "State Equalization Fund" and insert in lieu thereof the words "State General Fund".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 29 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 86 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 87 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 90 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 91 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 96 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 113 has

had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "I" has had the same under consideration and recommends that the same be amended as follows:

After line 39, add the following paragraph.

BE IT FURTHER RESOLVED, That the secretary of state is directed to transmit a copy of this resolution to the chief of engineers of the United States army corps of engineers, each member of the North Dakota congressional delegation, the president of the United States senate, the speaker of the United States house of representatives, the chairmen of the United States senate and house appropriations committees, and the governor of North Dakota.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "K" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 24

Senate Bill No. 60

Senate Bill No. 67

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "H"

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS AND SENATE CONCURRENT RESOLUTIONS

Senator Trenbeath introduced:

Senate Bill No. 169. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.10, 38-08-

09.11, 38-08-09.12 and 38-08-09.13 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such persons; and to prescribe procedures for organizing such unit operations.

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

Senator Baker introduced:

Senate Bill No. 170. A Bill for an Act to amend and reenact section 57-02-34 of the North Dakota Century Code, relating to when real and personal property assessments may be made.

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

Senator Baker introduced:

Senate Bill No. 171. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling, and fixing penalties.

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

Senator Lips introduced:

Senate Bill No. 172. A Bill for an Act to amend and reenact section 24-02-20 and subsection 4 of section 48-02-04 of the North Dakota Century Code, relating to the amount of bonds required as a prerequisite to submitting a bid on any construction work in connection with any state highway or public building.

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

Senators Lips and Erickson introduced:

Senate Bill No. 173. A Bill for an Act to amend and reenact sections 11-18-01, 11-18-07 and 11-18-10 of the North Dakota Century Code, and to create new sections relating to the use of microfilm or photographic process and equipment by the register of deeds for recording and registering real estate transactions and conveyances, and providing for security of same, and permitting destruction of documents in the register of deed's office which have been microfilmed and recorded.

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

Senator Baeverstad introduced:

Senate Bill No. 174. A Bill for an Act to create and enact section 15-40-18.1 of the North Dakota Century Code, relating to deductions from grants in aid to counties under the state equalization program.

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

The Committee on Appropriations introduced:

Senate Concurrent Resolution "O". A concurrent resolution for the repeal of the tenth paragraph of section 25 of the Constitution of the state of North Dakota, requiring the Secretary of State to publish a publicity pamphlet.

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

Senators Lips, Trenbeath and Wartner introduced:

Senate Concurrent Resolution "P". A concurrent resolution urging the Congress of the United States to amend the Act of February 22, 1889, Chapter 180, 25 United States Statutes at Large, 676, the Enabling Act, to specifically permit the State of North Dakota, upon proper amendment of the Constitution of North Dakota, to expend permanent funds for capital construction and improvements at the institutions of higher learning or charitable institutions in the state.

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

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, January 28, 1963

Mr. President: I have the honor to transmit:

House Bill No. 555

House Bill No. 563

House Bill No. 569

House Bill No. 607

House Concurrent Resolution "C"

House Concurrent Resolution "H"

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, January 28, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "K"

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

GERALD L. STAIR, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 62. A Bill for an Act amending and re-enacting section 65-04-04 of the North Dakota Century Code Supplement relating to the payment of premiums to the North Dakota Workmen's compensation fund, and providing the due date thereof for municipal corporations be the end of the fiscal year of such municipal corporation.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:

Brooks	Luick
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So the bill passed and the title was agreed to.

Senate Bill No. 71. A Bill for an Act to amend and re-enact sections 49-18-12 and 49-18-16 of the North Dakota Century Code, relating to the granting and revocation of a temporary permit by the public service commission for service by a common carrier to specific points or territories.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Brooks

So the bill passed and the title was agreed to.

Senate Bill No. 74. A Bill for an Act to make an appropriation to the legislative research committee for the purpose of reimbursing the committee for unexpected study costs, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Brooks

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "K"

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

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

Senator Hernett moved that after the reading of Senate Bills No. 21, 60, 67, Senate Concurrent Resolution "H", and House Bill No. 560, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-FIRST DAY

Bismarck, January 28, 1963

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

Prayer by Chaplain John A. Egan, Christ the King Roman Catholic, Mandan.

O God, from Whom are all holy desires, right counsels, and just works, give to your servants gathered here that peace which the world itself can never give, that our hearts being devoted to the keeping of Your commandments, and the fear of enemies being removed, we may proceed to do Your will in all our actions. Through Jesus Christ, our Lord. Amen.

Roll call: All Senators present except Senator Brooks.

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 eighteenth day after recess and nineteenth day and recommends that the same be corrected as follows:

On page 117, in line 6, correct the spelling of the word "nineteenth".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 9 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 10 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 11 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 28, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "K"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, January 28, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 12

Senate Bill No. 24

Senate Bill No. 28

Senate Bill No. 72

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

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 51. A Bill for an Act to amend and reenact subsection 6 of section 57-02-01, and sections 57-12-06, 57-22-15, 57-23-03, and 57-24-31 of the North Dakota Century Code, relating to collection of property taxes, spot checking and correction of assessments made for property tax purposes, and a property tax receipt required by a common carrier showing payment of personal property

taxes and imposing a penalty, and to repeal section 57-02-16 of the North Dakota Century Code.

Which has been read.

Senator Baker moved that Senate Bill No. 51 be re-referred to the Committee on Finance and Taxation.

Senator Holand made the substitute motion that Senate Bill No. 51 be amended as follows:

Delete all of lines 107 through 123, and renumber the lines accordingly.

Which motion was declared out of order.

The question being on the motion of Senator Baker that Senate Bill No. 51 be re-referred to the Committee on Finance and Taxation, which motion was lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 51, the roll was called and there were ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Erickson	Mahoney	Strinden
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Holand	Ringsak	Witteman
Kamrath		

Those voting in the negative were:

Baker	Morgan	Thompson
Dahlund	Mutch	Wartner
Kautzmann	Roen	

Absent and not voting:

Brooks

So the bill passed and the title was agreed to.

Senate Bill No. 60. A Bill for an Act to amend and re-enact sections 40-51-08 and 40-51-10 of the North Dakota Century Code, relating to appeals in annexation proceedings and to repeal sections 40-51-08.1 and 40-51-11 of the North Dakota Century Code.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg

Bopp	Longmire	Robinson
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath		

Those voting in the negative were:

Witteman

Absent and not voting:

Brooks Nelson

So the bill passed and the title was agreed to.

Senate Bill No. 67. A Bill for an Act to amend and reenact section 57-15-06.3 of the North Dakota Century Code to provide for a use of excess funds from county road construction programs, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Absent and not voting:

Brooks Nelson Thompson

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

Senator Ringsak: "I want to explain my vote. I voted 'yes' on this bill only because I believe Cavalier County must be the only county in the State of North Dakota that has an excess in their road building fund at the end of the biennium or yearly, so I voted 'yes' for Cavalier County."

Senate Bill No. 88. A Bill for an Act to provide definitions for the administration and regulation of the dairy processing, production, and manufacturing industry within the state, and to repeal sections 4-18-01, 4-18A-01, and 4-18B-02 of the North Dakota Century Code, relating to definitions for the purpose of dairy regulation.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Absent and not voting:

Brooks	Nelson	Sinner
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So the bill passed and the title was agreed to.

Senate Bill No. 92. A Bill for an Act to make a deficiency appropriation for the purchase of oleomargarine stamps by the state treasurer, and declaring an emergency.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:

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

Senator Luick moved that the vote by which Senate Bill No. 92 was passed, be reconsidered and the motion to reconsider be laid on the table which motion prevailed.

Senate Bill No. 102. A Bill for an Act to amend and reenact subsection 6 of section 12-41-11 of the North Dakota

Century Code, prohibiting the hauling or depositing of refuse upon the land of another, and providing a penalty.

Which has been read.

Senator Reichert moved that Senate Bill No. 102 be referred to the Committee on Political Subdivisions, which motion was declared lost.

Senator Holand moved that the title to Senate Bill No. 102 be amended as follows:

In line 4 of the title after the word "another" delete ", and providing a penalty".

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 102 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 102, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Brooks

So the bill passed and the title was agreed to.

Senate Bill No. 111. A Bill for an Act to amend and reenact subsection 3 of section 11-18-03 of the North Dakota Century Code, relating to documents transferring ownership of real estate which must be presented to the county auditor's office prior to being placed of record.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg

Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Brooks

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "H". A concurrent resolution urging the United States Fish and Wildlife Service of the Department of the Interior to establish reasonable regulations in respect to the number and species of ducks that may be shot in North Dakota and also urging the United States to enter into an agreement with Mexico to prevent the wholesale slaughter of ducks in Mexico.

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, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Hernett	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Those voting in the negative were:

Meidinger

Absent and not voting:

Brooks Holand

So the resolution was declared adopted.

House Bill No. 560. A Bill for an Act to amend and reenact sections 18-08-10 and 18-12-13 of the North Dakota Century Code, relating to the sale and use of fire extinguishers in public schools and within the state generally, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Brooks

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

Senator Hernett moved that the Senate recess until 1:00 p.m., January 29, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-FIRST DAY AFTER RECESS AND
TWENTY-SECOND DAY

Bismarck, January 29, 1963

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 reports that it has examined the following bill:

Senate Bill No. 102

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 30 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title delete the word "accepting" and insert in lieu thereof "providing for the acceptance of"

In line 3 of the title before the period insert "and for withdrawal"

Delete lines 1 through 12 inclusive and insert the following in lieu thereof:

"SECTION 1.) In accordance with the provisions of Public Law 280 of the 83rd Congress and Section 203 of the North Dakota Constitution, jurisdiction of the state of North Dakota shall be extended over all civil causes of action which arises on an Indian reservation upon acceptance by Indian citizens in a manner provided by this section. Upon acceptance the jurisdiction of the state shall be to the same extent that the state has jurisdiction over other civil causes of action, and those civil laws of this state that are of general application to private property shall have the same force and effect within such Indian reservation or Indian country as they have elsewhere within this state.

SECTION 2.) Acceptance of jurisdiction may be by either of the following methods:

1. Upon petition of a majority of the enrolled residents of a reservation who are twenty-one years of age or older; or

2. The affirmative vote of the majority of the enrolled residents voting who are twenty-one years of age or older, at an election called and supervised by the North Dakota Indian Affairs Commission upon petition of fifteen percent of those eligible to vote at such an election.

SECTION 3.) Upon acceptance of civil jurisdiction by either method provided in section 2 the executive director of the Indian Affairs Commission shall certify such acceptance to the governor. Upon such certification the governor shall, within ten days, issue a proclamation proclaiming that thirty days from the date of the issuance of such proclamation the provisions of this Act shall be in effect.

SECTION 4.) The provisions of this Act shall affect only those causes of action which arise after the effective date of state jurisdiction as provided in section 3.

SECTION 5.) An individual Indian may accept state jurisdiction as to himself and his property by executing a statement consenting to and declaring himself and his property to be subject to state civil jurisdiction as herein provided. Such jurisdiction shall become effective on the date of execution of such statement. The statement accepting state jurisdiction shall be filed in the office of the county auditor of the county in which the person resides and when so filed shall be conclusive evidence of acceptance of state civil jurisdiction as provided herein.

SECTION 6.) A guardian appointed by the tribal court or Court of Indian Offenses may consent to state civil jurisdiction for his ward provided he is authorized to do so by the tribal court or Court of Indian Offenses."

In line 13 delete the numeral "2" and insert "7" in lieu thereof.

In line 18 delete the numeral "3" and insert "8" in lieu thereof.

In line 37 delete the numeral "4" and insert "9" in lieu thereof.

In line 44 delete the numeral "5" and insert "10" in lieu thereof.

Delete lines 50, 51, and 52.

Following line 52 insert the following three sections:

"SECTION 11. Civil jurisdiction as herein provided over an Indian reservation may be terminated by petition of three-fourths of the enrolled residents of a reservation who are twenty-one years of age or older. Such petition shall be filed with the North Dakota Indian Affairs Commission.

SECTION 12.) Upon the filing of a petition for withdrawal from the civil jurisdiction of the state, the executive director of the North Dakota Indian Affairs Commission after substantiating that the provisions of section 11 have been complied with shall certify such withdrawal to the governor. Upon such certification the governor shall, within ten days, issue a proclamation proclaiming that thirty days from the date of the issuance of such proclamation the civil jurisdiction of the state shall be terminated except as to those causes of action which arose prior to the effective date of such termination or to those contractual obligations which

were incurred prior to the effective date of such termination of state civil jurisdiction.

SECTION 13.) An individual who has accepted state civil jurisdiction under the provisions of section 5 may withdraw upon filing with the county auditor a statement declaring his withdrawal. Such withdrawal shall not affect causes of action which arose prior to such withdrawal or contractual obligations which were incurred prior to such withdrawal."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 36 has had the same under consideration and recommends that the same be amended as follows:

In line 6 delete the period after the word "resale" and insert the following: "but shall not include the sale of agricultural products by a producer for processing."

In line 16 delete the word "may" and insert in lieu thereof the word "shall".

In line 17 delete everything after the word "issued.", delete all of lines 18 through 23 and insert in lieu thereof the following:

All books, papers, invoices, memoranda and other records relating to the business of the wholesaler shall be open to examination at any time by the tax commissioner or any of his duly authorized agents, and the tax commissioner shall have the same powers of subpoena with respect thereto and with respect to witnesses as is provided in section 57-39-19.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 38 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 52 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

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

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 84 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 94 has had the same under consideration and recommends that the same be amended as follows:

In line 10, after the word "election", delete the "triple parenthesis"; after the comma after the word "village", insert the word "township."

In line 11 after the comma delete "triple parentheses".

In line 12 after the word "close" insert the following; " or at anytime on the day of any local election in a political subdivision for which such election is conducted, before the voting polls close."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Employment recommends the following employee:

Mary Upham, Mandan.....Proofreader for the Journal

And further recommends that the name of the following employee be deleted from the list of employees as of January 28, 1963:

Anna Marie Ray, Bismarck.....Proofreader for the Journal

SENATOR WADESON, Chairman.

Senator Wadeson moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Wadeson, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Wadeson
Harris	Nelson	Wartner
Hernett	Redlin	Witteman
Holand		

Those voting in the negative were:

Solberg

Absent and not voting:

Sinner Van Horn

So the report was declared adopted.

The Lieutenant Governor then administered the oath of office to such employee.

CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 16 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 18 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 22 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 23 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Concurrent Resolution "I" be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Lips, Reichert, Longmire and Redlin introduced:

Senate Bill No. 175. A Bill for an Act to create and enact Subsection 14.1 of Section 24-01-01.1 of the North Dakota Century Code, relating to defining employee compensation.

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

Senators Lips, Reichert, Longmire and Redlin introduced:

Senate Bill No. 176. A Bill for an Act to provide for the general welfare of state employees by authorizing the State of North Dakota and all of its departments and agencies to enter into a group hospitalization and medical care plan in accordance with the provisions of this act and declaring an emergency.

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

Senators Lips, Reichert and Redlin introduced:

Senate Bill No. 177. A Bill for an Act to provide for the general welfare of state employees by authorizing the adoption by the State of North Dakota and all of its departments, boards, institutions, commissions and agencies of a pension plan in accordance with the provisions of this Act.

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

Senators Ringsak, Sorlie, Bopp, Wadson and Thompson introduced:

Senate Bill No. 178. A Bill for an Act to amend and reenact section 6-03-05 of the North Dakota Century Code, relating to the limitation of bank loans on real estate.

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

Senators Van Horn, Ringsak, Wadson, Sorlie, Bopp, Thompson and Saumur introduced:

Senate Bill No. 179. A Bill for an Act to amend and reenact section 48-07-04 of the North Dakota Century Code, relating to long distance calls; to authorize the board of administration to establish "wide area telephone service" for state governmental offices; to require contributions from all departments; and to make an appropriation.

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

Senator Baker introduced:

Senate Bill No. 180. A Bill for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to the number of required visits the state examiner shall pay to each of the state's banking associations.

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

Senator Baker introduced:

Senate Bill No. 181. A Bill for an Act to amend and reenact section 54-35-02 of the North Dakota Century Code, relating to the powers and duties of the legislative research committee.

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

Senator Holand introduced:

Senate Bill No. 182. A Bill for an Act to create a North Dakota department of labor and to prescribe the duties and organization thereof, to amend and reenact sections 34-05-01, 34-05-03, 34-05-04, subsection 1 of section 34-06-01, subsection 4 of section 34-07-03, sections 34-07-15, 34-07-18, 34-07-19, 34-07-20, 34-07-21, 34-10-02, and 34-10-03 of the North Dakota Century Code, relating to responsibilities and powers of the commissioner of agriculture and labor, and to repeal section 34-05-02 of the North Dakota Century Code, relating to the labor division within the department of agriculture and labor.

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

Senators Kisse, Ringsak, Redlin, Trenbeath, Van Horn, Bopp, Holand and Sanford introduced:

Senate Bill No. 183. A Bill for an Act to amend and reenact Sections 15-40-24 and 15-40-14 of the North Dakota Century Code, relating to elementary and high school per pupil payments respectively.

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

Senators Trenbeath and Redlin introduced:

Senate Bill No. 184. A Bill for an Act designating an outdoor recreation agency for the purpose of planning and coordinating recreational projects.

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

Senators Hernettt and Redlin introduced:

Senate Bill No. 185. A Bill for an Act to amend and reenact section 57-39-02 of the North Dakota Century Code to provide for the extension of the sales tax imposition for the 1963-65 biennium.

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

Senators Ringsak, Mahoney, Meidinger and Sorlie introduced:

Senate Bill No. 186. A Bill for an Act to amend and re-enact section 4-14-04 of the North Dakota Century Code, relating to unfair discrimination in sale of farm products.

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

FIRST READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTIONS

House Bill No. 555. A Bill for an Act to create and enact subdivision 3 of subsection A of section 52-09-07 of the North Dakota Century Code relating to purposes for which funds may be used.

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

House Bill No. 563. A Bill for an Act to amend and re-enact subsections 4 and 5 of section 60-02-01 of the North Dakota Century Code, relating to the definitions of track buyer and grain under the public warehouse law, and declaring an emergency.

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

House Bill No. 569. A Bill for an Act to amend and re-enact section 11-10-06 of the North Dakota Century Code to provide that county justices shall be bonded for the faithful discharge of their duties, and declaring an emergency.

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

House Bill No. 607. A Bill for an Act to amend and re-enact section 27-11-22 of the North Dakota Century Code relating to annual licenses to practice law — requirement — issuance — fees.

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

House Concurrent Resolution "C". A concurrent resolution urging the interstate commerce commission to prohibit the removal or abandonment of the Mandan South Branch of the Northern Pacific Railway Company.

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

House Concurrent Resolution "H". A concurrent resolution urging the Congress of the United States to enact legislation authorizing the U. S. Fish and Wildlife Service to make certain payments to counties for lands acquired by the United States for fish and wildlife purposes.

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

ANNOUNCEMENT

Senator Luick:

"I received the sad news that Senator William Brown passed away this morning.

Billy Brown, as he was known all over the State of North Dakota, served Richland County with distinction in this Senate Chamber from 1939 to 1949.

In 1950 Billy stated that he wished to retire and asked me to move from the House to the Senate and try and take up his duties.

Mr. Brown was very active in promoting the State School of Science at Wahpeton and referred to the 12th District of Richland County as the "Garden of Eden". He was known as the little man with the big voice.

It is a very sorrowful task I have at this time to bring you this message."

Senator Foss moved that the remarks of Senator Luick be printed in the Journal, which motion prevailed.

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

Senator Hernettt moved that after the reading of Senate Bills No. 29, 86, 87, 90, 91, 113, and Senate Concurrent Resolution "K", that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-SECOND DAY

Bismarck, January 29, 1963

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

Chaplain Rev. James V. McBride, Pastor, Maynard Lutheran Church, Maynard, Minnesota. Reverend McBride is the son-in-law of Senator Dahlund.

Psalm 31:1

In Thee O Lord do I put my trust
Let me never be ashamed
Deliver me in Thy righteousness

Gentlemen of the Senate:

Recently I have finished reading the book entitled "Profiles In Courage" written by President John F. Kennedy. This book illustrates the kind of courage that is demanded from men in government such as you are. If you have never read this book I would encourage you to do so. For not one of the senators whom President Kennedy writes about failed to consider his own position with God when important daily tasks came before him.

May you too be inspired to call upon God to help you make your decisions concerning the matters before the people of the State of North Dakota. Let us all pray.

Our Gracious Father in Heaven. We place our trust in Thee this day, that the tasks which You have given be accomplished in Thy name.

Grant that we labor tirelessly to do Thy Holy Will.
Amen.

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 nineteenth day after recess and twenty-first day and recommends that the same be corrected as follows:

On page 129, line 20, after the word "renumber" insert the word "the".

On page 133, line 41, correct the spelling of the name "Bismarck".

On page 136, line 22, correct the spelling of the word "which".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 95 has had the same under consideration and recommends that the same be amended as follows:

In line 28 delete "triple parentheses".

In line 30 delete the words "board or".

In line 31 after the word "the" delete "adjoining county or" and insert in lieu thereof "annexed and consolidated" and after the word "counties" delete "triple parentheses" and insert a period.

Delete lines 32 and 33.

In line 43 delete "triple parentheses".

In line 47 delete "triple parentheses".

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 29. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

Which has been read.

Senator Foss moved that Senate Bill No. 29 be laid over one legislative day, which motion prevailed.

Senate Bill No. 86. A Bill for an Act to amend and reenact Section 65-04-31 of the North Dakota Century Code relating to investment of moneys in the workmen's compensation fund.

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, 4; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath

Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman

Those voting in the negative were:
 Brooks Meidinger Roen
 Kjos

So the bill passed and the title was agreed to.

Senate Bill No. 87. A Bill for an Act to amend and re-enact section 15-39-26 of the North Dakota Century Code relating to investment of moneys in the teachers insurance and retirement fund.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the bill passed and the title was agreed to.

Senate Bill No. 90. A Bill for an Act to make a deficiency appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association, and declaring an emergency.

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, 6; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Beck	Kautzmann	Ringsak
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Saumur
Brooks	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie

Erickson	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand		

Those voting in the negative were:

Baker	Robinson	Trenbeath
Miller	Strinden	Witteinan

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

Senate Bill No. 91. A Bill for an Act to make an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association.

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, 4; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteinan

Those voting in the negative were:

Baker	Robinson	Strinden
Brooks		

So the bill passed and the title was agreed to.

Senate Bill No. 113. A Bill for an Act to create and enact section 14-03-01.1 and to amend and reenact section 14-03-10 of the North Dakota Century Code, relating to the residence of members of the armed forces stationed within North Dakota for domestic relations purposes.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen

Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "K". A concurrent resolution memorializing the Congress to promptly review and approve modifying provisions in connection with the construction of the Garrison Diversion Unit thereof.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the resolution was declared adopted.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, January 29, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 51
 Senate Bill No. 60
 Senate Bill No. 62
 Senate Bill No. 67
 Senate Bill No. 71
 Senate Bill No. 74
 Senate Bill No. 88

Senate Bill No. 102

Senate Bill No. 92

Senate Bill No. 111

Senate Concurrent Resolution "H"

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

HOWARD F. DOHERTY, Secretary

Senate Chamber

Bismarck, January 29, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 560

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 29, 1963

Mr. President: I have the honor to transmit:

House Bill No. 532

House Bill No. 536

House Bill No. 540

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

GERALD L. STAIR, Chief Clerk.

Senator Hernet moved that after the reading of Senate Bills Nos. 9, 10, and 11, that the Senate recess until 1:30 p. m., January 30, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-SECOND DAY AFTER RECESS AND
TWENTY-THIRD DAY

Bismarck, January 30, 1963

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 En-grossment respectfully reports that it has examined the following bills and resolution:

Senate Bill No. 16

Senate Bill No. 18

Senate Bill No. 22

Senate Bill No. 23

Senate Concurrent Resolution "I"

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 58 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 191 through 200.

Re-number the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 79 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 99 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 103 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 105 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 108 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 112 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 116 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 124 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 134 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 135 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 139 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 155 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 167 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

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

MOTIONS

Senator Baeverstad moved that Senate Bill No. 38 be re-referred to the Committee on Appropriations, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 30 be dispensed with, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 30 be adopted, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 36 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 94 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS AND A SENATE CONCURRENT RESOLUTION

Senator Holand introduced:

Senate Bill No. 187. A Bill for an Act to amend and reenact section 39-01-02 of the North Dakota Century Code, relating to the identification of state-owned motor vehicles.

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

Senators Holand, Longmire, Redlin and Kee introduced:

Senate Bill No. 188. A Bill for an Act providing for a legislative committee on audits and fiscal review, defining its organization, powers, and duties, making an appropriation, and creating section 54-14-03.1 of the North Dakota Century Code, relating to reports by the auditing board.

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

Senators Baker, Brooks, Reichert and Longmire introduced:

Senate Bill No. 189. A Bill for an Act to create subsection 6 of section 57-15-10 of the North Dakota Century Code relating to exceptions to tax levy limitations in cities and villages, and providing such levy limitations shall not apply to taxes levied on property otherwise exempt from taxation, when levied to pay said property's proportionate share of the cost of fire protection services.

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

Senators Redlin, Strinden and Roen introduced:

Senate Bill No. 190. A Bill for an Act to amend and reenact subsection 2 of Section 11-10-10 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to salaries of the county superintendents of schools.

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

Senators Baker, Brooks, Reichert, Longmire, Lips and Meidinger introduced:

Senate Bill No. 191. A Bill for an Act to create and enact subsection 13. of Section 15-10-17 of the North Dakota Century Code relating to specific powers and duties of the state board of higher education, to authorize the board to enter into agreements with North Dakota municipalities for water, sewer, fire, and police protection and services necessary to institutions under its management and control.

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

Senators Kee, Kjos and Luick introduced:

Senate Bill No. 192. A Bill for an Act to amend and reenact section 39-12-02 of the North Dakota Century Code relating to authority to grant permits for vehicles of excessive size and weight and to authorize granting of permits for vehicles carrying loads extending more than three feet beyond the front thereof, to establish charges for the issuance of permits and to make an appropriation.

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

Senators Mutch, Meidinger and Reichert introduced:

Senate Bill No. 193. A Bill for an Act to create and enact Sections 26-17-01.1, 26-17-01.2, 26-17-01.3, 26-17-01.4, 26-17-01.5, 26-17-01.6, 26-17-01.7, 26-17-01.8, of the North Dakota Century Code, relating to written examination for insurance agents license, providing an examination fee, providing exemptions, providing for a temporary license certificate without written examination, providing for non-resident Life and Accident and Health insurance agents, providing for the commissioner to enter into reciprocal agreements waiving written examinations, providing for an effective date, providing for advisory boards, providing for a penalty, providing for a savings clause and appropriating funds for its administration; and to amend and reenact section 26-17-01 of the North Dakota Century Code relating to licensing of insurance agents by Insurance Commissioner, renewals and expiration date of license.

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

Senator Morgan introduced:

Senate Bill No. 194. A Bill for an Act to amend and reenact section 36-14-09 of the North Dakota Century Code, relating to the use of living hog cholera virus and vaccines.

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

Senator Hernet, Reichert and Trenbeath introduced:

Senate Bill No. 195. A Bill for an Act to create and enact chapter 21-10 of the North Dakota Century Code, relating to the investment of public funds, creation of a state

investment board, appointment of a director, types of legal investments, providing a penalty, and providing an appropriation for the operation of the board; and to amend and reenact sections 15-39-26, 26-23-03, 26-24-07, 54-27-16, and 65-04-31 of the North Dakota Century Code, relating to the investment of public funds.

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

Senators Hernett and Mutch introduced:

Senate Bill No. 196. A Bill for an Act to create and enact section 16-09-08 of the North Dakota Century Code, authorizing the county commissioners to partition a township for voting purposes and designate specific precincts.

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

Senators Baker, Brooks, Reichert, Longmire, Lips and Meidinger introduced:

Senate Bill No. 197. A Bill for an Act to amend and reenact subsections 6, 7, 8, 9, 10, and 14 of section 57-02-08 of the North Dakota Century Code and subsection 11 of section 57-02-08 of the supplement of the North Dakota Century Code defining the limits of exemption from taxation of property.

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

Senators Baker, Brooks, Reichert, Longmire, Lips and Meidinger introduced:

Senate Bill No. 198. A Bill for an Act to amend and reenact Section 54-23-01 of the North Dakota Century Code relating to the control and management of state institutions under the control of the board of administration and Section 54-21-18 of the North Dakota Century Code relating to the control and management of the state office building, executive mansion and public grounds connected therewith by the state board of administration, and to authorize the board of administration to enter into agreements with North Dakota municipalities for water, sewer, police and fire protection and services necessary to said institution and buildings.

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

Senators Morgan, Bopp and Luick introduced:

Senate Bill No. 199. A Bill for an Act to amend and reenact section 51-12-01 of the North Dakota Century Code relating to false or misleading advertising on articles sold or offered for sale to the public, including the price thereon.

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

Senators Mutch, Saumur and Longmire introduced:

Senate Bill No. 200. A Bill for an Act to amend and reenact subsection 2 of section 57-38-04 of the North Dakota Century Code Supplement relating to the allocation and apportionment of income of individuals.

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

The Committee on Agriculture introduced:

Senate Bill No. 201. A Bill for an Act to amend and reenact section 36-09-13 of the North Dakota Century Code, relating to the rerecording of brand; fee.

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

Senator Trenbeath introduced:

Senate Bill No. 202. A Bill for an Act requiring that consulting engineers and architects working on projects exceeding \$100,000 for governmental agencies carry professional liability insurance.

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

Senators Redlin and Meidinger introduced:

Senate Bill No. 203. A Bill for an Act making an appropriation for the development and implementation of a regional interstate compact in the field of higher education.

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

Senators Becker, Kisse, Robinson, Miller, Kjos, Trenbeath, Sanford and Berube introduced:

Senate Bill No. 204. A Bill for an Act to provide for a native woodland tax, prescribing the land that may be subject to such tax, prescribing the duties of the state forester and local assessor, providing for the rate and manner of collection of said tax, the conditions for eligibility under the native woodland tax, declassification orders, and hearings and appeals from orders of the state forester.

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

Senators Torgerson, Dahlund, Wartner, Sanford and Kjos introduced:

Senate Bill No. 205. A Bill for an Act to amend and reenact section 40-22-06 and to repeal section 40-22-06.1 and 40-22-07 of the North Dakota Century Code, relating to agreements by municipalities with the highway department of the state or the board of county commissioners for the improvement of streets, sewers and water mains, the financing of cities' obligations under such agreements, and the assessment of a portion of the cost of such improvements upon benefited property, and declaring an emergency.

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

Senators Dahlund, Sanford, Kjos, Redlin, Torgerson, Forkner, Robinson and Wadson introduced:

Senate Bill No. 206. A Bill for an Act to amend and reenact section 57-15-10.1 of the North Dakota Century Code, relating to the authority of counties and cities to levy a tax for advertising purposes.

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

Senators Ringsak, George, Reichert, Trenbeath and Mahoney introduced:

Senate Concurrent Resolution "Q". A concurrent resolution directing the legislative research committee to study

the operation of the North Dakota State Mill and Elevator Association and its present and future contributions to the welfare of the state.

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

Senator Hernettt moved that after the reading of Senate Bills No. 16, 18, 22, 23, Senate Concurrent Resolution "I", Senate Bills No. 52, 54, and 84, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-THIRD DAY

Bismarck, January 30, 1963

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

Prayer by Chaplain Wm. R. Lindsay, First Presbyterian, Bismarck.

We come before Thee, O God, knowing that all human endeavors stand under the constant judgment of Thy will and purpose. Grant, we beseech Thee, for these Legislators, a cleansing this day from all smallness and provincialism, and the ever-present temptation to cheap compromise and easy expediency. Give them a depth of perception and a daring value to match the dimensions of the problems which they face. In all their deliberations both in session and in study, make them indelibly conscious of the eternal values with which they deal. Make them humble before Thee, and endue them with a wisdom from on high. Pour out upon them the spirit of Jesus Christ our Lord. Amen.

Roll call: All Senators present except Senator Beck.

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-first day after recess and twenty-second day and recommends that the same be corrected as follows:

On page 142, line 43, delete the numeral "II" and insert in lieu thereof the numeral "11".

On page 145, line 41, correct the spelling of the word "welfare".

On page 148, line 11, delete the second name "Foss" and insert in lieu thereof the name "Luick".

On page 151, line 22, delete the numeral "41" and insert in lieu thereof the numeral "45".

On page 153, in line 153, after the word "reading" insert the word "of".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Resolution No. 2 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the amendments to Senate Bill No. 95 be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 532. A Bill for an Act to create and enact sections 39-03-16 and 39-03-17 of the North Dakota Century Code, relating to the division of public safety, and to repeal chapter 24-14 of the North Dakota Century Code, relating to the division of public safety.

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

House Bill No. 536. A Bill for an Act to amend and reenact subsection 1 of section 61-05-01, sections 61-06-10, 61-06-12, 61-06-21, 61-06-22, 61-07-19, and 61-08-31 of the North Dakota Century Code relating to irrigation districts.

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

House Bill No. 540. A Bill for an Act to create and enact sections 61-01-25, 61-02-24.1, 61-02-75, and 61-04-27 of the North Dakota Century Code; to amend and reenact sections 61-01-02, 61-01-23, subsection 2 of section 61-02-02, sections 61-02-04, 61-02-12, subsections 1, 2, 6, and 7 of section 61-02-14, subsection 1 of section 61-02-23, sections 61-02-24, 61-02-28, 61-02-30, 61-02-31, 61-02-38, 61-02-46, 61-03-21, 61-04-02, 61-04-15, 61-14-03, 61-15-04, 61-15-08, 61-16-08, and 61-20-06 of the North Dakota Century Code, as amended, relating to the appropriation and beneficial use of water, the authority and duties of the state water conservation commission, state engineer, and state geologist in the regulation thereof, rights of entry, water permits, compensation of members of the water conservation commission, information filed by water users with state engineer, easements on state lands, drainage of meandered lakes, cooperation of state political subdivisions with the water conservation commission in conducting water surveys, and to provide for a penalty for the violation of the provisions of chapter 61-01; and to repeal sections 61-14-02, 61-14-04, and 61-15-07 of the North Dakota Century Code, relating to the riparian ownership of water, the status of water used for irrigation purposes, the value of land as affected by water and wildlife conservation projects, and the reversion of unused water rights to the public.

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

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 30, 1963

Mr. President: I have the honor to transmit:

House Bill No. 577

House Bill No. 578

House Bill No. 582

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

GERALD L. STAIR, Chief Clerk.

SECOND READING OF SENATE BILLS AND
A CONCURRENT RESOLUTION

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.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senate Bill No. 10. A Bill for an Act making an appropriation for the general maintenance and operation of the Tag and Sign Plant at the State Penitentiary.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senate Bill No. 11. 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.

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	Kautzmann	Roen
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Robinson	

Absent and not voting:

Beck Ringsak

So the bill passed and the title was agreed to.

Senate Bill No. 16. A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Business Education, Trade and Industrial Education.

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	Kautzmann	Roen
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Robinson	

Absent and not voting:

Beck Ringsak

So the bill passed and the title was agreed to.

Senate Bill No. 18. 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.

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, 1; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Those voting in the negative were:

Luick

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senate Bill No. 22. A Bill for an Act making an appropriation to the Department of Public Instruction, for the purpose of paying salaries and other expenses of the Director of Surplus Property.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson

Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan

Absent and not voting:
Beck

So the bill passed and the title was agreed to.

Senate Bill No. 23. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the Division of Supervised Study.

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, 6; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Becker	Kautzmann	Robinson
Berube	Kee	Roen
Bopp	Kjos	Sanford
Brooks	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteinan

Those voting in the negative were:

Baker	Morgan	Strinden
Kisse	Saumur	Wartner

Absent and not voting:
Beck

So the bill passed and the title was agreed to.

Senator Strinden: "Mr. President, I would like to explain my 'No' vote on this bill. I am not against the spending of money for education. I believe our education departments are one of the most important we have to contend with. I do feel very strongly on the steady increase of funds towards education. It is my own feeling that we are experiencing the building of little empires within our various departments within our State Departments. My vote on this issue is not against the progress in education, it is against the empires that appear to be building within these departments. I would say we have to hold the line and this is a good place to start.

Senate Concurrent Resolution "T". A concurrent resolution relating to the provision of assurances to the government of the United States of the payment of non-Federal costs by the State and its political subdivisions in federally approved water projects.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Beck

So the resolution was declared adopted.

MOTIONS

Senator Redlin moved that Senate Bill No. 89 be returned to the Senate from the Committee on Agriculture, which motion prevailed.

Senator Redlin requested the unanimous consent of the Senate to withdraw Senate Bill No. 89, which request was granted.

SECOND READING OF A SENATE BILL

Senate Bill No. 52. A Bill for an Act to create and enact subsection 4 of section 57-13-04 and to amend and reenact subsection 4 of section 21-03-01, subsections 4 and 7 of section 57-02-01, subsection 22 of section 57-02-08, subsection 3 of section 57-02-12, sections 57-02-14, 57-02-27, 57-02-28, 57-02-32, 57-02-34, 57-02-37, 57-05-01, 57-05-03, 57-05-04, 57-06-05, 57-06-11, subsections 2 and 3 of section 57-06-14, subsection 2 of section 57-06-19, sections 57-06-20, 57-07-01, 57-09-04, 57-09-06, 57-10-03, 57-12-05, 57-13-03, 57-14-01, 57-15-44, 57-23-01, 57-44-03 and 57-45-05 of the North Dakota Century Code, to provide for the assessment of property at a percentage, to be established by the state board of equalization, between twenty-five and forty percent of the true and full value of such property.

Which has been read.

Senator Baker moved that Senate Bill No. 52 be laid over one legislative day, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 30, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 86

Senate Bill No. 87

Senate Bill No. 90

Senate Bill No. 91

Senate Bill No. 113

Senate Concurrent Resolution "K"

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

HOWARD F. DOHERTY, Secretary.

Senator Hernett moved that after the reading of Senate Bill No. 29 that the Senate recess until 1:00 p. m., January 31, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-THIRD DAY AFTER RECESS AND
TWENTY-FOURTH DAY

Bismarck, January 31, 1963

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

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 30
Senate Bill No. 36
Senate Bill No. 94
Senate Bill No. 95

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 31, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 560 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Burvee
Tough
Poling

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 34 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 62 through 128 and insert in lieu thereof the following:

15-40-18. DETERMINATION OF SUMS
DUE COUNTY EQUALIZATION FUNDS.) For purposes of this section:

1. "County average" means the countywide average percentage of market value at which taxable property in a county has been assessed after final equalization; and

2. "State average" means the statewide average percentage of market value at which all taxable property in the state has been assessed after final equalization.

At the close of each school year the county superintendent of schools of each county shall submit to the superintendent of public instruction a request for a grant-in-aid from the state ((equalization fund)) for the county equalization fund. The request shall be filed on forms furnished by the superintendent of public instruction and shall state the full amount of the payments from the county equalization fund to be made to each school or school district that has complied with the provisions of law relating to such fund. Immediately following the final meeting of the state board of equalization, the state tax commissioner shall certify to the superintendent of public instruction the county-wide average percentage of market value at which all taxable property in each county has been assessed after final equalization and the statewide average percentage of market value at which all taxable property in the state has been assessed after final equalization. The superintendent of public instruction shall then determine the amount of the grants-in-aid to which each county is entitled. Any county which, according to the certificate of the tax commissioner, has a county average that is equal to the state average, shall be entitled to a sum determined by subtracting from the full amount of the payments to be made in the county, the product of the taxable assessed valuation of property in the county multiplied by twenty and five-tenths mills, and the balance will be the amount of aid to which the county is entitled.

Any county which, according to the certificate of the tax commissioner, has a county average that is less than the state average, shall be entitled to a sum determined by subtracting from the full amount of the payments to be made in the county, the product of the taxable assessed valuation of property in the county after adjusting such valuation upwards to equal the taxable valuation of property that would have existed for such county had the property in such county been assessed at the state average, by twenty and five-tenths mills. The balance will be the amount of aid to which the county is entitled for such fund.

Any county which, according to the certificate of the tax commissioner, has a county average that is more than the state average, shall be entitled to a sum determined by subtracting from the full amount of the payments to be made in the county the product of the taxable assessed valuation of the property in the county after adjusting such valuation downwards to equal the taxable valuation of property that would have existed for such county had the property in such county been assessed at the state average, by twenty and five-tenths mills. The balance will be the amount of aid to which the county is entitled for such fund.

The superintendent of public instruction shall determine the product of the taxable valuation of property in the county, after adjusting such valuation upwards or downwards to equal the taxable valuation of property that would have existed for such county had the property in such county been assessed at the state average, by twenty-one mills. The superintendent of public instruction shall certify such amount to the county auditor of each county,

that has a county average that is less than or more than the state average, which shall be converted to mills and levied by the county auditor upon all taxable property in the county in lieu of the twenty-one mill levy specified in section 57-15-24.

In line 164 after the word "than" insert the words "or more than"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 37 has had the same under consideration and recommends that the same be amended as follows:

In line 30 insert triple parentheses after the word "public"

In line 32 after the word "a" insert triple parentheses and the words "contract" is a"

In line 44 after the word "of" insert triple parentheses around the words "two thousand" and insert the words "five hundred"

In line 45 delete the semicolon

In line 46 after the number "4" delete the triple parentheses

In line 47 after the word "undertaking" insert triple parentheses and the words "and include subcontracts undertaken"

In line 51 after the word "of" insert triple parentheses

In line 52 after the word "thousand" insert triple parentheses and the words "five hundred"

In line 53 delete the triple parentheses around the numeral "5" and insert a triple parentheses around the numeral "6"

Delete all of lines 156 through 160 and insert in lieu thereof the following:

"2. Any person who furnishes any fabricated or finished product, material or article of merchandise which is not incorporated into or attached to real property by such person so as to become affixed thereto."

In line 257 after the word "law" insert the following: "and contributions due under the unemployment compensation law"

In line 296 delete everything following the word "thereof" and insert a period in lieu thereof.

Delete all of lines 297 through 301

In line 306 delete the triple parentheses

In line 307 after the word "shall" insert triple parentheses

In line 310 after the word "therefor" insert triple parentheses and the words "follow the procedures prescribed by chapter 28-32"

In line 312 after the word "shall" insert the words "cancel or"

In line 313 after the period insert triple parentheses

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 73 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 75 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the number "28-04-03.1" insert the following language: "and to amend and reenact section 28-04-05"

After line 15 insert the following section:

"SECTION 2. AMENDMENT.) Section 28-04-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

28-04-05. ACTIONS HAVING VENUE WHERE DEFENDANT RESIDES.) In all other cases, except as provided in section 28-04-03.1, and subject to the power of the court to change the place of trial as provided by statute, the action shall be tried in the county in which the defendant or one of the defendants resides at the time of the commencement of the action. If such county is attached to another county for judicial purposes, the action shall be tried in the latter county. If none of the defendants shall reside in the state, the action shall be tried in the county which the plaintiff shall designate in the summons."

Number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 83 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 98 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 146 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 150 has

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

Delete lines 7, 8, 27, 28, 29, 67, 68, 82 and 83.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 151 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the "period" insert the following language: ", and declaring an emergency"

After line 12 insert the following section:

"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.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 152 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the "period" insert the following language: ", and declaring an emergency"

After line 114 insert the following section:

"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."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 154 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "O" has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 569 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Meidinger moved that the amendments to Senate Bill No. 58 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Nelson, Kee and Dahlund introduced:

Senate Bill No. 207. A Bill for an Act amending and re-enacting Sections 49-18-33 and 49-18-39 relating to the insurance requirements for agricultural carriers.

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

Senators Reichert and Redlin introduced:

Senate Bill No. 208. A Bill for an Act to amend and re-enact subsection 21 of section 54-44-04 of the North Dakota Century Code, authorizing the director of accounts and purchases to purchase insurance for all state departments, institutions, offices, and agencies.

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

Senators Longmire and Kee introduced:

Senate Bill No. 209. A Bill for an Act to provide for the adoption and implementation of the Vehicle Equipment Safety Compact, declaring legislative intent thereto, providing for the administration and financing thereof, and providing a penalty for conflicts of interest.

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

Senators Roen, Lips, Sorlie, Trenbeath, Chesrown, Brooks and Meidinger introduced:

Senate Bill No. 210. A Bill for an Act to create a Girl Scouts Round-Up Commission for the purpose of encouraging and aiding the Girl Scouts of the United States of America to hold their 1965 Round-Up at a place within the Badlands of North Dakota near the city of Medora, North Dakota, making an appropriation therefor, and declaring an emergency.

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

Senators Meidinger, Miller and Mahoney introduced:

Senate Bill No. 211. A Bill for an Act to amend and re-enact sections 50-23-04 and 50-23-05 of the North Dakota Century Code relating to eligibility and application for medical assistance for the aged.

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

Senators Reichert and Roen introduced:

Senate Bill No. 212. A Bill for an Act providing for supplemental publication by radio broadcast and television broadcast of any notice required by law to be published

by any official of the state or any of its political subdivisions.

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

Senators Ringsak, Longmire, Brooks, Chesrown, Holand and Reichert introduced:

Senate Bill No. 213. A Bill for an Act to amend and reenact sections 12-52-01 and 12-52-02 of the North Dakota Century Code relating to paroles.

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

Senators Holand, Longmire, Reichert, Wartner, Chesrown and Brooks introduced:

Senate Bill No. 214. A Bill for an Act to create and enact subsection 15 of section 50-06-06 of the North Dakota Century Code relating to powers and duties of the public welfare board.

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

Senators George, Trenbeath, Wadson, Kautzmann, Van Horn, Hernet, Reichert, Solberg and Lips introduced:

Senate Bill No. 215. A Bill for an Act to provide for maximum rates of charge for installment bank loans.

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

Senators Reichert, Ringsak, Robinson and Kautzmann introduced:

Senate Bill No. 216. A Bill for an Act to protect the golden eagle, providing penalties, and declaring an emergency.

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

Senators Redlin, Becker, Foss and Mahoney introduced:

Senate Bill No. 217. A Bill for an Act to create and enact chapter 57-02.1 and section 57-02-12.1, and to amend and reenact sections 40-07-08, and 40-14-04, subsection 4 of section 40-15-05, sections 57-02-11, 57-02-12, 57-02-14, 57-02-17, 57-02-18, 57-02-22, 57-02-31, 57-02-32, 57-02-33, 57-02-34, 57-02-37, 57-03-01, 57-03-02, 57-09-06, 57-12-07, 57-13-04, 57-13-05, 57-13-07, 57-13-08, 57-14-01, 57-14-02, 57-14-05, and 58-05-18 of the North Dakota Century Code, relating to an optional county assessor system and to the assessment, equalization, and taxation of real and personal property, to the powers and duties of assessors and boards of equalization and to limitations upon tax levies; providing for the appointment of county assessors and supervisors of assessment and their powers and duties; providing penalties; and repealing chapters 4-21 and 58-09, sections 4-01-01, 4-01-02, 4-01-03, 4-01-04, 4-01-05, 4-01-06, 4-01-07, 4-01-08, 4-01-09, 4-01-10, 4-01-11, 4-01-12, 4-01-13, 4-01-14, 15-08-02, 57-02-35, 57-02-36, 57-10-05, 57-14-08, and 61-20-05 of the North Dakota Century Code, relating to tree bounties, and the powers and duties of assessors and county boards of equalization, methods of assessment and taxation and agricultural statistics.

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

Senators Longmire, Holand and Reichert introduced:

Senate Bill No. 218. A Bill for an Act to amend and reenact subsection 2 of section 50-22-01 of the North Dakota Century Code, relating to charitable organizations soliciting contributions.

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

Senators Chesrown, Reichert and Longmire introduced:

Senate Bill No. 219. A Bill for an Act to amend and reenact section 29-26-18 of the North Dakota Century Code relating to evidence in aggravation or mitigation of punishment.

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

Senators Chesrown, Reichert and Longmire introduced:

Senate Bill No. 220. A Bill for an Act to create and enact section 54-23-22.1 of the North Dakota Century Code relating to the transfer of students from the state industrial school to state penitentiary.

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

Senators Chesrown, Reichert and Longmire introduced:

Senate Bill No. 221. A Bill for an Act to amend and reenact sections 27-06-02 and 27-06-03 of the North Dakota Century Code, relating to salary, expenses and duties of court reporters.

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

Senators Reichert and Lips introduced:

Senate Bill No. 222. A Bill for an Act to amend and reenact sections 26-24-13 and 26-24-14 of the North Dakota Century Code, providing for an increase in the state fire and tornado insurance rates and reserve fund.

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

Senator Longmire introduced:

Senate Bill No. 223. A Bill for an Act relating to the effect of foreclosure action upon unrecorded conveyance or lien and providing for conclusive judgment against holders thereof.

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

Senators Miller, Redlin, Kisse, Mahoney, Longmire and Foss introduced:

Senate Bill No. 224. A Bill for an Act to provide for an interstate compact on mental health, assuring care and treatment of mentally ill persons in any member state, permitting the transfer of patients, and providing for after care services for mental patients released from the state hospital in any member state.

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

Senators Brooks, Mahoney, Baker, Robinson, Kautzmann, Wartner, Kisse, Reichert, Berube, Lips, Kjos, Kee, Sanford, Saumur, Ringsak, Nelson, Sinner, Hernet, Thompson and Chesrown introduced:

Senate Bill No. 225. A Bill for an Act to amend and reenact sections 5-05-04, 5-05-05, and 5-05-07 of the North Dakota Century Code, relating to sale, service and con-

sumption of alcoholic beverages where other commodities are sold.

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

Senators Longmire and Kee introduced:

Senate Bill No. 226. A Bill for an Act to create and enact subsection 5 of section 39-06-02, subsection 8 of section 39-06-32, and section 39-09-11, and to amend and reenact sections 39-03-01, 39-03-02, 39-03-03, 39-03-05, 39-03-06, 39-03-07, 39-03-09, 39-03-10, subsection 2 of section 39-03-13, section 39-03A-07, subdivision i of subsection 2 of section 39-04-18, section 39-06-16, sections 39-06-42, 39-07-05, 39-07-09, 39-07-12, 39-08-09, 39-08-12, 39-08-18 and 39-20-07 of the North Dakota Century Code, relating to the organization, powers and duties of the highway patrol in the enforcement of motor vehicle laws; and to repeal section 39-03-15 of the North Dakota Century Code, relating to the use of radar in speed law enforcement.

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

Senators Mutch, Baeverstad and Holand introduced:

Senate Bill No. 227. A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota Century Code Supplement relating to the duties of the supervisor of assessments and prescribing a penalty.

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

Senator Reichert introduced:

Senate Bill No. 228. A Bill for an Act to create and enact section 31-02-07 of the North Dakota Century Code, relating to the taking of a deposition of any nonresident instituting any action or counterclaiming in any pending action in any court within this state.

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

Senator Foss introduced:

Senate Bill No. 229. A Bill for an Act to transfer certain moneys from the accumulated profits and surplus of the Bank of North Dakota and from the accumulated profits and surplus of the state mill and elevator association to the general fund of this state.

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

Senator Foss introduced:

Senate Bill No. 230. A Bill for an Act to provide for the financing of the state construction program by the Bank of North Dakota and to provide for the assumption of outstanding loans by the bank and the transfer of the present school construction principal and administration funds to the general fund, and to amend and reenact sections 15-60-03, 15-60-05, 15-60-06, and 15-60-07 of the North Dakota Century Code, relating to the administration and rates of interest of the school construction fund, and to repeal subsection 1 of section 15-60-01 of the North Dakota Century Code, defining the term "fund".

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

Senator Foss introduced:

Senate Bill No. 231. A Bill for an Act to provide for the disposition of property which shall fall to the state by escheat, and for a transfer of funds.

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

Senator Foss introduced:

Senate Bill No. 232. A Bill for an Act to transfer \$4,043.85 from an economic development commission fund to the general fund.

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

Senator Holand introduced:

Senate Bill No. 233. A Bill for an Act to amend and reenact subsection 2 and to create and enact subsection 10 of section 27-08-24 of the North Dakota Century Code, to provide that in actions of forcible detainer arising in counties having courts of increased jurisdiction a three-day notice to quit shall be required, that the time specified in the summons for the appearance of the defendant shall not be less than three nor more than fifteen days from the date on which it is issued and providing for a time when such process shall be served.

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

Senators Trenbeath and Mahoney introduced:

Senate Bill No. 234. A Bill for an Act, to amend and reenact Section 25-09-02, 25-09-03, 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-09 of the North Dakota Century Code, deleting reference to tuberculosis sanatorium and to provide for payment by the state of all costs of care and treatment for persons suffering from tuberculosis or suspected of having tuberculosis.

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

Senators Baker, Reichert and Brooks introduced:

Senate Bill No. 235. A Bill for an Act to authorize the state board of higher education to sell its interest in certain lands to the state highway department for use as a radio tower site and access road and highway rights of way.

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

Senator Longmire introduced:

Senate Bill No. 236. A Bill for an Act to create and enact sections 54-46-12 and 54-46-13 of the North Dakota Century Code, authorizing the state records administrator to establish and maintain a central storage system for state records and a central microfilm unit, and to amend and reenact sections 46-04-19 and 54-46-08 of the North Dakota Century Code, relating to the disposal of obsolete official state publications and state records, and providing an appropriation.

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

Senator Longmire introduced:

Senate Bill No. 237. A Bill for an Act to make a deficiency appropriation to the secretary of state to pay for the printing and binding of public documents during the 1961-1963 biennium, and declaring an emergency.

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

Senator Longmire introduced:

Senate Bill No. 238. A Bill for an Act to amend and reenact section 11-10-11 of the North Dakota Century Code, relating to appointment and salary of deputies and clerks.

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

Senator Longmire introduced:

Senate Bill No. 239. A Bill for an Act to make it unlawful to allow a motor vehicle with a trailer hitch attached thereto to come into contact with another motor vehicle while entering or leaving a parking position.

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

Senator Brooks introduced:

Senate Bill No. 240. A Bill for an Act, to amend Section 6-01-03 of the North Dakota Century Code adding two members to the state banking board with building and loan or savings and loan association experience.

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

Senators Kisse, Holand, Reichert, Sanford, Redlin, Nelson and Solberg introduced:

Senate Bill No. 241. A Bill for an Act to amend and reenact Sections 57-15-24 and 15-40-02 of the North Dakota Century Code, relating to the county equalization fund and mill levy therefor.

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

Senators Sorlie and Roen introduced:

Senate Bill No. 242. A Bill for an Act to amend and reenact section 11-28-12 of the North Dakota Century Code, relating to the formation of joint county park districts.

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

Senator Mutch introduced:

Senate Bill No. 243. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code providing for the operation of a centralized purchasing service and to provide for credit card purchases of motor vehicle fuel by the department of accounts and purchases.

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

FIRST READING OF HOUSE BILLS

House Bill No. 577. A Bill for an Act to amend and reenact section 6-05-15.1 of the North Dakota Century Code relating to the commingling of trust funds.

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

House Bill No. 578. A Bill for an Act to amend and reenact section 31-08-01.1 of the North Dakota Century Code, relating to the admissibility of photographic copies of business and public records into evidence.

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

House Bill No. 582. A Bill for an Act to create and enact subsection 9 of section 18-12-06 and to amend and reenact section 18-12-12 of the North Dakota Century Code Supplement, relating to fire protection requirements for school buildings, and declaring an emergency.

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

SECOND READING OF A SENATE BILL

Senate Bill No. 54. A Bill for an Act to amend and reenact sections 6-07-46, 12-48-11, 12-48-13, 12-49-04, 20-16-03, 36-01-29, and 36-05-10 of the North Dakota Century Code, relating to the disposition of various special funds and transferring the balances therein to the general fund, providing for disposition of Taylor Grazing Act Fund, and providing for the transfer of the Korean bonus administration fund to the sinking fund thereof; and to repeal sections 6-06-47 and 6-06-49 of the North Dakota Century Code, relating to the investment and disposition of moneys by the state examiner.

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	Kautzmann	Robinson
Baker	Kee	Roen
Bécker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Beck Wartner

So the bill passed and the title was agreed to.

Senator Ringsak: Mr. President. I voted "aye" on Senate Bill No. 54 for the purpose of reconsideration.

MOTIONS

Senator Reichert moved that Senate Concurrent Resolution "G" be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Reichert requested the unanimous consent of the Senate to withdraw Senate Concurrent Resolution "G", which request was granted.

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

Senator Hernett moved that after the reading of Senate Bills No. 30, 36, 79, 94, 99, 103, 105, 108, 112, 116, 124, 134,

135, 139, 155, and 167, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-FOURTH DAY

Bismarck, January 31, 1963

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

Prayer by Chaplain M. Wallace Temple Baptist, Bismarck.

Our Heavenly Father —

In these few moments may our minds and hearts turn from the material to the spiritual; from the terrestrial to the celestial; from the momentary to the eternal; from self to others.

It was the conviction of our founding fathers, those who wrote and signed the Declaration of Independence and the Constitution of these United States, that all are created by Thy hands; that we are endowed with certain inalienable rights, and that man possesses dignity and worth.

These who are gathered here are engaged in formulating new laws, clarifying and modifying others and seeking to find ways whereby man may be able to enjoy to the fullest these inalienable rights that are his by right of creation. May each one here base his decisions upon the fact that there is a Supreme Judge of the land whose laws are written in the constitution of the universe and upon whose laws all others hinge.

May we realize that what comes forth from this room and these meetings reflect the character, moral life, convictions, ideals, philosophies, and spiritual life of each individual taking part. Father grant them the power to decide wisely, unselfishly, with all fairness, candor and impartiality.

May Thy Son be the shining example for each of us and may we commit our work and lives into His hands for it is in His name we pray. Amen.

Roll Call: All Senators present except Senator Beck.

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 finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, January 31, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 11
Senate Bill No. 16
Senate Bill No. 18
Senate Bill No. 22

Senate Bill No. 23
Senate Concurrent Resolution "I"

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

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, January 31, 1963

Mr. President: I have the honor to transmit:

House Bill No. 566

House Bill No. 583

House Bill No. 593

House Bill No. 598

House Bill No. 601

House Bill No. 605

House Bill No. 606

House Bill No. 609

House Bill No. 641

House Bills No. 644 and 653

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

GERALD L. STAIR, Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 84. A Bill for an Act to amend and reenact section 4-02-27.1 of the North Dakota Century Code, relating to an additional mill levy for the aid of county fair associations, and declaring an emergency.

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, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Torgerson
Forkner	Miller	Tuff
Foss	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Those voting in the negative were:

George	Solberg	Trenbeath
Morgan	Thompson	

Absent and not voting:

Beck

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

Senate Bill No. 29. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

Was read the second time.

Senator Sorlie moved that Senate Bill No. 29 be amended as follows:

In line 8 delete the figure "\$12,000.00" and insert in lieu thereof the figure "\$14,000.00".

In line 19 delete the figure "43,304.00" and insert in lieu thereof the figure "41,304.00".

Which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 29 be deemed properly engrossed and placed on second reading and final passage, which motion prevailed.

The question being on the final passage of Senate Bill No. 29, as amended from the floor.

Senator Kisse moved that Senate Bill No. 29 be amended as follows:

Delete all of lines 18 and 19.

In line 20, delete the figure "\$159,002.00 and insert in lieu thereof the figure \$117,698.00.

Renumber the lines accordingly.

Senator Redlin made the substitute motion that the proposed amendments to Senate Bill No. 29 be laid over one legislative day, which motion prevailed.

Senate Bill No. 30. A Bill for an Act accepting civil jurisdiction over civil causes of action arising in Indian country and providing limitations thereon.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senate Bill No. 36. A Bill for an Act to create and enact subsection 10 of section 57-39-01 and section 57-39-26 of the North Dakota Century Code, relating to wholesalers' permits, records, and reports on sales exempt from the retail sales tax.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on House Bill No. 560, Senators Miller, Longmire and Kamrath.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, N. D., January 31, 1963

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. 560.

Senators:

Miller
Longmire
Kamrath

HOWARD F. DOHERTY, Secretary.

Senator Hernett moved that after the reading of Senate Bill No. 95 and Senate Resolution No. 2, that the Senate recess until 1:00 p. m., February 1, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-FOURTH DAY AFTER RECESS AND
TWENTY-FIFTH DAY

Bismarck, February 1, 1963

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 reports that it has examined the following bill:

Senate Bill No. 58

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: The majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 53 has had the same under consideration and the majority recommends that the same do pass.

For the majority:

Senators:

H. B. Baeverstad
Edwin C. Becker, Jr.
Robert Chesrown
Harry W. George
Dan Kisse
Emil E. Kautzmann
Carrol Torgerson

Senator Baeverstad moved the report be adopted.

Mr. President: The minority of your Committee recommends that the same be indefinitely postponed.

For the minority:

Senators:

Iver Solberg
Orville Witteman
Dwight Kamrath
Emil T. Nelson

Senator Solberg moved that the report of the minority be substituted for that of the majority.

The question being on the motion of Senator Solberg that the report of the minority be substituted for the report of the majority, which motion lost.

The question being on the motion of Senator Baeverstad that the report of the majority on Senate Bill No. 53 be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 68 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted.

Senator Baker made the substitute motion that Senate Bill No. 68 be placed on the calendar, which motion was lost.

The question being on the motion of Senator Miller, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 78 has had the same under consideration and recommends that the same be amended as follows:

In line 4 after the word "revenues" insert "as may by the legislature be"

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 114 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 108 through 121 and insert the following in lieu thereof:

"whenever bonds are issued under this chapter and made payable from revenues of an airport acquired in whole or in part from the federal government under a deed or deeds containing restrictive covenants, reservations or restrictions, and a provision that upon breach thereof the title to the land shall revert to the United States, the governing body of the municipality shall be required, in the event that at any time all revenues, including taxes, appropriated and theretofore collected for such bonds are insufficient to pay principal or interest then due, to levy a general tax upon all of the taxable property in the municipality for the payment of such deficiency, and if at any time a deficiency is likely to occur within one year for the payment of principal and interest due on such bonds, the governing body, in its discretion, may levy a general tax upon all the taxable property in the municipality for the payment of such deficiency, and such taxes shall not be subject to any limitation of rate or amount applicable to other municipal taxes."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 128 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veteran's Affairs to whom was referred Senate Bill No.

130 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 527 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 1, 1963

Mr. President: I have the honor to transmit:

House Bill No. 507

House Bill No. 508

House Bill No. 519

House Bill No. 619

House Bill No. 620

House Bill No. 634

House Bill No. 640

House Bill No. 654

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

GERALD STAIR, Chief Clerk.

MOTIONS

Senator Ringsak moved that the Senate reconsider the action by which Senate Bill No. 54 was passed, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 54 be amended as follows:

In line 163 delete the words "World War II bonus sinking funds."

And renumber the lines accordingly.

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 54 be deemed properly engrossed and placed on second reading and final passage, as amended, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 54. A Bill for an Act to amend and reenact sections 6-07-46, 12-48-11, 12-48-13, 12-49-04, 20-16-03, 36-01-29, and 36-05-10 of the North Dakota Century Code, relating to the disposition of various special funds and transferring the balances therein to the general fund, providing for disposition of Taylor Grazing Act Fund, and providing for the transfer of the Korean bonus administration fund to the sinking fund thereof; and to repeal sections 6-06-47 and 6-06-49 of the North Dakota Century Code, relating to the investment and disposition of moneys by the state examiner.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert-	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Beck	Thompson
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So the bill passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

Senator Hernett moved that the reading of the amendments to Senate Bills No. 34, 37, 75, 150, 151, 152, be dispensed with, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 34 be adopted, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 37 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 75 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 150 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 151 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 152 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS AND
SENATE CONCURRENT RESOLUTIONS

Senators Longmire and Ringsak introduced:

Senate Bill No. 244. A Bill for an Act to amend and reenact section 39-06-30 of the North Dakota Century Code, relating to the licensing of motor vehicle operators and definition of the term conviction.

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

Senators Brooks, Erickson and Van Horn introduced:

Senate Bill No. 245. A Bill for an Act to provide that no court of this state or game warden of this state shall enforce any laws that protect any species of ducks or geese, nor shall such game wardens serve as federal officers while employed by the state, to amend and reenact subsection 6 of section 20-01-01, sections 20-03-41, 20-04-02,

20-04-03, 20-08-02, and 20-08-03 of the North Dakota Century Code, relating to protection of migratory waterfowl and the authority of the governor to declare a season on nonmigratory waterfowl, and to repeal section 20-04-07 of the North Dakota Century Code, relating to blinds, boats, and decoys.

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

Senators Brooks and Holand introduced:

Senate Bill No. 246. A Bill for an Act to amend and reenact section 14-05-10 of the North Dakota Century Code, relating to grounds for divorce and to repeal section 14-05-15 of the North Dakota Century Code relating to re-creation.

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

Senators Becker, Tuff, Forkner, Mahoney, Sinner, Berube and Witteman introduced:

Senate Bill No. 247. A Bill for an Act to amend and reenact section 2-02-01 of the North Dakota Century Code, relating to authority to acquire and regulate airports for a public purpose.

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

Senator George introduced:

Senate Bill No. 248. A Bill for an Act to amend and reenact section 6-03-14 of the North Dakota Century Code relating to paying and receiving stations.

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

Senators Brooks and Van Horn introduced:

Senate Bill No. 249. A Bill for an Act to amend and reenact section 20-03-06 of the North Dakota Century Code, relating to the taking of any game bird on posted land by non-residents.

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

Senators Becker, Tuff, Forkner, Mahoney, Berube, Sinner and Witteman introduced:

Senate Bill No. 250. A Bill for an Act giving the North Dakota aeronautics commission all powers of an airport authority as defined in Chapter 2-06, Airport Authorities Act and amendments thereto of the North Dakota Century Code, with certain exceptions, for the purpose of constructing an airport near the International Peace Garden and such other airports or landing fields as the commission may determine.

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

Senator Kautzmann, (By Request) introduced:

Senate Bill No. 251. A Bill for an Act to amend and reenact section 24-08-03 relating to the supervision and repair of county road system bridges.

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

Senators Van Horn, Kee, Kjos and Strinden introduced:

Senate Bill No. 252. A Bill for an Act to amend and reenact section 39-06-17 of the North Dakota Century Code,

relating to restricted and junior operator licenses and hours during which minors may operate motor vehicles.

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

Senators Bopp, Sinner, Redlin, Thompson, Sorlie, Luick, Solberg and Berube introduced:

Senate Bill No. 253. A Bill for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the exemption of farm structures from property taxation.

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

Senators George, Solberg, Longmire and Saumur introduced:

Senate Bill No. 254. A Bill for an Act to provide for separate drive-in facilities for banks.

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

Senator Forkner (By Request) introduced:

Senate Bill No. 255. A Bill for an Act to amend and reenact section 40-09-11 of the North Dakota Century Code, and subsection 1 of section 40-16-03 of the North Dakota Century Code, relating to meetings of governing bodies of cities and providing for publication of a record of the proceedings of such meetings.

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

Senators Erickson, Ringsak, Trenbeath and Kamrath introduced:

Senate Bill No. 256. A Bill for an Act to amend and reenact section 12-55-26.1 of the North Dakota Century Code Supplement, making it unlawful knowingly and willfully to cause persons on parole to violate their parole and providing a penalty.

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

Senators Meidinger, Lips and Mutch introduced:

Senate Bill No. 257. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the issuance of motor vehicle license plates.

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

Senators Redlin, Trenbeath and Forkner introduced:

Senate Bill No. 258. A Bill for an Act to amend and reenact subsection 2 of section 57-02-12 and section 57-02-20 of the North Dakota Century Code, relating to the listing and exemption of newly acquired farm machinery from taxation, and declaring an emergency.

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

Senators Erickson, Roen, Robinson, Torgerson, Mutch, Baeverstad, Sanford, Reichert and Kamrath introduced:

Senate Bill No. 259. A Bill for an Act to amend and reenact section 57-53-09 of the North Dakota Century Code, relating to the disposition of the proceeds of the two per cent excise tax upon special fuels, and to repeal subsection

2 of section 57-53-01 of the North Dakota Century Code, defining "farm to market roads".

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

Senator Brooks introduced:

Senate Bill No. 260. A Bill for an Act to amend and reenact section 21-03-08 of the North Dakota Century Code, relating to the maximum interest rate, maturity and denominations of general obligation bonds of municipalities, and declaring an emergency.

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

Senators Sorlie and Robinson introduced:

Senate Bill No. 261. A Bill for an Act to repeal Section 20-04-08 of the North Dakota Century Code, relating to the prohibiting of any person from going afield with a shotgun from July 1st to the opening of hunting season.

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

Senator Sorlie introduced:

Senate Bill No. 262. A Bill for an Act to amend and reenact Section 15-53-11 of the North Dakota Century Code, relating to approval by the state committee for school district reorganization of plans involving territory in more than one county, and declaring an emergency.

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

Senator Sorlie introduced:

Senate Bill No. 263. A Bill for an Act to amend and reenact Section 15-53-09 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to the publishing of notices for public hearings on school district reorganization, and declaring an emergency.

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

Senator Wartner introduced:

Senate Bill No. 264. A Bill for an Act to amend and reenact sections 32-09-14 and 32-09-15 of the North Dakota Century Code, relating to the time period allowed for answering a garnishee summons.

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

Senator Wartner (By Request) introduced:

Senate Bill No. 265. A Bill for an Act to create and enact Section 52-01-05 of the North Dakota Century Code relating to declaration of public policy as guide to interpretation and application of unemployment compensation insurance law.

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

Senators Kautzmann, Chesrown and Torgerson introduced:

Senate Bill No. 266. A Bill for an Act to amend and reenact section 20-03-21 of the 1961 Supplement to the North Dakota Century Code, relating to the disposition of hunting and fishing licenses fund.

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

Senators Meidinger and Mahoney introduced:

Senate Bill No. 267. A Bill for an Act to provide for a medical advisory committee of the public welfare board.

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

Senators Morgan and Wadeson introduced:

Senate Bill No. 268. A Bill for an Act to amend and re-enact section 57-50-11 of the North Dakota Century Code, relating to the assignment of motor vehicle fuel refund claims.

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

Senators Kamrath, Lips and George introduced:

Senate Bill No. 269. A Bill for an Act to amend and re-enact section 15-04-15 of the North Dakota Century Code relating to compensation of the county treasurer for services rendered in handling collection of rentals on behalf of the state land commissioner's office.

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

Senator Ringsak introduced:

Senate Bill No. 270. A Bill for an Act to amend and re-enact section 39-20-04 of the North Dakota Century Code, relating to the revocation of licenses, permits, or driving privileges upon refusal to submit to chemical testing.

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

Senators Redlin, Reichert and George introduced:

Senate Bill No. 271. A Bill for an Act to amend and re-enact subsection 1 of section 6-01-03 and section 6-03-59 of the North Dakota Century Code, relating to state banking board and state credit union board, and to loan limitation to one person or concern.

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

Senator Holand introduced:

Senate Bill No. 272. A Bill for an Act to amend and re-enact sections 57-22-26 and 57-22-27 of the North Dakota Century Code, relating to deductions of personal property taxes from salaries and claims against public funds and who are subject to such deductions.

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

Senators Ringsak, Erickson, Brooks and Reichert introduced:

Senate Bill No. 273. A Bill for an Act to amend and re-enact subsection 5 of section 39-16-13 of the North Dakota Century Code relating to the suspension of driver's license for failure to satisfy a judgment and the effect of a discharge in bankruptcy.

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

Senators Sanford, Dahlund, Robinson, Harris and Strindén introduced:

Senate Bill No. 274. A Bill for an Act to amend and re-enact sections 65-01-02, 65-01-05, 65-01-08, 65-01-09, 65-01-10, 65-01-11, 65-02-13, 65-02-14, 65-03-02, 65-04-01, 65-04-04, 65-04-04.1, 65-04-07, 65-04-08, 65-04-10, 65-04-17,

65-04-18, 65-04-19, 65-04-20, 65-04-21, 65-04-27, 65-04-27.1, 65-04-28, 65-04-29, 65-04-30, 65-05-01, 65-05-02, 65-05-05, 65-05-06, 65-05-07, 65-05-09, 65-05-10, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-17, 65-05-25, 65-05-26, 65-05-27, 65-05-28, 65-05-30, 65-07-01, 65-07-02, 65-07-03, 65-08-01, 65-08-02, 65-08-03, 65-09-04, 65-10-01, 65-10-02, 65-10-03, 26-08-02, 26-14-07 and 26-28-02 of the North Dakota Century Code, relating to workmen's compensation, and to permit employers at their option to provide workmen's compensation insurance through insurance companies, by qualification as self-insured employers, or by contributions to the North Dakota workmen's compensation fund; specifying the terms and conditions under which the same may be done; providing for action of the workmen's compensation bureau upon all controversial claims; providing for liability of the carrier or fund insuring workmen's compensation coverage, and to permit insurance companies to provide workmen's compensation insurance.

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

Senator Lips introduced:

Senate Bill No. 275. A Bill for an Act to amend and reenact section 44-04-18 of the North Dakota Century Code, providing for public access to records of public or governmental bodies, including microfilmed records or records produced by a photographic process.

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

Senators Holand and Foss introduced:

Senate Bill No. 276. A Bill for an Act to amend and reenact sections 54-14-02 and 54-14-03 of the North Dakota Century Code, providing that members of the state auditing board may appoint a deputy or substitute to act in their behalf when such members are unable to attend meetings of the auditing board and the state auditing board may delegate to the director of accounts and purchases authority to approve payments for payrolls, purchases, and other items deemed desirable.

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

Senator Longmire introduced:

Senate Bill No. 277. A Bill for an Act making an appropriation for the division of vocational rehabilitation to meet a deficiency.

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

Senator Reichert introduced:

Senate Bill No. 278. A Bill for an Act to amend and reenact section 54-34-03 of the North Dakota Century Code, requiring the governor to appoint four members from each of the two major political parties as members of the economic development commission.

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

Senator Foss introduced:

Senate Bill No. 279. A Bill for an Act to amend and reenact section 57-40-14 of the North Dakota Century Code, relating to the disposition of the proceeds of the use tax collected upon motor vehicles.

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

Senators Meidinger, Nelson, Trenbeath and Kee introduced:

Senate Concurrent Resolution "R". A concurrent resolution favoring early development of the Pipestem Creek, near Jamestown, North Dakota, and urging the U. S. Army Corps of Engineers to expedite completion of its investigations, and develop a favorable report, thereon.

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

Senator Forkner (By Request) introduced:

Senate Concurrent Resolution "S". A concurrent resolution urging the board of higher education, board of administration, and industrial commission to study and review printing operations of state institutions and industries.

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

MOTIONS

Senator Meidinger moved that Senate Concurrent Resolution "R" be not printed as a bill but printed in the Journal, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 566. A Bill for an Act to amend and reenact Section 15-47-14 of the North Dakota Century Code, relating to attendance at education association meetings.

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

House Bill No. 583. A Bill for an Act authorizing the board of administration to convey certain described lands belonging to the state of North Dakota.

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

House Bill No. 593. A Bill for an Act to repeal Section 15-36-06 of the North Dakota Century Code, relating to teachers' special certificates.

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

House Bill No. 598. A Bill for an Act to create and enact sections 40-07-11.1, 40-16-10, and 58-07-05 of the North Dakota Century Code, relating to the destruction of city, village, and township records.

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

House Bill No. 601. A Bill for an Act to provide for the transfer of certain designated county funds to the county general fund and to repeal chapter 50-04 of the North Dakota Century Code, relating to county poor asylums.

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

House Bill No. 605. A Bill for an Act to amend and reenact section 52-01-03 of the North Dakota Century Code, authorizing the unemployment compensation division of the North Dakota workmen's compensation bureau to provide state and county welfare boards with information on recipients of state or county welfare funds.

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

House Bill No. 606. A Bill for an Act to amend and reenact section 27-12-04 and section 27-12-06 of the North Dakota Century Code relating to moneys payable from the state bar fund to the state bar association and method of expenditures of association's funds and annual report of receipts and disbursements.

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

House Bill No. 609. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to tuition fees charged nonresident students and providing for exceptions.

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 15-34-12 of the North Dakota Century Code Supplement, relating to school boards of school districts furnishing vehicular transportation to any of its schools.

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

House Bill No. 644. A Bill for an Act to provide for the transfer of funds from the general fund to the state equalization fund, and for the repayment thereof, and declaring an emergency.

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

House Bill No. 653. A Bill for an Act to amend and reenact section 54-03-01 of the North Dakota Century Code, relating to the apportionment of the state house of representatives, and providing that such house shall consist of one hundred and nine members.

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

MOTIONS

Senator Longmire moved that Senate Bill No. 198 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Longmire moved that Senate Bill No. 198 be referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Longmire moved that House Bill No. 653 be returned to the Senate from the Committee on Political Subdivisions, which motion lost.

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

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

HOWARD F. DOHERTY, Secretary.

TWENTY-FIFTH DAY

Bismarck, February 1, 1963

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

Prayer by Chaplain Clifford Nuss, First Baptist, Bismarck.

Almighty God and our Heavenly Father, in this moment

of prayer, wilt Thou bless the opening of this session of the Senate.

We pray that Thou wilt grant to the members of this Assembly good health for the physical strain of their office, good judgment for the decisions they must make; grant each member wisdom to clearly understand the problems of this high hour in the history of our state and nation. We pray that through the leading of Thy Spirit they may look to Thee as they wrestle with the innumerable problems facing them throughout their sessions and in their various committees during this legislature.

As servants of the common good, may they meet their appointed tasks with purity of purpose, with good will that bridges all chasms, and without moral compromise or craven fear.

We thank Thee, our God, for the processes of democracy that permits, in freedom, these men to represent us and our common interests in establishing new legislation or in the necessary revision of existing ones. May these processes be used faithfully and guarded securely.

For those with specific needs either here at the legislature or with personal needs at home, may Thy guidance be theirs. Hear us in Christ's Name. Amen.

Roll Call: All Senators present except Senator Beck.

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 finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 1, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 30

Senate Bill No. 36

Senate Bill No. 84

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

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF AMENDMENTS

Senator Redlin moved that Senate Bill No. 29 be referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 79. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-17-01, 16-17-10, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the time for primary elections, time for secretary of state to give notice to the county auditor, time for county party committee organization meetings, state central committee meetings, time for meeting of the precinct committeemen to elect delegates to state party convention and time for the holding of state party conventions.

Which has been read.

Senator Longmire moved that Senate Bill No. 79 be amended as follows:

In line 7 delete the underscored word "Wednesday" and insert in lieu thereof the underscored word "Monday".

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 79 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 79, as amended, from the floor, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Becker	Kisse	Robinson
Bopp	Kjos	Roen
Brooks	Lips	Sanford
Chesrown	Longmire	Saumur
Forkner	Luick	Sinner
Foss	Mahoney	Torgerson
George	Meidinger	Tuff
Harris	Miller	Van Horn
Hernett	Redlin	Wartner
Holand	Reichert	Witteman

Those voting in the negative were:

Baker	Kee	Sorlie
Berube	Morgan	Strinden
Dahlund	Mutch	Thompson
Erickson	Nelson	Trenbeath
Kamrath	Solberg	Wadeson

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senator Wartner moved that the vote by which Senate Bill No. 79 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 94. A Bill for an Act to amend and reenact section 5-01-13 of the North Dakota Century Code, relating to the sale of liquors.

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, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kjos	Roen
Brooks	Lips	Saumur
Chesrown	Longmire	Sinner
Dahlund	Luick	Sorlie
Erickson	Mahoney	Thompson
Foss	Meidinger	Torgerson
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner

Holand	Ringsak	Witteman
Kautzmann	Robinson	

Those voting in the negative were:

Baker	Kee	Sanford
Becker	Kisse	Solberg
Berube	Miller	Strinden
Bopp	Morgan	Trenbeath
Forkner	Mutch	Tuff
George	Nelson	Van Horn
Kamrath		

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that Senate Bills No. 124, 167 and 52 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 124. A Bill for an Act to provide that a sale of real property executed by the joint tenants thereof pursuant to a contract for deed does not dissolve the joint tenant relationship.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senate Bill No. 167. A Bill for an Act to create and enact subsection 4 of section 36-05-02 of the North Dakota Century Code, relating to sales of livestock.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senate Bill No. 52. A Bill for an Act to create and enact subsection 4 of section 57-13-04 and to amend and reenact subsection 4 of section 21-03-01, subsections 4 and 7 of section 57-02-01, subsection 22 of section 57-02-08, subsection 3 of section 57-02-12, sections 57-02-14, 57-02-27, 57-02-28, 57-02-32, 57-02-34, 57-02-37, 57-05-01, 57-05-03, 57-05-04, 57-06-05, 57-06-11, subsections 2 and 3 of section 57-06-14, subsection 2 of section 57-06-19, sections 57-06-20, 57-07-01, 57-09-04, 57-09-06, 57-10-03, 57-12-05, 57-13-03, 57-14-01, 57-15-44, 57-23-01, 57-44-03 and 57-45-05 of the North Dakota Century Code, to provide for the assessment of property at a percentage, to be established by the state board of equalization, between twenty-five and forty percent of the true and full value of such property.

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:

Baeverstad	Holand	Redlin
Baker	Kamrath	Reichert
Becker	Kautzmann	Ringsak
Brooks	Kee	Roen
Chesrown	Kisse	Saumur
Erickson	Lips	Strinden
Foss	Longmire	Thompson
George	Luick	Torgerson
Harris	Meidinger	Van Horn
Hernett	Nelson	Wadeson

Those voting in the negative were:

Berube	Miller	Solberg
Bopp	Morgan	Sorlie
Dahlund	Mutch	Trenbeath

Forkner	Robinson	Tuff
Kjos	Sanford	Wartner
Mahoney	Sinner	Witteinan
Absent and not voting:		
Beck		

So the bill passed and the title was agreed to.

Senate Bill No. 99. A Bill for an Act to amend and re-enact section 14-02-09 of the North Dakota Century Code to provide for the mitigation of damages in defamation suits against radio and television broadcasting stations.

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:

Baeverstad	Kautzmann	Reichert
Becker	Kee	Robinson
Berube	Kisse	Sanford
Brooks	Kjos	Sinner
Chesrown	Lips	Solberg
Dahlund	Longmire	Sorlie
Erickson	Luick	Strinden
Forkner	Mahoney	Thompson
Foss	Meidinger	Torgerson
George	Miller	Tuff
Hernett	Morgan	Van Horn
Holand	Nelson	Wadeson
Kamrath	Redlin	Wartner

Those voting in the negative were:

Bopp	Mutch	Roen
Harris	Ringsak	Witteinan

Absent and not voting:

Baker	Saumur	Trenbeath
Beck		

So the bill passed and the title was agreed to.

Senate Bill No. 103. A Bill for an Act to amend and re-enact section 57-36-23 of the North Dakota Century Code, increasing the tax assessed against the sale of cigarettes and allocated to the incorporated cities and villages of the state by one-half mill on each cigarette.

Which has been read.

Senator Wartner moved that Senate Bill No. 103 be placed at the foot of the calendar, which motion prevailed.

Senator Hernett moved that after the reading of Senate Bills No. 58, 73, 98, 146, 154, Senate Concurrent Resolutions "A" and "O", and House Bill No. 569, that the Senate recess until 1:00 p. m., February 2, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-FIFTH DAY AFTER RECESS AND
TWENTY-SIXTH DAY

Bismarck, February 2, 1963

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

SENATE CONCURRENT RESOLUTION "R"

Introduced by Senators Meidinger, Nelson, Trenbeath and Kee

PIPESTEM CREEK, A TRIBUTARY OF
JAMES RIVER, NORTH DAKOTA

A concurrent resolution favoring early development of the Pipestem Creek, near Jamestown, North Dakota, and urging the U. S. Army Corps of Engineers to expedite completion of its investigations, and develop a favorable report, thereon.

- 1 WHEREAS, increased public demand for more and
1a improved
2 water management requires the optimum development
2a of our
3 precious water resources for controlling floods, provid-
4 ing water supplies for municipal, industrial, agricul-
4a tural,
5 recreational, fish and wildlife and other purposes; and
6 WHEREAS, the Pipestem Creek -- the major trib-
6a utary
7 of the James River in North Dakota -- contributes
7a up to
8 45 per cent of the water during flooding of the James
9 River below their confluence, offers an excellent oppor-
10 unity for multiple-purpose use if properly developed
10a and
11 it will thereby enhance instead of impair property
11a values
12 in affected urban and rural areas; and
13 WHEREAS, further surveys and investigations for
13a con-
14 struction of a proposed dam and reservoir thereon,
14a about
15 5 miles upstream from Jamestown, are continuing un-
15a der the
16 direction of the U. S. Army Corps of Engineers in
16a coopera-
17 tion with other agencies;
18 NOW, THEREFORE, BE IT RESOLVED BY THE
18a SENATE OF THE
19 STATE OF NORTH DAKOTA, THE HOUSE OF REP-

19a REPRESENTATIVES CON-

20 CURRING THEREIN:

21 That the Thirty-eighth legislative assembly of the
22 State of North Dakota does hereby express its keen

22a inter-

23 est in, and endorsement of, the proposed development

23a on

24 the Pipestem Creek for the many beneficial purposes

25 aforesaid, and urges the U. S. Army Corps of Engineers

25a to

26 complete its work as expeditiously as possible in the

26a hope

27 that a favorable report thereon can be developed and

28 authorizing legislation enacted in the near future; and

29 BE IT FURTHER RESOLVED, that the Secretary of

29a State

30 transmit copies hereof to the Chief of Engineers, the

31 Riverdale Area Office of Corps of Engineers, the Pres-

31a ident

32 of the U. S. Senate and Speaker of U. S. House of

33 Representatives, and the North Dakota congressional

34 delegation.

REPORTS OF STANDING COMMITTEES

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

Senate Bill No. 37

Senate Bill No. 54

Senate Bill No. 75

Senate Bill No. 79

Senate Bill No. 150

Senate Bill No. 151

Senate Bill No. 152

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 34

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 3 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 8 has had the same under consideration and recommends that the same be amended as follows:

In line 13 delete the figure "376,000.00" and insert in lieu thereof the figure "381,000.00".

In line 17 delete the figure "3,700.00" and insert in lieu thereof the figure "6,200.00".

In line 18 delete the figure "30,000.00" and insert in lieu thereof the figure "25,000.00".

In line 21 delete the figure "20,000.00" and insert in lieu thereof the figure "10,000.00".

In line 23 delete the figure "25,000.00" and insert in lieu thereof the figure "20,000.00".

In line 25 delete the figure "\$1,334,270.66" and insert in lieu thereof the figure "\$1,321,770.66".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 13 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 14 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 15 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 20 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss Moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 25 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 26 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss Moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 47 has had the same under consideration and recommends that the same be amended as follows:

Following line 28 of the bill insert the following:

"In the event a committee member shall fail, refuse, or be unable to perform his duties as a member of such committee the county superintendent of schools shall, upon petition of a majority of the school boards having territory in whole or in part within the district which such committee member was appointed to represent, shall declare the position of such member upon the committee to be vacant, and shall immediately appoint a new member to the committee from that district."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 80 has had the same under consideration and recommends that the same be amended as follows:

In line 12 following the word "delivery" insert the words "or within seven days thereafter"

In line 28 following the word "a" insert the word "substantially"

In line 30 following the word "delivery" insert the words "or within seven days thereafter"

In line 31 following the word "therefore" insert the words "beyond seven days"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted.

Senator Wartner made the substitute motion that Senate Bill No. 80 be indefinitely postponed, which motion was declared lost.

Senator Wartner requested a division, which request was granted. A standing vote was then had and there were 12 in favor of said motion and 33 opposed, so the substitute motion was declared lost.

The question being on the motion of Senator Brooks that the committee report on Senate Bill No. 80 be adopted, which motion prevailed.

Senator Redlin: "Mr. President. I want to explain my vote. I am not sure that I would be supporting this particular bill but I think it deserves a full discussion on all of the facets involved in this bill.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 82 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the number "2" and insert in lieu thereof the number "4"

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to

whom was referred Senate Bill No. 123 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 127 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 159 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Concurrent Resolution "C" has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 2, 1963

Mr. President: I have the honor to transmit:

House Bill No. 509

House Bill No. 531

House Bill No. 559

House Bill No. 565

House Bill No. 567

House Bill No. 568

House Bill No. 592

House Bill No. 594

House Bill No. 627

House Bill No. 630

House Bill No. 633

House Bill No. 645

House Bill No. 664

House Bill No. 695

House Bill No. 704

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

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Hernettt moved that the Senate recess subject to the call of the chair, which motion prevailed.

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

CONSIDERATION OF AMENDMENTS

Senator George moved that the amendments to Senate Bill No. 78 be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 114 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS AND
CONCURRENT RESOLUTIONS

Senator Ringsak (By request) introduced:

Senate Bill No. 280. A Bill for an Act to amend and reenact sections 39-17-01, 39-17-07 and 39-17-09 of the North Dakota Century Code relating to payments for and out of the Unsatisfied Judgment Fund.

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

Senator Ringsak (By request) introduced:

Senate Bill No. 281. A Bill for an Act to repeal sections 39-15-01, 39-15-02, and 39-15-03 of the North Dakota Century Code.

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

Senator Wartner introduced:

Senate Bill No. 282. A Bill for an Act to create and enact subsection 20 of section 10-23-04 and to amend and reenact sections 10-19-10 and 10-22-09 of the North Dakota Century Code, relating to the change of registered office or registered agent for domestic and foreign corporations and establishing a fee for the filing of such change.

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

Senator Lips introduced:

Senate Bill No. 283. A Bill for an Act to make a portion of excise taxes on aviation gasoline and jet motor fuel used by aircraft not refundable and provide for distribution of the proceeds.

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

Senator Lips (By request) introduced:

Senate Bill No. 284. A Bill for an Act to create section 26-23-08.1 of the North Dakota Century Code, authorizing the insurance commissioner to provide a blanket bond for employees and officers of each state institution of higher education.

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

Senators Morgan, Forkner and Lips introduced:

Senate Bill No. 285. A Bill for an Act regulating the modification of motor vehicles, and to amend and reenact sections 39-01-01, 39-10-03, and to create and enact section 39-10-03.1, and to amend and reenact sections 39-09-06, 39-10-08, 39-10-12, 39-10-25, 39-10-34, 39-10-43, and 39-10-61 of the North Dakota Century Code relating to definitions, emergency vehicles, rules of the road and vehicle equipment.

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

Senators Witteman, Van Horn, Robinson, Reichert and Tuff introduced:

Senate Bill No. 286. A Bill for an Act relating to weather control and artificial modification thereof, designating an authority for licensing and registration of controllers, fixing fees therefor, providing for inter-governmental cooperation, and fixing penalties.

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

Senators Nelson and Strinden introduced:

Senate Bill No. 287. A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the registration of farm trucks.

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

Senators Redlin and Roen introduced:

Senate Bill No. 288. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code Supplement, relating to the payment of tuition for a high school student attending school in a district other than his district of residence.

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

Senators Kee, Witteman, Ringsak, Sinner, Becker, Brooks, Lips, Sanford, Reichert, Holand, Chesrown, Mutch, Wadson, Wartner, Strinden, Van Horn, Torgerson, Kjos, Erickson, Harris, Kautzmann and Mahoney introduced:

Senate Bill No. 289. A Bill for an Act to amend and reenact subsection 9 of section 52-06-02 of the North Dakota Century Code relating to receipt of retirement payments as a disqualification for unemployment compensation benefits.

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

Senators Nelson, Dahlund, Forkner, Roen, Chesrown, Kee, Bopp, Kjos, Thompson and Baeverstad introduced:

Senate Bill No. 290. A Bill for an Act to create and enact section 24-09-08.1 of the North Dakota Century Code, relating to apportionment of cost of automatic grade crossing protection devices and making an appropriation for the payment of the state of North Dakota's share of such cost.

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

Senators Luick, Kee and Kjos introduced:

Senate Bill No. 291. A Bill for an Act to require a delay of six months between elections whenever a bond issue or excess levy has failed when submitted to a vote.

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

Senator Luick introduced:

Senate Bill No. 292. A Bill for an Act to amend and reenact section 32-03-39 of the North Dakota Century Code, relating to parental responsibility for willful damage by minor children.

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

Senators Thompson, Van Horn and Redlin introduced:

Senate Bill No. 293. A Bill for an Act to amend and reenact section 54-42-06 of the North Dakota Century Code,

relating to the inclusion of personnel of state departments under the merit system, and providing an appropriation for job studies and classification.

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

Senator Thompson introduced:

Senate Bill No. 294. A Bill for an Act to provide for an optional county dog tax for the purpose of reimbursing owners of sheep, livestock, or fowl who suffer loss due to the acts of dogs with no owner or dogs whose ownership cannot be determined, and providing a penalty for submitting false claims.

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

Senators Baker and Lips introduced:

Senate Bill No. 295. A Bill for an Act to create section 57-15-47 of the North Dakota Century Code relating to a tax levy for city fire department operation and maintenance when sub-station facilities are required, and declaring an emergency.

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

Senators Sinner, Becker, Van Horn, Redlin, Reichert, Mahoney, Wadson, Ringsak, Meidinger, Berube and Tuff introduced:

Senate Bill No. 296. A Bill for an Act to create and enact sections 34-06-01.1 and 34-06-01.2 and to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-13, and 34-06-16 of the North Dakota Century Code, to provide for minimum wages for all employees except persons employed in interstate commerce and domestic employment and persons who are under eighteen years of age; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical, or mental condition, or experience and training or are not located in a vicinity where there is available work; authorizing the commissioner to investigate hours and conditions of labor of adults and minors, adopt standards thereof, and issue remedial orders; and to repeal section 34-06-15 of the North Dakota Century Code, relating to special license to employ at less than minimum wage.

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

Senators Lips, George and Thompson introduced:

Senate Bill No. 297. A Bill for an Act to amend and reenact section 15-21-02 of the North Dakota Century Code, relating to the salary and traveling expenses of the superintendent of public instruction.

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

Senator Morgan introduced:

Senate Bill No. 298. A Bill for an Act to prohibit the fraudulent use of credit cards, and providing a penalty.

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

Senators Becker, Kjos and Van Horn introduced:

Senate Bill No. 299. A Bill for an Act to amend and reenact section 44-02-04 of the North Dakota Century Code, relating to vacancies of county offices.

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

Senators Becker, Kjos and Van Horn introduced:

Senate Bill No. 300. A Bill for an Act to amend and reenact section 27-17-03 of the North Dakota Century Code, to provide that a retired district judge may temporarily assume the duties of a district judge unable to perform his duties because of sickness or other unavoidable cause.

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

Senators Becker and Mahoney introduced:

Senate Bill No. 301. A Bill for an Act to amend and reenact section 2-05-06.1 of the North Dakota Century Code, relating to authority to accept federal or other moneys for airport construction.

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

Senator Sinner introduced:

Senate Bill No. 302. A Bill for an Act to provide for the regulation of employment agents and employment agencies and providing a penalty.

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

Senator Brooks introduced:

Senate Bill No. 303. A Bill for an Act to amend and reenact section 6-05-15 of the North Dakota Century Code, relating to investment of trust funds.

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

Senator Longmire introduced:

Senate Bill No. 304. A Bill for an Act to amend and reenact section 40-18-03 of the North Dakota Century Code, relating to the appointment of alternate police magistrates.

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

Senator Mutch introduced:

Senate Bill No. 305. A Bill for an Act to authorize the use of and prescribe the procedure for double election boards under certain circumstances.

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

Senators Reichert and Brooks introduced:

Senate Bill No. 306. A Bill for an Act making an appropriation for the purpose of paying Raymond J. Spielman for damages and costs sustained in a motor vehicle accident involving a motor vehicle driven by an employee of the state of North Dakota.

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

Senator Mutch introduced:

Senate Bill No. 307. A Bill for an Act to amend and reenact sections 16-10-07 and 16-10-12 of the North Dakota

Century Code, relating to the appointment of judges of elections and poll clerks.

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

Senators Wadeson, Morgan, Kjos, Nelson, Tuff, Sinner and Van Horn introduced:

Senate Bill No. 308. A Bill for an Act relating to programs for the emergency control of grasshoppers and other insects capable of inflicting substantial damage to agricultural crops, to provide for an advisory committee and to define its duties, and to authorize boards of county commissioners to provide for the control of such insects and levy taxes therefor, and to repeal chapter 4-15 and subdivision c of subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to the grasshopper extermination fund, the control and regulation thereof, and the tax levied for such purpose.

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

Senator Longmire introduced:

Senate Bill No. 309. A Bill for an Act to amend and reenact sections 57-22-01, 57-22-02, and 57-22-03 of the North Dakota Century Code, relating to collection by the sheriff of delinquent personal property taxes.

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

Senators Roen, Mutch and Lips introduced:

Senate Bill No. 310. A Bill for an Act to provide for the regulation of participation and eligibility in school activities, functions and athletic events by local school boards and requiring certain organizations to file annual audit.

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

Senators Mutch and Longmire introduced:

Senate Bill No. 311. A Bill for an Act to amend and reenact subsection 3 of section 16-17-10 of the North Dakota Century Code relating to the composition of the executive committee of county political parties.

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

Senators Forkner, Baeverstad, Miller, Sorlie, Sanford, Kjos, Saumur, George, Lips, Strinden, Morgan, Baker, Becker and Mahoney introduced:

Senate Bill No. 312. A Bill for an Act to provide that any person who is required to approve warrants for, or to pay any compensation to any state employee shall require a statement from the tax commissioner that such officer or employee has filed and paid his state income tax prior to his receiving such compensation or, in the alternative, shall require a sworn statement from such employee that he was not required to file a return or that no state income tax is due.

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

Senators Kee and Thompson introduced:

Senate Bill No. 313. A Bill for an Act to amend and reenact Section 60-07-01 of the North Dakota Century Code,

relating to the fee schedule chargeable by the Grain Elevator Division of the North Dakota Public Service Commission.

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

Senators Reichert, Sinner and Redlin introduced:

Senate Bill No. 314. A Bill for an Act to direct the legislative research committee, with the assistance of outstanding citizens of the state, to conduct a study of the Constitution of the state of North Dakota, and to make its recommendations in regard to the revision thereof, to the Thirty-ninth Legislative Assembly, and providing an appropriation therefor.

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

Senators Longmire, Wartner and Ringsak introduced:

Senate Bill No. 315. A Bill for an Act to amend and reenact section 14-11-10 of the North Dakota Century Code Supplement, relating to hearing in adoption proceedings and service of notice thereof.

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

Senators Kee and Thompson introduced:

Senate Bill No. 316. A Bill for an Act to amend and reenact Section 60-02-07 of the North Dakota Century Code, relating to the fee schedule chargeable by the Grain Elevator Division of the North Dakota Public Service Commission.

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

Senators Mutch, Ringsak, Thompson, Wartner, Trenbeath, Forkner and Mahoney introduced:

Senate Bill No. 317. A Bill for an Act to amend and reenact section 57-51-15 of the North Dakota Century Code, relating to the apportionment of the proceeds of the oil and gas production tax.

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

Senators Meidinger and Wartner introduced:

Senate Bill No. 318. A Bill for an Act to amend and reenact subdivision b of subsection 1 of section 56-01-04 of the North Dakota Century Code, relating to the succession to property of persons dying without a will.

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

Senator Chesrown introduced:

Senate Bill No. 319. A Bill for an Act to amend and reenact subsection 2 of section 57-37-07 of the North Dakota Century Code Supplement; Subsection 4 of section 57-37-02 and subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code; and sections 57-37-09, 57-37-21, 57-37-23, and 57-37-27 of the North Dakota Century Code, relating to the provisions for life insurance, definitions, exemptions, credits, appraisals, liens, and receipts in the estate tax law.

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

Senators Hernett and Redlin introduced:

Senate Bill No. 320. A Bill for an Act to provide for the administration of the state hospital and state school for the feeble-minded under the jurisdiction of the mental health division of the state department of health, and the state tuberculosis sanatorium under the jurisdiction of the state department of health, to amend and reenact sections 23-08-01, 23-08-02, 25-01-01, 25-01-02, 25-01-03, 25-01-04, 25-01-05, 25-01-06, 25-01-07, 25-01-08, 25-01-10, 25-01-12, 25-01-13, 25-02-04, 25-02-09, 25-03-15, subsection 1 of section 25-03-16, subsection 2 of section 25-03-20, sections 25-03-25, 25-03-26, 25-04-02, 25-04-03, 25-04-04, 25-04-05, 25-04-06, 25-04-08, 25-05-01, 25-05-02, 25-05-03, 25-05-04, 25-05-05, 25-05-06, 25-05-07, 25-05-11, 25-05-16, subsection 3 of section 25-05-19, sections 25-05-20, 25-05-22, 25-05-23, 25-05-24, 25-05-25, 25-05-27, 25-05-30, 25-05-33, 25-05-34, 25-09-02, subsection 2 of section 25-09-03, sections 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-08, 25-09-10, 32-36-22, 48-02-01, 54-23-01, and 54-23-21 of the North Dakota Century Code; and to repeal sections 54-23-16 and 54-23-22 of the North Dakota Century Code, relating to the state hospital and state school for the feeble-minded, and to transfer all duties and responsibilities hereinbefore administered by the state board of administration regarding such institutions to the mental health division of the state department of health, and to transfer all the duties and responsibilities hereinbefore administered by the state board of administration regarding the state tuberculosis sanatorium to the state department of health.

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

Senators Redlin and Longmire introduced:

Senate Bill No. 321. A Bill for an Act to create and enact section 54-44-05.1 of the North Dakota Century Code, relating to purchasing by state officers, offices, departments, and agencies, and providing penalties.

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

Senator Van Horn (By Request) introduced:

Senate Bill No. 322. A Bill for an Act to implement the provisions of the initiated constitutional amendment approved at the general election of November 6, 1962, authorizing the state of North Dakota to issue its bonds and to use the proceeds thereof to make loans to privately or cooperatively owned enterprises for facilities to convert North Dakota natural resources into low cost power; and to generate and transmit such low cost power; providing for the filing, processing and evaluation of loan applications by the economic development commission, the setting of investigation and inspection fees and the appropriation and expenditure thereof, and the approval of loan applications by the economic development commission; for the appropriation of funds to the state industrial commission for disbursement in the making of such loans, the issuance of bonds by the industrial commission as agent of the state, and the security and tax levy and use of other funds for the payment of state bonds; for the investment of sinking fund moneys and bond proceeds; and for the limitations of actions questioning the validity of bonds.

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

Senator Longmire introduced:

Senate Bill No. 323. A Bill for an Act to amend and reenact sections 54-06-03, 54-06-04, 54-06-05, 2-05-04, 4-02-22, 4-05-03.4, 4-05-10, 4-06-04, 4-13-02, 4-13-09, 4-27-11, 6-01-10, 7-05-03, 15-02-08, 15-10-14, 15-11-14, 15-20-10, 15-20-24, 15-21-14, 15-52-28, 18-01-29, subsection 3 of section 20-02-04, sections 23-01-06, 24-02-10, subsection 7 of section 26-01-02, sections 26-22-04, 26-23-21, 27-15-08, 34-05-01, 34-06-20, 36-01-11, subsection 5 of section 37-03-05, sections 37-14-09, 37-15-19, 38-03-12, 43-01-06, 43-02-06, 43-04-19, 43-09-05, 43-10-08, 43-13-09, 43-15-12, 43-17-12, 43-19-10, 43-23-02, 43-28-09, subsection 3 of section 46-02-04, sections 46-04-14, 47-23-07, 49-01-13, 50-06-13, 52-02-03, 52-10-09, 53-01-08, subsection 9 of section 54-09-02, subsection 3 of section 54-10-01, subsection 12 of section 54-11-01, sections 54-12-05, 54-15-08, subdivision b of subsection 3 of section 54-15-13, sections 54-17-06, 54-21-09, 54-24-06, 54-36-06, subsection 7 of section 54-38-05, section 54-42-05, subsections 15 and 16 of section 54-44-04, sections 54-46-11, 54-49-08, subsection 9 of section 57-01-02, sections 61-03-04, and 65-02-09 of the North Dakota Century Code, relating to reports of executive and administrative agencies and departments, the time when such reports shall be made, the printing and binding of such reports and their distribution, and repealing sections 4-05-08.5, 4-05-09, 46-03-02, 46-04-11, and 46-04-13 of the North Dakota Century Code, relating to official reports, their printing and distribution.

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

Senator Chesrown introduced:

Senate Bill No. 324. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code Supplement and to amend and reenact sections 57-38-31 and 57-38-45 of the North Dakota Century Code, relating to definitions, duty of individuals to make returns, and to penalties provided in the income tax law; and to repeal subsection 6 of section 57-38-15.3 of the North Dakota Century Code and subdivision (c) of subsection 8 of section 57-38-18 of the North Dakota Century Code Supplement, relating to definitions provided in the income tax law.

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

Senators Roen, Kamrath, Sanford and Erickson introduced:

Senate Bill No. 325. A Bill for an Act establishing central standard time as the official and legal time throughout the state of North Dakota.

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

Senators Brooks, Wadeson and Sinner introduced:

Senate Bill No. 326. A Bill for an Act to authorize the execution of quitclaim deeds to certain property owned at one time by the North Dakota state fair association for Fargo, and possibly subject to a reversionary interest.

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

Senators Sinner, Longmire, Kee, Strinden, Baeverstad, Chesrown, Hernet, Sorlie, Tuff, Becker, Wartner, Sanford, Redlin, Foss, Brooks, Dahlund, Kjos, Van Horn, Thompson, Mahoney, Ringsak, Berube, Kisse, Roen, Kamrath, Kautzmann and Wadeson introduced:

Senate Bill No. 327. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, providing for the members of the legislative assembly to receive thirty-five dollars for each month of the biennium for which they were elected for expenses incurred while carrying out their legislative duties when the legislative assembly is not in session, and declaring an emergency.

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

Senators Sorlie, Roen, Erickson and Kamrath introduced:

Senate Bill No. 328. A Bill for an Act to amend and reenact Section 20-08-03 of the North Dakota Century Code relating to the contents of the governor's proclamation relating to the taking of game birds, fish, and game animals, and to remove therefrom provision relating to eligibility of applicants who have been unsuccessful in four successive lotteries.

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

Senators Ringsak, Kautzmann, George, Erickson, Wartner, Sorlie, Chesrown, Strinden and Meidinger introduced:

Senate Bill No. 329. A Bill for an Act to provide for the establishment of a dairy department within the department of agriculture and labor, to provide for a dairy commissioner and other personnel, and to prescribe their powers, duties, and salaries, and to repeal chapter 4-17 of the North Dakota Century Code, relating to the dairy department and the powers and duties of officials thereof.

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

Senators Chesrown and Wartner introduced:

Senate Bill No. 330. A Bill for an Act to amend and reenact sections 32-16-01 and 32-16-46 of the North Dakota Century Code, relating to partition of property.

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

Senators Brooks, Baker, Lips, Becker, Foss, Redlin and Thompson introduced:

Senate Bill No. 331. A Bill for an Act to provide for an increase in teachers' insurance and retirement annuities to retired teachers meeting certain requirements, and making an appropriation therefor.

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

Senators Ringsak, Baker, Wartner, Sinner, Dahlund, Wadeson, Sorlie, Erickson, Kautzmann, Chesrown, Forkner, Kee, George, Lips, Thompson, Van Horn, Bopp and Kjos introduced:

Senate Bill No. 332. A Bill for an Act to amend and reenact sections 4-01-21, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to the salary of certain elected state officials.

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

Senator Ringsak introduced:

Senate Bill No. 333. A Bill for an Act to amend and reenact sections 25-10-01 and 25-10-02 of the North Dakota Century Code Supplement changing the name of the state mental authority to the "state mental health division".

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

Senators Longmire, Wartner and Ringsak introduced:

Senate Bill No. 334. A Bill for an Act establishing an interstate compact on juveniles and providing for the return of runaway juveniles and escapees, the out-of-state supervision of delinquent juveniles, and authorizing cooperative institutionalization of psychotic and defective delinquent juveniles.

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

Senators Kautzmann, Lips and Chesrown (By Request) introduced:

Senate Bill No. 335. A Bill for an Act to indemnify the milk and cream patrons of Capitol Milk Products Company, a milk and cream processor, for losses sustained on account of the failure of the State Dairy Department to enforce section 4-18-02 and section 4-18-02.1 of the North Dakota Century Code, the state dairy laws which required the licensing and bonding of Capitol Milk Products Company for the benefit of milk and cream patrons, and to provide for an appropriation of fifty-three thousand two hundred ninety-six dollars and ninety-seven cents out of the State Treasury, a method of payment, a release of all claims by payees, and declaring an emergency.

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

Senator Van Horn introduced:

Senate Bill No. 336. A Bill for creating a governor's committee on children and youth, providing for the appointment of its membership and designating its duties, and providing for an appropriation.

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

Senators Morgan and Luick introduced:

Senate Bill No. 337. A Bill for an Act to amend and reenact section 51-04-03 of the North Dakota Century Code, relating to transient merchants' bonds.

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

Senator Longmire introduced:

Senate Bill No. 338. A Bill for an Act to amend and reenact subsection 2 of section 40-22-01 of the North Dakota Century Code, relating to special assessments by a municipality in connection with the operation and maintenance of street lights.

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

Senators Meidinger, Redlin and Lips introduced:

Senate Bill No. 339. A Bill for an Act to make an appropriation from the state general fund to the economic development commission for the purpose of producing a film to promote the state of North Dakota.

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

Senators Sinner, Reichert and George introduced:

Senate Bill No. 340. A Bill for an Act to amend and reenact section 43-15-35 of the North Dakota Century Code relating to the requirements for issuance of permits to operate pharmacies.

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

Senators Lips, Roen and Trenbeath introduced:

Senate Bill No. 341. A Bill for an Act to create and enact subsection 23 of section 57-02-08 of the North Dakota Century Code, providing for property tax exemption of household goods, clothing and other personal belongings, musical instruments, and hand tools.

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

Senators Lips, Roen, Trenbeath and Meidinger introduced:

Senate Bill No. 342. A Bill for an Act to amend and reenact sections 57-39-02, 57-39-06, 57-39-24, 57-40-02, 57-40-10, 57-40-12, and 57-40-17 of the North Dakota Century Code, increasing the sales and use tax, providing for the distribution of revenue therefrom, and making an appropriation.

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

Senator Longmire introduced:

Senate Bill No. 343. A Bill for an Act to implement the provisions of the initiated constitutional amendment approved at the general election of November 6, 1962, authorizing the state of North Dakota to issue its general obligation bonds and to use the proceeds thereof to make loans to privately or cooperatively owned enterprises for facilities to convert North Dakota natural resources into low cost power and to transmit and market such low cost power; providing for the filing of loan applications, processing and evaluation of loan applications by the economic development commission, setting of investigation and inspection fees and the appropriation and expenditure thereof, approval of loan applications by the economic development commission and the legislative assembly, disbursement of loan funds, issuance of bonds by the industrial commission as agent for the state treasurer, security and tax levy and use of other funds for the payment of state bonds; the investment of sinking fund moneys, and providing a limitation on actions.

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

Senator Longmire introduced:

Senate Bill No. 344. A Bill for an Act to amend and reenact section 39-15-03 of the North Dakota Century Code, relating to liability under the guest statute.

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

Senator Longmire introduced:

Senate Bill No. 345. A Bill for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code Supplement, relating to membership of the health council.

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

Senator Chesrown introduced:

Senate Bill No. 346. A Bill for an Act to amend and reenact section 57-39-08 and subsection 7 of section 57-39-12 and to create and enact a subsection to section 57-39-10, of the North Dakota Century Code, relating to administration of the retail sales tax law; to amend and reenact subsection 5 of section 57-40-01, section 57-40-02, subsection 1 of section 57-40-06, and section 57-40-08, of the North Dakota Century Code, relating to administration of the use tax law; and to repeal subsection 10 of section 57-39-11 of the North Dakota Century Code Supplement.

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

Senators Becker and Longmire introduced:

Senate Bill No. 347. A Bill for an Act to amend and reenact subsections 4 and 5 of section 27-17-01 of the North Dakota Century Code Supplement, relating to retirement of supreme court judges and district court judges.

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

Senators Longmire, Wartner and Ringsak introduced:

Senate Bill No. 348. A Bill for an Act to enact an interstate compact with other member states of the compact relating to the interstate placement of children for the purposes of foster care or adoption and for the placement of delinquent children in institutions in other member states.

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

Senators Hernet and Ringsak introduced:

Senate Bill No. 349. A Bill for an Act to create and enact subsection 72 of section 40-05-01 of the North Dakota Century Code, to authorize the governing body of a municipality to construct relay or booster towers for improved television reception.

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

Senator Ringsak introduced:

Senate Bill No. 350. A Bill for an Act to create and enact section 25-09-11 relating to expenses of care and treatment at the Grafton state school and providing for the reduction of and limitations upon claims for the expense of care and treatment at such institution.

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

Senators Holand, Chesrown, Reichert and Ringsak introduced:

Senate Bill No. 351. A Bill for an Act to amend and reenact sections 27-16-08 and 27-16-09 of the North Dakota

Century Code, relieving the juvenile court of its jurisdiction over minor traffic offenders.

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

Senators Wartner, Longmire, Holand, Brooks, Lips, Sinner and Baker introduced:

Senate Bill No. 352. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to salaries of judges of county courts of increased jurisdiction.

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

Senators Ringsak, Harris, Erickson, Thompson and Sinner introduced:

Senate Bill No. 353. A Bill for an Act establishing a youth development and conservation corps to provide healthful outdoor training and employment for young citizens of North Dakota on state parks and other public properties through conservation and development of our natural resources of timber, soil, wildlife, recreation areas and historic sites; to provide for administration of the program; and to provide for an appropriation to carry out the purposes of this Act.

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

Senators Wadeson, Strinden and Tuff introduced:

Senate Bill No. 354. A Bill for an Act to amend and reenact section 26-15-01 and subsection 3 of section 26-15-02 of the North Dakota Century Code, to provide that county mutual insurance companies may write insurance for fire, lightning and related risks, and casualty insurance in any county of this state.

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

Senators Lips and Wartner introduced:

Senate Concurrent Resolution "T". A concurrent resolution for the amendment of section 113 of the Constitution of the state of North Dakota relating to the office of police magistrate; changing the name thereof to municipal judge, and providing for their selection or election, qualifications and jurisdiction.

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

Senator Sorlie introduced:

Senate Concurrent Resolution "U". A concurrent resolution urging the Congress of the United States, the Department of Defense, and the Secretary of the Air Force to designate the Grand Forks Air Force Base as "Lerom Air Force Base" in memory of the late Brigadier General John I. Lerom.

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

MOTIONS

Senator Brooks moved that Senate Bill No. 207 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Brooks moved that Senate Bill No. 207 be referred to the Committee on Transportation, which motion prevailed.

Senator Wartner moved that Senate Bill No. 103 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 103. A Bill for an Act to amend and reenact section 57-36-23 of the North Dakota Century Code, increasing the tax assessed against the sale of cigarettes and allocated to the incorporated cities and villages of the state by one-half mill on each cigarette.

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, 3; absent and not voting, 6.

Those voting in the affirmative were:

Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Brooks	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Hernett	Ringsak	Wadeson
Kamrath	Robinson	Wartner
Kautzmann		

Those voting in the negative were:

Baeverstad	Bopp	Sinner
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Absent and not voting:

Beck	Mahoney	Reichert
Holand	Nelson	Witteman

So the bill passed and the title was agreed to.

Senator Ringsak moved that the vote by which Senate Bill No. 103 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

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

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

HOWARD F. DOHERTY, Secretary.

TWENTY-SIXTH DAY

Bismarck, February 2, 1963

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

Prayer by Chaplain Glenn Field, Capitol Heights Baptist, Bismarck.

Dear God and Father of us all, we come to Thee in humility of spirit this day. Thou hast wisdom that is beyond our

own and Thou hast invited us to enquire of God if we are lacking in this precious possession.

Give understanding, compassion, and unselfish motives to us in the great decisions that we must make. Give us grateful hearts for the abundance of things that we possess. Help us to be mindful of the needs of other people at all times.

We pray that throughout the days of this legislative session Thy counsel may be sought by these friends of mankind who occupy and fill these positions in the government of our beloved state. Let us do justly, love mercy, and walk humbly with God, through Jesus Christ our Lord. Amen.

Roll call: All Senators present except Senators Beck, Holand, Nelson, Reichert and Witteman.

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 recommends that the same be corrected as follows:

On page 195, after line 8 insert the following "receipts and disbursements."

On page 196, line 6, correct the spelling of the word "judgment".

On page 196, line 4 from bottom of the page, correct spelling of word "meeting".

And when so corrected recommends that the same be approved.

DAN KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

Senator Hernettt moved that the Senate recess until 1:00 p.m., February 4, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-SIXTH DAY AFTER RECESS AND
TWENTY-EIGHTH DAY

Bismarck, February 4, 1963

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. 78

Senate Bill No. 114

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 40 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 44 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 46 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 49 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 61 has had the

same under consideration and recommends that the same be amended as follows:

In line 13 delete the word "five" and in lieu thereof insert the word "four"

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 144 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 156 has had the same under consideration and recommends that the same be amended as follows:

In line 34 delete the word "the" and insert in lieu thereof "or on any contract with the federal government,"

In line 35 after the word "appointed" insert a "comma"; delete the word "or"; after the word "elected" insert "or contracted with,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 158 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 160 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 175 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 188 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 229 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 232 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 238 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "G" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Longmire 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 A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "G". A concurrent resolution relating to the placement and display of a statue of the Honorable John Burke.

Was read the second time.

Senator Longmire moved that House Concurrent Resolution "G" be adopted, which motion prevailed.

Senator Longmire moved that the vote by which House Concurrent Resolution "G" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 8 be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 47 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 80 be adopted, which motion prevailed.

Senator Kee moved that the amendments to Senate Bill No. 82 be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, February 4, 1963

Mr. President: I have the honor to transmit:

House Bill No. 539
House Bill No. 553
House Bill No. 574
House Bill No. 621
House Bill No. 622
House Bill No. 647
House Bill No. 669
House Bill No. 696

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

GERALD L. STAIR, Chief Clerk.

Mr. President: Your Conference Committee to whom was referred House Bill No. 560 has had the same under consideration and recommends:

That the House do concur with the Senate Amendment and that the bill be further amended on line 86 by changing the figure 3 to the figure 4

For the Senate:
Alex Miller
George Longmire
Dwight Kamrath

For the House:
A. B. Burvee
E. A. Tough
Clarence Poling

Senator Miller moved that the report be adopted, which motion prevailed.

Senator Miller moved that the rules be suspended and that House Bill No. 560 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 560. A Bill for an Act to amend and reenact sections 18-08-10, 10-08-11 and 18-12-13 of the North Dakota Century Code, relating to the sale and use of fire extinguishers in public schools and within the state generally, and declaring an emergency.

Which has been read.

ROLL CALL

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

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden

Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Holand Luick

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

House Bill No. 507. 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. 508. A Bill for an Act making an appropriation for the administration expenses of the Veterans' Aid Commission.

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

House Bill No. 509. A Bill for an Act making an appropriation for the general maintenance, improvements, 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. 519. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

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

House Bill No. 531. A Bill for an Act to amend and reenact subsection 26 of section 39-01-01, sections 39-06-01, 39-06-02, 39-06-18, 39-06-20, 39-06-26, 39-06-27, 39-06-33, 39-08-14, and 39-08-16 of the North Dakota Century Code, relating to the licensing of motor vehicle operators.

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

House Bill No. 559. A Bill for an Act to amend and reenact section 57-39-02 of the North Dakota Century Code Supplement, relating to the extension of the retail sales tax.

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

House Bill No. 565. A Bill for an Act to amend and reenact Section 15-41-06 of the North Dakota Century Code, relating to requirements for high school attendance.

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

House Bill No. 567. A Bill for an Act to amend and reenact Section 15-47-33 of the North Dakota Century Code,

relating to length of elementary and secondary school year term.

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

House Bill No. 568. A Bill for an Act to amend and reenact Subsection 1 of Section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of school boards.

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

House Bill No. 592. A Bill for an Act to amend and reenact Section 15-47-13 of the 1961 Supplement to the North Dakota Century Code, relating to school census and reporting, and declaring an emergency.

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

House Bill No. 594. A Bill for an Act to repeal section 15-06-21 of the North Dakota Century Code, relating to school lands withdrawn from sale except for park purposes.

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

House Bill No. 619. A Bill for an Act to amend and reenact section 27-11-17 of the North Dakota Century Code, relating to fees payable by all applicants for admission to bar and disposition of fees.

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

House Bill No. 620. A Bill for an Act to create and enact sub-section 6 of section 27-11-25 of the North Dakota Century Code relating to attorneys admitted to bar in other states admitted without examination.

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

House Bill No. 627. A Bill for an Act to make an appropriation to the state historical society for the construction of an addition to the Pembina State Museum.

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

House Bill No. 630. A Bill for an Act to amend and reenact subsection 7 of section 4-27-05 and section 4-27-06 of the North Dakota Century Code, relating to dairy products promotion.

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

House Bill No. 633. A Bill for an Act to amend and reenact section 26-15-24 of the North Dakota Century Code, relating to county mutual fire and lightning insurance companies.

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

House Bill No. 634. A Bill for an Act to make an appropriation to the North Dakota soldiers' home at Lisbon to meet a deficiency, and to declare an emergency.

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

House Bill No. 640. A Bill for an Act to amend and reenact Section 15-27-02 of the 1961 Supplement of the North Dakota Century Code, relating to corporate powers and corporate name of a public school district.

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

House Bill No. 645. A Bill for an Act making an appropriation to the Yellowstone-Missouri-Fort Union Commission in accordance with chapter 55-06 of the North Dakota Century Code.

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

House Bill No. 654. A Bill for an Act to amend and reenact sections 44-06-01, 44-06-02, 44-06-04, and 44-06-13 of the North Dakota Century Code to provide for the appointment and removal of notaries public by the secretary of state instead of by the governor.

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

House Bill No. 664. A Bill for an Act to amend and reenact Section 40-22-37 and Section 40-28-10 of the North Dakota Century Code relating to progress payments to contractors by municipalities.

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

House Bill No. 695. A Bill for an Act to amend and reenact section 33-01-08 of the North Dakota Century Code relating to the criminal jurisdiction of a county justice.

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

House Bill No. 704. A Bill for an Act to amend and reenact section 12-22-17 of the North Dakota Century Code, relating to prostitution, lewdness, assignation, and the punishment therefor.

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

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 4, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 52

Senate Bill No. 54

Senate Bill No. 79

Senate Bill No. 94

Senate Bill No. 99

Senate Bill No. 103

Senate Bill No. 124

Senate Bill No. 167

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 4, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "G"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 105. A Bill for an Act to amend and re-enact section 12-42-05 of the North Dakota Century Code, relating to the offense of eavesdropping, and providing a penalty.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Holand Luick

So the bill passed and the title was agreed to.

Senate Bill No. 108. A Bill for an Act to amend and re-enact section 16-12-14 of the North Dakota Century Code, relating to challengers to voters at the polls.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson

Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:
 Holand Luick

So the bill passed and the title was agreed to.

Senate Bill No. 112. A Bill for an Act to amend and re-enact sections 12-58-01, 12-58-02, 12-58-07, 12-58-08, and 54-12-01 of the North Dakota Century Code, relating to the office of the superintendent of criminal identification and transferring the duties of such office from the warden of the penitentiary to the attorney general.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:
 Holand Luick

So the bill passed and the title was agreed to.

Senate Bill No. 116. A Bill for an Act to create and enact section 25-09-06.1 of the North Dakota Century Code Supplement limiting certain claims for the costs of care at certain state institutions.

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:

Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson

Erickson	Miller	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Hernett	Ringsak	Wartner
Kamrath	Robinson	Witteman

Those voting in the negative were:
 Baeverstad Morgan

Absent and not voting:
 Holand Luick

So the bill passed and the title was agreed to.

Senator Morgan requested leave to change his vote from nay to aye, which request was declared out of order.

Senator Brooks moved that the Senate reconsider the action by which Senate Bill No. 116 was passed, which motion prevailed.

Senate Bill No. 116. A Bill for an Act to create and enact section 25-09-06.1 of the North Dakota Century Code Supplement limiting certain claims for the costs of care at certain state institutions.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Mahoney	Sorlie
Chesrown	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Hernett	Ringsak	Wartner
Kamrath	Robinson	Witteman
Kautzmann		

Those voting in the negative were:
 Baeverstad

Absent and not voting:
 Holand Luick

So the bill passed and the title was agreed to.

Senator Ringsak moved that the vote by which Senate Bill No. 116 was passed be reconsidered and the motion to reconsider be laid on the table, which motion was declared out of order.

COMMUNICATIONS

A communication was presented from Gifford Herron.

Senator Brooks moved that the communication from Mr. Herron be printed in the Journal, which motion prevailed.

St. John's Hospital
 Fargo, North Dakota
 February 2, 1963

North Dakota Senate
 Howard Doherty, Sec'y.
 Bismarck North Dakota

Dear Senators:

I greatly appreciate the letter which you instructed Lt. Gov. Frank Wenstrom to send to Mrs. Herron and myself. In addition, the cards from the desk force and the many other individual senators gave me a great lift.

Yours for a successful session,
 Gifford Herron

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

Senator Hernet moved that after the reading of Senate Bills Nos. 34, 37, 75, 150, 151, 152, 53, 128, 130, House Bill No. 527, Senate Bills No. 78, 114, 3, 13, 14, 15, 20, 25, 26, 127, 159, and House Concurrent Resolution "C", that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-EIGHTH DAY

Bismarck, February 4, 1963

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

Prayer by Chaplain M. W. DeWitt, Church of God, Bismarck.

Almighty God, who has blessed us with religious and civil liberty: We thank Thee for all the privileges Thou hast so abundantly bestowed upon us.

Help us, and all others who seek Thy favor, to be mindful of Thy many blessings. Stir up, we beseech Thee, such love for Thee that we may be strengthened to serve Thee, And we shall give praise and honor to Thee. We pray Thee to look with favor upon Thy Servants, the President of the United States, the Governor of this state and all others in authority. Fill them with the spirit of wisdom, goodness, and truth, and so rule their hearts and bless their endeavors that law and order, justice and peace, may everywhere prevail.

Through Jesus Christ our Lord. Amen.

Roll Call: All Senators present except Senators Holand and Luick.

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 recommends that the same be corrected as follows:

On page 204, line 46, delete the word "facts" and insert in lieu thereof the word "facets".

And when so amended recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

COMMUNICATIONS

A communication was presented from Thomas P. McElroy, Chairman, Citizens' Committee, appointed by the Board of Higher Education to consider the status of the Ellendale State Teachers' College. Senator Sinner moved that the communication be read from the desk, which motion was declared lost.

Senator Brooks moved that the communication be printed in the Journal.

Senator Kee made the substitute motion that mimeographed copies of the communications be placed on the desks of each Senate and not printed in the Journal, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 4, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bill No. 560.

The vote:

47 ayes
0 nays
2 absent

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS A SENATE RESOLUTION AND SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 134. A Bill for an Act providing for expiration of mortgages of real estate ten years after final maturity, or recording in case maturity is not shown of record, unless extended of record hereunder, giving notice and fixing the time of taking effect, repealing Sections 28-01-43 and 35-03-13 North Dakota Century Code, and creating and enacting sub-section 3 of Section 28-01-15 North Dakota Century Code, relating to time to commence actions or proceedings to foreclose real estate mortgages.

Which has been read.

Senator Wartner moved that Senate Bill No. 134 be referred to the Committee on Judiciary, which motion prevailed.

Senate Bill No. 135. A Bill for an Act to create and enact section 57-50-05.1 and to amend and reenact section 57-50-05 of the North Dakota Century Code to provide for refund of motor fuel tax to state or political subdivision and prohibit refunds to private individuals or corporations, except liquefied petroleum gas used for heating purposes.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford

Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Hernett	Ringsak	Wartner
Kamrath	Robinson	Witteman
Kautzmann		

Those voting in the negative were:
Chesrown

Absent and not voting:
Holand Luick

So the bill passed and the title was agreed to.

Senate Bill No. 139. A Bill for an Act to amend and re-enact subsection 10 of section 32-15-02, subsection 3 of section 49-02-01, and section 49-19-01 of the North Dakota Century Code, relating to the exercise of eminent domain by and the regulation of coal pipeline carriers.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:
Holand Luick

So the bill passed and the title was agreed to.

Senate Bill No. 155. A Bill for an Act to amend and re-enact section 30-14-24 of the North Dakota Century Code, relating to the execution of conveyances on behalf of minors, spendthrifts, habitual drunkards, and incompetents.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:

Holand	Luick
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So the bill passed and the title was agreed to.

Senate Bill No. 95. A Bill for an Act to amend and re-enact sections 11-05-07, 11-05-08, 11-05-15, and 11-05-20 of the North Dakota Century Code, relating to the consolidation of counties and to repeal sections 11-05-19 and 11-05-21, of the North Dakota Century Code.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Mahoney	Sorlie
Chesrown	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Hernett	Ringsak	Witteaman
Kamrath		

Those voting in the negative were:

Wartner

Absent and not voting:

Holand	Luick
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So the bill passed and the title was agreed to.

Senate Resolution No. 2. A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-eighth Legislative Assembly of the State of North Dakota.

Which has been read.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Holand	Luick
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So the resolution was declared adopted.

Senate Bill No. 58. A Bill for an Act to create and enact Chapter 26-27A of the North Dakota Century Code to provide for the incorporation and regulation of voluntary non-profit dental service corporations and to prescribe penalties for the violation of the provisions of this Act.

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, 3; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Solberg
Berube	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Those voting in the negative were:

Bopp	Dahlund	Sinner
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Absent and not voting:

Holand Luick

So the bill passed and the title was agreed to.

Senate Bill No. 73. A Bill for an Act to create and enact section 60-09-06 and to amend and reenact section 60-09-05 of the North Dakota Century Code, relating to deputy weighmasters.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Holand Luick

So the bill passed and the title was agreed to.

Senate Bill No. 98. A Bill for an Act to amend and reenact Sections 43-02-04, 43-02-07, 43-02-10, 43-02-11, and 43-02-14 of the North Dakota Century Code, relating to accountants.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner

Hernett
Kamrath

Ringsak
Robinson

Witteinan

Absent and not voting:

Holand

Luick

So the bill passed and the title was agreed to.

Senate Bill No. 146. A Bill for an Act to amend and reenact section 49-06-02 of the North Dakota Century Code, and establish the standards for valuation of public utility property for rate making purposes.

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

Kautzmann

Roen

Baker

Kee

Sanford

Beck

Kisse

Saumur

Becker

Kjos

Sinner

Berube

Lips

Solberg

Bopp

Longmire

Sorlie

Brooks

Mahoney

Strinden

Chesrown

Meidinger

Thompson

Dahlund

Miller

Torgerson

Erickson

Morgan

Trenbeath

Forkner

Mutch

Tuff

Foss

Nelson

Van Horn

George

Redlin

Wadeson

Harris

Reichert

Wartner

Hernett

Ringsak

Witteinan

Kamrath

Robinson

Absent and not voting:

Holand

Luick

So the bill passed and the title was agreed to.

Senate Bill No. 154. A Bill for an Act to amend and reenact subsections 1, 2 and 3 of section 52-06-02 of the North Dakota Century Code to provide a uniform term and condition of disqualification for unemployment compensation benefits and to impose a disqualification for unemployment compensation benefits for failure to return to customary self employment; to repeal subsection 2 of section 52-04-07 of the North Dakota Century Code relating to non-chargeability of unemployment compensation benefits to accounts of base period employers.

Which has been read.

Senator Brooks moved that Senate Bill No. 154 be moved down on the calendar following Senate Bill No. 152, which motion prevailed.

Senate Concurrent Resolution "A". A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota relating to the office of the county superintendent of schools.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Chesrown	Miller	Thompson
Dahlund	Morgan	Torgerson
Erickson	Mutch	Trenbeath
Forkner	Nelson	Tuff
Foss	Redlin	Van Horn
George	Reichert	Wadeson
Harris	Ringsak	Wartner
Hernett	Robinson	Witteman
Kamrath		

Those voting in the negative were:
Kautzmann

Absent and not voting:

Holand Luick

So the resolution was declared adopted.

Senate Concurrent Resolution "O". A concurrent resolution for the repeal of the tenth paragraph of section 25 of the Constitution of the state of North Dakota, requiring the Secretary of State to publish a publicity pamphlet.

Which has been read.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Holand Luick

So the resolution was declared adopted.

SECOND READING OF A HOUSE BILL

House Bill No. 569. A Bill for an Act to amend and re-enact section 11-10-06 of the North Dakota Century Code to provide that county justices shall be bonded for the faithful discharge of their duties, and declaring an emergency.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Holand	Luick
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So the bill passed and the title was agreed to and the emergency clause carried.

Senate Bill No. 34. A Bill for an Act to amend and re-enact sections 15-34-26, 15-40-02, 15-40-18, 15-40-19, and 57-15-24 relating to the certification by tax commissioner in regard to the level of assessment in counties, payments from the county equalization fund to school districts, adjustment of the mill levy against taxable property for the county equalization fund, the determination by the superintendent of public instruction of the sums due each county equalization fund as a result of such adjustment, and providing for an effective date.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Mahoney	Sorlie
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson

Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath		

Absent and not voting:

Holand	Luick	Strinden
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So the bill passed and the title was agreed to.

MOTION

Senate Baeverstad moved that Senate Bill No. 34 be reprinted, which motion prevailed.

Senate Bill No. 37. A Bill for an Act to create and enact section 43-07-19 and to amend and reenact sections 43-07-01, 43-07-02, 43-07-04, 43-07-05, 43-07-08, 43-07-09, 43-07-10, 43-07-11, 43-07-14, 43-07-15, 43-07-17, 43-07-18, subsection 1 of section 57-40-05, and subsections 1 and 2 of section 57-40-06 of the North Dakota Century Code, relating to the licensing and bonding of contractors and the collection of taxes therefrom, and to repeal section 43-07-16 of the North Dakota Century Code, relating to appeals from the cancellation of a license.

Which has been read.

Senator Meidinger: Mr. President, I would like to be excused from voting on this bill because of personal interest.

Senator Lips: Mr. President, I too would like to be excused from voting on this bill because of personal interest.

Senator Wartner moved that Senators Meidinger and Lips be allowed to vote on Senate Bill No. 37, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 37, 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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Holand	Luick
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So the bill passed and the title was agreed to.

Senate Bill No. 75. A Bill for an Act to create and enact section 28-04-03.1 of the North Dakota Century Code, providing for the venue in court actions arising out of the negligent operation of a motor vehicle.

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, 12; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Reichert	Strinden
Foss	Sanford	Tuff
Longmire	Sinner	Wadeson
Mahoney	Sorlie	Witteman

Those voting in the negative were:

Baeverstad	Hernett	Redlin
Baker	Kamrath	Ringsak
Beck	Kautzmann	Robinson
Berube	Kee	Roen
Bopp	Kisse	Saumur
Brooks	Kjos	Solberg
Chesrown	Lips	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Van Horn
George	Mutch	Wartner
Harris	Nelson	

Absent and not voting:

Holand	Luick
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So the bill was declared lost.

Senate Bill No. 150. A Bill for an Act to repeal subdivision d of subsection 11 of section 52-01-01 of the North Dakota Century Code relating to affiliation of employing units; to amend and reenact subsection 12 of section 52-01-01 of the North Dakota Century Code relating to definition of employee; to amend and reenact subdivision e of subsection 13 of section 52-01-01 of the North Dakota Century Code relating to definition of employment; to amend and reenact subsection (8) of subdivision i of subsection 15 of section 52-01-01 of the North Dakota Century Code to include real estate salesmen and securities salesmen remunerated solely by commissions in employment excluded from unemployment compensation; and to amend and reenact subsection 20 of section 52-01-01 of the North Dakota Century Code relating to definition of state.

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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Bopp	Lips	Solberg

Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Hernett	Ringsak	Wartner
Kamrath	Robinson	Witteaman

Absent and not voting:

Berube	Luick	Nelson
Holand		

So the bill passed and the title was agreed to.

Senate Bill No. 151. A Bill for an Act to create and enact subsection 5 of section 52-04-06 of the North Dakota Century Code relating to rate of contributions in the event quarterly taxable payroll exceeds established average annual payroll, and declaring an emergency.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Redlin	Van Horn
George	Reichert	Wadeson
Harris	Ringsak	Wartner
Hernett	Robinson	Witteaman
Kamrath		

Absent and not voting:

Holand	Luick	Nelson
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So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 152. A Bill for an Act to amend and reenact subsections 1, 2 and 3 of section 52-06-04 of the North Dakota Century Code relating to schedule of unemployment compensation benefits, qualifying wages, definitions; and to amend and reenact section 52-06-05 of the North Dakota Century Code relating to the maximum potential unemployment compensation benefits, and declaring an emergency.

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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman

Absent and not voting:

Holand	Nelson	Roen
Luick		

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

Senate Bill No. 154. A Bill for an Act to amend and reenact subsections 1, 2 and 3 of section 52-06-02 of the North Dakota Century Code to provide a uniform term and condition of disqualification for unemployment compensation benefits and to impose a disqualification for unemployment compensation benefits for failure to return to customary self employment; to repeal subsection 2 of section 52-04-07 of the North Dakota Century Code relating to non-chargeability of unemployment compensation benefits to accounts of base period employers.

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	Kamrath	Robinson
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman

Absent and not voting:

Holand	Nelson	Roen
Luick		

So the bill passed and the title was agreed to.

Senate Bill No. 53. A Bill for an Act to amend and reenact sections 15-19-06, 15-19-07, 15-40-01, 15-40-03, 15-40-04, 15-40-05, 15-40-10, 15-40-11, 15-40-15, 15-40-17, 15-40-20, 15-40-22, 15-40-23, 15-40-29, 50-01-09.1, 50-01-13, 50-06-14, 50-07-21, 50-07-22, 50-10A-20, 57-39-18, 57-39-23, and 57-39-24 of the North Dakota Century Code, relating to the disposition of retail sales tax collections, the financing of programs currently financed by such collections, and providing for a transfer of funds.

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, 8; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Brooks	Kjos	Saumur
Chesrown	Lips	Sinner
Dahlund	Longmire	Sorlie
Erickson	Mahoney	Strinden
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Wadeson
Harris	Mutch	Wartner
Hernett	Redlin	

Those voting in the negative were:

Berube	Solberg	Van Horn
Bopp	Thompson	Witteman
Ringsak	Tuff	

Absent and not voting:

Holand	Luick	Nelson
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So the bill passed and the title was agreed to.

Senate Bill No. 128. A Bill for an Act to amend and reenact section 57-52-04 of the North Dakota Century Code to provide for the imposition of a tax on special fuel and providing for certain exemptions.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff

Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:
Holand Luick

So the bill passed and the title was agreed to.

Senate Bill No. 130. A Bill for an Act to authorize the use of flashing amber lights upon rural mail delivery vehicles and to prescribe standards therefor.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:
Holand Luick

So the bill passed and the title was agreed to.

House Bill No. 527. A Bill for an Act authorizing the state public welfare board to execute contracts with the United States for the provision of general assistance to Indian citizens.

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, 10; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kisse	Sanford
Baker	Lips	Saumur
Beck	Longmire	Sinner
Becker	Mahoney	Solberg
Berube	Meidinger	Sorlie
Bopp	Miller	Strinden
Dahlund	Morgan	Thompson
Erickson	Nelson	Torgerson
Foss	Redlin	Trenbeath
Harris	Reichert	Tuff

Hernett
Kamrath
Kautzmann

Ringsak
Robinson

Van Horn
Wartner

Those voting in the negative were:

Brooks
Chesrown
Forkner
George

Kee
Kjos
Mutch

Roen
Wadeson
Witteaman

Absent and not voting:

Holand Luick

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

Bismarck, N. D., February 4, 1963

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 560 by a vote of 104 yeas, no nays and 9 absent and not voting.

GERALD L. STAIR, Chief Clerk.

Senator Hernett moved that the Senate recess until 1:00 p. m., February 5, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-EIGHTH DAY AFTER RECESS
TWENTY-NINTH DAY

Bismarck, February 5, 1963

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 resolution:

Senate Resolution No. 2

And find the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator C. F. Harris moved that the report be adopted, which motion prevailed.

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

Senate Bill No. 8

Senate Bill No. 47

Senate Bill No. 80

Senate Bill No. 82

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Resolution No. 2

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 171 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 179 has

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

In line 20 delete the word "an" and insert in lieu thereof the word "a"

In line 21 delete the words "amount equal" and insert in lieu thereof "Uniform percentage of the cost of Wide Area Telephone Service in proportion"

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 181 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted.

Senator Baker made the substitute motion that Senate Bill No. 181 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 231 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "J" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "N" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 570 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Mutch moved that the amendments to Senate Bill No. 61 be adopted.

Senator Longmire moved that the amendments to Senate Bill No. 156 be adopted, which motion prevailed.

MOTIONS

Senator Forkner moved that the Senate reconsider the

action by which Senate Bill No. 75 was passed, which motion prevailed.

Senator Reichert moved that Senate Bill No. 75 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Wartner moved that Senate Concurrent Resolution "T" be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Wartner moved that Senate Concurrent Resolution "T" be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Wartner moved that Senate Bill No. 256 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Wartner moved that Senate Bill No. 256 be re-referred to the Committee on State and Federal Government, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 539. A Bill for an Act to amend and reenact section 61-02-20 of the North Dakota Century Code, relating to the necessary approval of the state water conservation commission before constructing certain size dams and the inspection of such dams by the commission.

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

House Bill No. 553. A Bill for an Act to provide for an appropriation for the payment of expenses of certain legislators and the president of the senate in connection with attendance at meetings and conferences sponsored by The Council of State Governments or its affiliated organizations.

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

House Bill No. 574. A Bill for an Act providing for the licensing and regulation of funeral establishments, and providing a penalty.

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

House Bill No. 621. A Bill for an Act to repeal Section 24-01-38 of the North Dakota Century Code relating to the rental of the Great Northern Railway bridge across the Yellowstone River.

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

House Bill No. 622. A Bill for an Act to amend and reenact sections 4-13-05 and 4-13-07 of the North Dakota Century Code relating to the composition of the poultry improvement board and their expenses.

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

House Bill No. 647. A Bill for an Act to amend and reenact section 43-05-01 of the North Dakota Century Code, relating to "chiropractors" or those engaged in practicing chiropody.

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

House Bill No. 669. A Bill for an Act to amend and reenact Section 24-01-42 of the North Dakota Century Code relating to the construction of utility facilities adjacent to state and county highway right of way.

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

House Bill No. 696. A Bill for an Act to create and enact section 33-01-23.1 of the North Dakota Century Code, relating to filing fees in civil actions in county justice court and fees for performance of marriage ceremonies by the county justice, and to amend and reenact section 33-01-23 of the North Dakota Century Code, relating to fees to be charged by police magistrates.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 78. A Bill for an Act to amend and reenact subsection 3 of section 57-51-15 of the North Dakota Century Code, relating to the allocation to counties of revenues from oil and gas gross production tax.

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, 6; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Chesrown	Mahoney	Strindgen
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Nelson	Tuff
Foss	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Witteman
Kamrath	Robinson	

Those voting in the negative were:

Brooks	Morgan	Thompson
George	Mutch	Wartner

Absent and not voting:

Hernett	Luick
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So the bill passed and the title was agreed to.

Senate Bill No. 114. A Bill for an Act to amend and reenact subsection 4 of section 2-06-01 and sections 2-06-02, 2-06-10, and 2-06-14 of the North Dakota Century Code, relating to municipal and regional airport authorities and the issuance of revenue bonds for their corporate purposes, authorizing governing bodies of municipalities to exercise powers granted to airport authorities, and declaring an emergency.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Chesrown	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Those voting in the negative were:

Brooks

Absent and not voting:

Hernett Luick

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

Senator Lips moved that the vote by which Senate Bill No. 114 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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

Senator Becker moved that after the reading of Senate Bill No. 8, 47, 80, 82, 40, 44, 46, 49, 144, 158, 160, 175, 188, 229, 232, 238, and House Concurrent Resolution "G", that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-NINTH DAY

Bismarck, February 4, 1963

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

Prayer by Gustav Blomquist, The Evangelical Presbyterian, Bismarck.

Our God, our help in ages past, our hopes for years to come, our shelter from the stormy blast, and our eternal home; Again we acknowledge our need of Thy presence, Thy wisdom, Thy power, Thy love to sustain us as this legislative body convenes.

Thy word declares, "If any man lack wisdom, let him ask of God who giveth to all men liberally . . ." Give these men Thy wisdom, that the affairs of our state may in reality be "under God"; and that these men may carry the wishes and prayers of the people whom they represent.

As great responsibility rests upon their shoulders, keep them from evil, from wrong decisions, from selfish politics, and from the dangerous ideology of a paralyzing socialism, or the communist conspiracy; keep them in the hollow of Thy hand.

We ask all these favors in the Name of Jesus Christ, Thy Son, our Saviour and Lord. Amen.

Roll call: All Senators present except Senators Hernet and Luick.

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 231, line 42, correct the spelling of the word "justice".

And when so corrected recommend that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 5, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "J"

House Concurrent Resolution "L"

House Bill No. 537

House Bill No. 580

House Bill No. 612

House Bill No. 670

House Bill No. 675

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 5, 1963

Mr. President: I have the honor to transmit:

House Bill No. 560

House Concurrent Resolution "G"

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

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 2

Was delivered to the Governor for his approval at the hour of 1:40 p. m., February 5, 1963.

SENATOR HARRIS, Chairman.

REPORTS OF STANDING COMMITTEES

Mr. Prsident: Your Committee on Appropriations to whom was referred Senate Bill No. 2 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title after the word "Dakota" insert the following ", and declaring an emergency".

After line 18 insert the following lines:

Special Assessments-County (To be made available immediately on passage) 2,550.52

Special Assessments-City (To be made available immediately on passage) 24,274.61"

In line 20 delete the figure "236,600.00" and insert in lieu thereof the figure "263, 425.13".

After line 20 add the following paragraph:

"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 designated to be made available immediately on passage."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 57 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 543 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 544 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 547 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS AND A HOUSE CONCURRENT RESOLUTION

Senate Bill No. 3. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the School for the Deaf at Devils Lake, North Dakota.

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	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Saumur

Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Tuff
Forkner	Morgan	Van Horn
Foss	Mutch	Wadeson
George	Nelson	Wartner
Harris	Redlin	Witteman
Holand	Reichert	

Absent and not voting:

Hernett	Roen	Trenbeath
Luick	Sanford	

So the bill passed and the title was agreed to.

Senate Bill No. 13. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

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	Kee	Roen
Baker	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Those voting in the negative were:

Beck	George	
Absent and not voting:		
Hernett	Luick	Sanford

So the bill passed and the title was agreed to.

Senate Bill No. 14. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur

Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		
Absent and not voting:		
Hernett	Luick	Sanford

So the bill passed and the title was agreed to.

Senate Bill No. 15. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Bonding Fund.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 20. A Bill for an Act making an appropriation for the administrative expenses of the State School Construction Fund and State School Construction Board.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner

Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 25. A Bill for an Act making an appropriation for the purpose of paying expenses of the Children's Psychiatric Outpatient Clinic, located at Bismarck, North Dakota.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 26. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the State of North Dakota, for which there are no facilities in the State.

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	Kautzmann	Robinson
Baker	Kee	Roen

Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 127. A Bill for an Act to amend and reenact section 57-54-11 of the North Dakota Century Code to provide for the revocation of motor fuel dealer license.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 159. A Bill for an Act to amend and reenact section 39-04A-06 of the North Dakota Century Code, relating to persons who shall not be charged additional fees for use of motor vehicles engaged in transportation of property.

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	Kjos	Saumur
Becker	Longmire	Sinner

Chesrown	Mahoney	Solberg
Dahlund	Morgan	Thompson
Forkner	Mutch	Torgerson
Foss	Nelson	Tuff
Holand	Redlin	Van Horn
Kamrath	Reichert	Wadeson
Kee	Robinson	Witteinan
Kisse		

Those voting in the negative were:

Baker	George	Ringsak
Beck	Harris	Roen
Berube	Kautzmann	Sorlie
Bopp	Lips	Strinden
Brooks	Meidinger	Trenbeath
Erickson	Miller	Wartner

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

House Concurrent Resolution "C". A concurrent resolution urging the interstate commerce commission to prohibit the removal or abandonment of the Mandan South Branch of the Northern Pacific Railway Company.

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:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteinan

Absent and not voting:

Hernett	Sanford	Trenbeath
Luick		

So the resolution was declared adopted.

Senate Bill No. 8. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the State Penitentiary.

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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman

Absent and not voting:

Hernett	Luick	Sanford
Kamrath		

So the bill passed and the title was agreed to.

Senate Bill No. 47. A Bill for an Act to create and enact section 15-53-06.1 and to amend and reenact section 15-53-05 of the North Dakota Century Code, relating to the legal advisor for and the membership of the county committee for school district reorganization.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Witteman

Those voting in the negative were:

Wartner

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 80. A Bill for an Act to create and enact sections 5-06-06 and 5-06-07 of the North Dakota Century Code prohibiting credit sales of beer and malt beverages, providing for the enforcement thereof, and providing a penalty for violations.

Which has been read.

Senator Brooks moved that Senate Bill No. 80 be placed at the foot of the Calendar, which motion prevailed.

Senate Bill No. 82. A Bill for an Act to amend and reenact subsection 4 and to create subsection 7 of section 39-12-04 of the North Dakota Century Code relating to the length limitations on highway vehicles.

Which has been read.

Senator Brooks moved that Senate Bill No. 82 be amended as follows:

In line 7 delete the numerals "31-12-04" and insert in lieu thereof the numerals "39-12-04".

Which motion prevailed.

Senator Brooks moved that Senate Bill No. 82 be laid over one legislative day, which motion prevailed.

Senate Bill No. 40. A Bill for an Act to amend and reenact section 15-22-06 of the North Dakota Century Code, relating to the appointment of deputies for the county superintendent of schools.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Witteman

Those voting in the negative were:

Wartner

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 44. A Bill for an Act to repeal sections 15-53-29, 15-53-30, and 15-53-31 of the North Dakota Century Code, relating to the levy of taxes in reorganized school districts and permitting a differential in the tax burden between merged rural and urban areas.

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:

Baeverstad	Kee	Roen
Baker	Kisse	Saumur

Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadson
Harris	Reichert	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Those voting in the negative were:

Holand Ringsak

Absent and not voting:

Beck Luick Sanford
Hernett

So the bill passed and the title was agreed to.

Senator Ringsak: "Mr. President. I rise to explain my vote on this last measure. I voted "no" on this bill, Mr. President and members of the Senate, for the following reason: This bill originated from Walsh County when I was State's Attorney and affected a little town of Edinburgh. The only reason that the school district was reorganized was that the farm population was promised that after reorganization there would be no repeal. Here we have a group of farmers that joined that school district who now have a problem—they have to build a new school, but I think we have sold those farmers, that went into the reorganization, down the river by this vote.

Senator Holand: Mr. President. I would like to explain my vote on this measure. Enderlin, being in Ransom County, is one of the districts affected by this measure. I subscribe wholeheartedly to the idea of equal assessment within a district but I have some doubt about the propriety of this body telling people of a district after they have been sold on a plan that we are now to propose something different in the way of tax structure.

Senate Bill No. 46. A Bill for an Act to create and enact subsection 5 of section 15-53-13 of the North Dakota Century Code, relating to standards for school district reorganization, promulgation of rules, and a statement of legislative intent.

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	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden

Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Absent and not voting:		
Beck	Luick	Sanford
Hernett		

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 5, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 34
 Senate Bill No. 37
 Senate Bill No. 53
 Senate Bill No. 58
 Senate Bill No. 73
 Senate Bill No. 95
 Senate Bill No. 98
 Senate Bill No. 105
 Senate Bill No. 108
 Senate Bill No. 112
 Senate Bill No. 116
 Senate Bill No. 128
 Senate Bill No. 130
 Senate Bill No. 135
 Senate Bill No. 139
 Senate Bill No. 146
 Senate Bill No. 150
 Senate Bill No. 151
 Senate Bill No. 152
 Senate Bill No. 154
 Senate Bill No. 155

Senate Concurrent Resolution "A"
 Senate Concurrent Resolution "O"

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 5, 1963

Mr. President: I have the honor to return:

House Bill No. 527

House Bill No. 569

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senator Becker moved that the Senate recess until 1:00 p.m., February 6, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

TWENTY-NINTH DAY AFTER RECESS AND
THIRTIETH DAY

Bismarck, February 6, 1963

The Senate convened at 1:00 p. m., the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill.

Senate Bill No. 82

And find the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 51

Senate Bill No. 156

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

COMMUNICATIONS

A communication was presented from Senator and Mrs. A. W. Luick.

Senator Morgan moved that the communication from Senator and Mrs. Luick be printed in the Journal, which motion prevailed.

February 5, 1963

Senator Kenneth Morgan
Senate Chambers
Bismarck

Dear Ken:

This morning's mail brought a sympathy card signed by the Lieutenant Governor, the Senators and some of the Senate employees. Enclosed was a cashier's check.

We wish to sincerely thank the entire groups for the sympathy extended at this time of sorrow. The proceeds of the cashier's check will be turned over to our grandson's parents for appropriate use.

All we can say at this time is thank you to all of you.

Sincerely,
Senator and Mrs. A. W. Luick

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 560

House Concurrent Resolution "G"

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 122 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted.

Senator Robinson made the substitute motion that Senate Bill No. 122 be referred to the Committee on Agriculture, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 132 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "purposes" delete the word "as" and insert in lieu thereof "and"; delete the words "and to" and insert in lieu thereof "may"

In line 35 after the word "hay" delete the word "in" and insert in lieu thereof "on"

In line 38 after the word "forester" delete the word "or" and insert in lieu thereof "and"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was re-referred Senate Bill No. 134 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 138 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 140 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 147 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 149 has had the same under consideration and recommends that the same be amended as follows:

In line 7 after the "comma" insert the following:

"in police traffic supervision, youth correction,"

In line 93 after the word "Dakota" delete the "comma" and insert the following:

"involved in law enforcement, except licensed attorneys,"

After line 108 insert the following paragraph:

"The commission may in its discretion exempt any person from the required training program when it is shown that such person has previously received the equivalent of such training program."

In line 120 after the word "of" delete the word "forty" and insert in lieu thereof the word "nineteen"

Renumber the lines accordingly.

And further recommends that the same be re-referred to the Committee on Appropriations.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 161 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 165 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 166 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 186 has had the same under consideration and recommends that the same be amended as follows:

In line 24 delete the word "pay" and insert in lieu thereof the word "sell"

In line 25 after the word "village" insert the word "at".

In line 25 delete the word "paid" and insert in lieu thereof the word "charged"

In line 28 delete the word "paid" and insert in lieu thereof the word "charged"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: The majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 204 has had the same under consideration and the majority recommends that the same be indefinitely postponed.

For the Majority:

H. B. Baeverstad
Duane Mutch
Robert Chesrown
Harry W. George
Emil E. Kautzmann
Dwight Kamrath
Dan Kisse

Senator Baeverstad moves the report be adopted.

Mr. President: the minority of your Committee recommends that the same do pass.

For the Minority:

Edwin C. Becker, Jr.
Emil T. Nelson
Iver Solberg
Orville P. Witteman

Senator Becker moves that the report of the minority be substituted for that of the majority.

The question being on the motion of Senator Becker, which motion was lost.

Senator Becker requested a division, which request was granted.

ROLL CALL

The question being on the motion of Senator Becker, the roll was called and there were ayes, 32; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Baker	Kee	Solberg
Beck	Kjos	Sorlie
Becker	Lips	Strinden
Berube	Mahoney	Thompson
Bopp	Miller	Torgerson
Dahlund	Morgan	Trenbeath
Erickson	Nelson	Tuff
Forkner	Redlin	Wadeson
Foss	Reichert	Wartner
Harris	Robinson	Witteman
Holand	Sinner	

Those voting in the negative were:

Baeverstad	Kautzmann	Mutch
Brooks	Kisse	Ringsak
Chesrown	Longmire	Roen
George	Meidinger	Saumur
Kamrath		

Absent and not voting:

Hernett Sanford Van Horn
Luick

So the motion was declared carried.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 212 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Bill No. 212 be re-referred to the Committee on Judiciary, which motion was lost.

The question being on the motion of Senator Wartner that the committee report be adopted, which motion prevailed.

Senator Wartner moved that the vote by which the committee report on Senate Bill No. 212 was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 221 has had the same under consideration and recommends that the same be amended as follows:

In line 7 after the word "thousand" delete the words "five hundred"

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 6, 1963

Mr. President: I have the honor to transmit:

House Bill No. 527

House Bill No. 569

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 6, 1963

Mr. President: I have the honor to transmit:

House Bill No. 576

House Bill No. 651

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

GERALD L. STAIR, Chief Clerk.

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

Senator Becker moved that after the reading of Senate Bills No. 61, 156, 181, 231, House Bills No. 570, 543, 544 and 547, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTIETH DAY

Bismarck, February 6, 1963

The Senate convened at 2:00 p.m., the President presiding.
Prayer by Chaplain E. R. Kimball, First Evangelical Free,
Bismarck.

Almighty God, our Heavenly Father: We offer praise to Thee for Thy constant watch care over us. We bow in humility before Thee because of Thy great mercy. We acknowledge that we are subject to inconsistencies in life, and we often become proud and self sufficient. We confess that sin and selfishness is often the overpowering motive which sets aside our fellow man. In confessing sin we cast ourselves upon Thy great mercy. We ask for forgiveness and for power to forsake our sin.

Help us who are charged with spiritual responsibilities never to waver or deviate from our God given challenge. Help those who likewise have civic and social responsibilities to remember that they must answer to Thee as well as to their fellow men. Grant that the great principles of righteousness and moral integrity shall guide those who work in committees.

Help us who are citizens of this state to be aware of our God given privileges, and to exercise them in consideration of those about us. Help us to remember those whose opportunities in life are limited. Grant that our lives shall be filled with Thy presence so that we may be an influence for righteousness. Deliver us O Lord from selfishness, pride, or superiority.

Remember those who because of illness have been kept from their duties this day. Grant that the hours of forced retirement may be fruitful in mental and spiritual restoration before Thee. Let the blessing of Thy guidance be evident upon those who rule over us, we pray in Jesus Name. Amen.

Roll call: All Senators present except Senators Hernet, Luick, Sanford and Van Horn.

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-eighth day after recess and twenty-ninth day and recommends that the same be corrected as follows:

On page 249, line 7, correct the spelling of the name "Wartner".

On page 251, line 25, correct the spelling of the word "title".

On page 254, line 50, correct the spelling of the word "Which".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 56 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 136 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

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

Senator Longmire moved that the amendments to Senate Bill No. 179 be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Longmire introduced:

Senate Concurrent Resolution "V". A concurrent resolution relating to public printing.

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

FIRST READING OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

House Bill No. 537. A Bill for an Act to amend and reenact section 61-24-16 of the North Dakota Century Code relating to the exclusion of counties from the Garrison Conservancy District.

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

House Bill No. 580. A Bill for an Act to create and enact section 25-09-11 of the North Dakota Century Code; and to amend and reenact sections 25-09-02 and 25-09-03 of the North Dakota Century Code, relating to expenses of care and treatment at the Grafton state school and its auxiliary units, and providing for the reduction of and limitations upon claims for the expense of care and treatment at such institution.

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

House Bill No. 612. A Bill for an Act to amend and reenact subsections 3 and 4 of section 15-35-02 of the North Dakota Century Code, relating to the construction of school buildings, and declaring an emergency.

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

House Bill No. 670. A Bill for an Act to amend and reenact section 20-05-05 of the North Dakota Century Code, relating to required clothing for hunters.

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

House Bill No. 675. A Bill for an Act requiring all state offices, departments, and agencies located in the state capital to be open certain hours.

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

House Concurrent Resolution "L". A concurrent resolution endorsing and supporting the construction of the proposed Pembilier dam and reservoir project and commending the agencies participating in its investigation and planning.

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

House Concurrent Resolution "J". A concurrent resolution for the amendment of sections 29, 30, 32, and 35 of the Constitution of the state of North Dakota relating to the establishment of senatorial districts and the manner of electing senators from such districts; directing the legislature to create representative districts for the house of representatives and to apportion the representatives to such districts according to populaion after each federal decennial census; providing for certain officers to perform such duty if the legislature fails to act; limiting the members of the house of representatives; and for the repeal of section 26 of the Constitution of the state of North Dakota relating to the number of senators which shall compose the North Dakota senate.

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

MOTION

Senator Mutch moved that House Concurrent Resolution "J" be laid on the table, which motion lost.

A division was requested, which request was granted.

ROLL CALL

The question being on the motion of Senator Mutch that House Concurrent Resolution "J" be laid on the table, the roll was called and there were ayes, 21; nays, 20; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Harris	Mutch
Baker	Kautzmann	Nelson
Brooks	Kee	Saumur
Chesrown	Lips	Strinden
Dahlund	Longmire	Trenbeath
Forkner	Meidinger	Wadeson
George	Morgan	Wartner

Those voting in the negative were:

Beck	Kisse	Solberg
Berube	Kjos	Sorlie
Bøpp	Miller	Thompson
Erickson	Redlin	Torgerson
Foss	Reichert	Tuff
Holand	Robinson	Witteman
Kamrath	Roen	

Absent and not voting:

Becker	Mahoney	Sinner
Hernett	Ringsak	Van Horn
Luick	Sanford	

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

Senator Brooks appealed from the decision of the chair on the motion of Senator Mutch.

The question being on the appeal of Senator Brooks.

Senator Robinson requested a call of the Senate, which request was ruled out of order because of a vote being taken.

Senator Robinson again requested a call of the Senate, and there were eight or more Senators in support of such request, and the same was granted.

Senator Robinson moved that the call of the Senate be dispensed with, which motion prevailed.

ROLL CALL

The question being on whether or not the chair should be sustained in his ruling that the motion of Senator Mutch was lost, the roll was called and there were ayes, 24; nays, 22; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kisse	Roen
Berube	Kjos	Solberg
Bopp	Mahoney	Sorlie
Erickson	Meidinger	Thompson
Foss	Miller	Torgerson
Holand	Nelson	Tuff
Kamrath	Redlin	Van Horn
Kee	Robinson	Witteman

Those voting in the negative were:

Baeverstad	Harris	Ringsak
Baker	Kautzmann	Saumur
Beck	Lips	Sinner
Brooks	Longmire	Strinden
Chesrown	Morgan	Trenbeath
Dahlund	Mutch	Wadeson
Forkner	Reichert	Wartner
George		

Absent and not voting:

Hernett	Luick	Sanford
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So the chair was sustained and the motion of Senator Mutch was declared lost.

Senator Longmire moved that House Concurrent Resolution "J" be returned to the Senate from the Committee on Judiciary.

ROLL CALL

The question being on the motion of Senator Longmire, the roll was called and there were ayes, 20; nays, 26; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Harris	Ringsak
Baker	Kautzmann	Saumur
Brooks	Lips	Sinner
Chesrown	Longmire	Strinden
Dahlund	Meidinger	Trenbeath
Forkner	Morgan	Wadeson
George	Mutch	

Those voting in the negative were:

Beck	Kisse	Solberg
Becker	Kjos	Sorlie
Berube	Mahoney	Thompson
Bopp	Miller	Torgerson

Erickson	Nelson	Tuff
Foss	Redlin	Van Horn
Holand	Reichert	Wartner
Kamrath	Robinson	Witteaman
Kee	Roen	
Absent and not voting:		
Hernett	Luick	Sanford

So the motion was declared lost.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 6, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3
 Senate Bill No. 8
 Senate Bill No. 13
 Senate Bill No. 14
 Senate Bill No. 15
 Senate Bill No. 20
 Senate Bill No. 25
 Senate Bill No. 26
 Senate Bill No. 40
 Senate Bill No. 44
 Senate Bill No. 46
 Senate Bill No. 47
 Senate Bill No. 78
 Senate Bill No. 114
 Senate Bill No. 127
 Senate Bill No. 159

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 6, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "C"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 6, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 560

House Concurrent Resolution "G"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 49. A Bill for an Act to amend and reenact sections 15-34-09 and 15-34-09.1 of the North Dakota Century Code, relating to the authority of a school district to provide transportation or maintenance for students and to levy a tax therefor.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Absent and not voting:

Hernett	Luick	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 144. A Bill for an Act to amend and re-enact sections 26-24-08 and 26-24-09 of the North Dakota Century Code relating to reporting of public buildings to the commissioner of insurance, and providing for insurance on all public buildings.

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	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman

Absent and not voting:

Hernett	Sanford	Trenbeath
Luick		

So the bill passed and the title was agreed to.

MOTIONS

Senator Wartner moved that Senate Bill No. 234 be re-

turned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Wartner moved that Senate Bill No. 234 be referred to the Committee on State and Federal Government, which motion prevailed.

Senator Becker moved that the Senate recess until 1:00 p.m., February 7, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

**THIRTIETH DAY AFTER RECESS AND
THIRTY-FIRST DAY**

Bismarck, February 7, 1963

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

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 7, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "C"

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

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 121 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "any" insert the word "out-standing"

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 168 has had the same under consideration and recommends that the same be amended as follows:

In line 37 delete the word "bi-weekly" and insert in lieu thereof the word "weekly"

In line 433 delete the word "undo" and insert in lieu thereof the word "undue"

Delete lines 677 thru 686.

After line 905, insert the following section:

"ENFORCEMENT.) The dairy commissioner is authorized and directed to administer and supervise the enforcement of this chapter; to provide for such periodic inspections and investigations as he may deem necessary to disclose violations; to receive and provide for the investigation of complaints; and to provide for the institution and prosecution of civil or criminal actions or both. The provisions of this chapter may be enforced by

injunction in any court having jurisdiction to grant injunctive relief, and filled dairy products illegally held or otherwise involved in violation of this chapter shall be subject to seizure and disposition in accordance with an appropriate court order."

Renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 178 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 194 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 196 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 199 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 201 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 218 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 219 has had the same under consideration and recommends that the same be amended as follows:

Underline all of lines 20, 21, and 22.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 220 has had the same under consideration and recommends that the same be amended as follows:

In line 13 after the word "made" insert the following: "with the approval of the district court which issued the order committing the person to the state industrial school,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 246 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 264 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 278 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 294 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 315 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 2

Senate Bill No. 179

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Morgan moved that the amendments to Senate Bill No. 132 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 149 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 186 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 221 be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Morgan, Baker, Sorlie and Luick introduced:

Senate Concurrent Resolution "W". A concurrent resolution urging the United States Congress to provide for the payment of the bonded indebtedness and the special assessments of any property which the federal government acquires by condemnation.

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

FIRST READING OF HOUSE BILLS

House Bill No. 576. A Bill for an Act to amend and reenact subsection 1 of section 43-12-25, sections 43-12-26, 43-12-28, 43-12-29, subsection 3 of section 43-12-30, and section 43-12-31 of the North Dakota Century Code, providing that a requirement in obtaining a nursing scholarship shall be the need of the recipient and that such recipient shall serve in a North Dakota hospital or institution for two years after completion of the nursing education.

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

House Bill No. 651. A Bill for an Act creating a state planning agency in the office the director of economic development who shall be director of state planning; creating a state planning fund; providing for assistance to the state director of planning; authorizing regional and metropolitan planning commissions; establishing powers and duties of such office, director, and commissions and providing for acceptance of federal aid.

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 527

House Bill No. 569

SECOND READING OF A SENATE BILL

Senate Bill No. 158. A Bill for an Act to repeal Section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the State of North Dakota for a con-

sideration in excess of ten thousand dollars in any calendar year.

Which has been read.

Senator Redlin moved that Senate Bill No. 158 be moved to the foot of the calendar, which motion prevailed.

MOTIONS

Senator Reichert moved that Senate Bill No. 228 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Reichert requested the unanimous consent of the Senate to withdraw Senate Bill No. 228, which request was granted.

Senator Longmire moved that a committee of two be appointed to escort former Senator Joe Bridston to the rostrum, which motion prevailed.

The President appointed as such committee Senators Longmire and Redlin and Mr. Bridston was escorted to the rostrum and invited to address the Senate.

Mr. Bridston: "Friends, and many of you are good friends of mine. I don't believe there is a Senator here who was here in 1939, and that's when I started. I served until 1955, at which time I was sensible enough to quit. If I hadn't, it might be that my good friend George Longmire would have beat me and I did not want to take that chance. But I want to say that the 18 years that I served here in the Senate were the most enjoyable I have had. I made lots of friends and raised a lot of hell that I shouldn't have. It was fun and it was instructive and nobody really learned anything from me but I learned a lot. I might say that there is at least one person here, or two persons here, that came here after I did — one is Polly Foss — I don't know why he is still hanging around — and I believe Solberg came the same year — 1941, I think so. I might say Iver Solberg and I served on the first investigating committee that we had that resulted in an impeachment trial, but we will forget about that. Iver and I got to be good friends and I have a lot of respect for him. I would say shortly thereafter there was Luick who came in in 1951 or so, and Luick and I developed into very good friends. We are both from Richland County. That is where I was born and raised although I have lived in Grand Forks ever since, and I consider Luick one of my best friends, and then Baeverstad, Meidinger, and Emil Nelson — and I don't suppose you remember that — and Kee — I think that is about all. It surprises me that there is such a change. I don't think there is any question about that you have a good personnel in the Senate today — just as good as the original gang that came in. I don't know if he is here but Mike Flatt came in in 1941. He showed us a lot of fun and we always enjoyed him, but as I say this is the first time that I have been back since 1955. And, oh yes, Wadeson, almost forgot you were there shortly thereafter. It is rather interesting that you do develop such fast friends and you would think that after all the disagreement and everything else that when you leave you would be kind of glad to get rid of a few people, but honestly you always feel bad. There are lots of people we could mention that we enjoyed at that time which I did ap-

preciate. Might say I haven't been back since 1955 — not because I am mad at anybody but just because I did not have anything to do in Bismarck. I want to say I appreciate very much being given the opportunity to come back and renew my acquaintances and to learn to know new people, and George, I appreciate that you gave me this opportunity. Thank you.

Senator Foss: "Members of the Senate. I can recall some history of some rugged days when I traveled around North Dakota with my good friend Joe here, and, of course, Joe was temperamental, but nevertheless he has lots of ability — he has a lot of interest in North Dakota. He gave a lot of time, spent his own money and tried to do what all of us are trying to do here today — to do a better job for North Dakota — the job we tried to do here years ago was to establish a new Republican party in North Dakota similar to what the Democrats have been doing the last two or three years — they have been building. I do believe we have gone a long ways and we got to give a lot of credit to the energy and foresight of Joe Bridston.

Senator Wadeson moved that the remarks of Senator Bridston and Senator Foss be printed in the Journal, which motion prevailed.

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

Senator Becker moved that after the reading of Senate Bills No. 134, 138, 140, 147, 161, 165, 204, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-FIRST DAY

Bismarck, February 7, 1963

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

Prayer by Chaplain E. Walter Erdmann, First E. U. B., Bismarck.

Our Father, we praise Thee for this our native land. We praise Thee for the providence that has attended us and blessed us above all people. May we not take Thy goodness for granted. Forbid that we should live selfishly and ignore Thee and our fellow man. May we constantly aspire and strive to be a nation under God, indivisible, with liberty and justice for all.

We praise Thee for the Christian heritage that is ours which has made our country great. Enable us, we pray, to be faithful to the high principles and ideals of our founding fathers. Help us always to be mindful of the unfailing truth that righteousness exalteth a nation but sin is a reproach to any people.

Continue to bless our country, its citizens and all who are in positions of leadership and authority in the state and national government. Bless the members of this legislative body elected by the people. Endue each one with Thy truth, wisdom and strength. Enable them to enact legislation that is becoming to a people under God and according to Thy Holy purposes. These favors we ask in the name of Jesus Christ, our Lord and Savior. Amen.

Roll call: All Senators present except Senators Hernet, Ringsak, Sanford 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 twenty-ninth day after recess and thirtieth day and finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 160. A Bill for an Act to amend and reenact section 20-23-08 of the North Dakota Century Code relating to automatic insurance of state and political subdivisions.

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	Kamrath	Reichert
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Nelson	Wartner
Holand	Redlin	Witteaman

Absent and not voting:

Hernett	Sanford	Solberg
Ringsak		

So the bill passed and the title was agreed to.

Senate Bill No. 175. A Bill for an Act to create and enact Subsection 14.1 of Section 24-01-01.1 of the North Dakota Century Code, relating to defining employee compensation.

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	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden

Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Absent and not voting:

Hernett	Sanford	Solberg
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So the bill passed and the title was agreed to.

Senate Bill No. 188. A Bill for an Act providing for a legislative committee on audits and fiscal review, defining its organization, powers, and duties, making an appropriation, and creating section 54-14-03.1 of the North Dakota Century Code, relating to reports by the auditing board.

Which has been read.

Senator Longmire moved that Senate Bill No. 188 be referred to the Committee on Appropriations, which motion prevailed.

Senate Bill No. 229. A Bill for an Act to transfer certain moneys from the accumulated profits and surplus of the Bank of North Dakota and from the accumulated profits and surplus of the state mill and elevator association to the general fund of this state.

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:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Miller	Tuff
Forkner	Morgan	Van Horn
Foss	Mutch	Wadeson
George	Nelson	Wartner
Harris	Redlin	Witteaman
Holand		

Those voting in the negative were:

Meidinger	Trenbeath
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Absent and not voting:

Hernett	Sanford	Solberg
Roen		

So the bill passed and the title was agreed to.

Senator Meidinger: "Mr. President. I would just like to explain my vote going on record saying that I have never been in favor of breaking the Mill and Elevator.

Senate Bill No. 232. A Bill for an Act to transfer \$4,043.85 from an economic development commission fund to the general fund.

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	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett	Sanford	Solberg
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So the bill passed and the title was agreed to.

Senate Bill No. 238. A Bill for an Act to amend and reenact section 11-10-11 of the North Dakota Century Code, relating to appointment and salary of deputies and clerks.

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	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Sorlie
Bopp	Lips	Strinden
Brooks	Longmire	Thompson
Chesrown	Luick	Torgerson
Dahlund	Mahoney	Trenbeath
Erickson	Meidinger	Tuff
Forkner	Miller	Van Horn
Foss	Morgan	Wadeson
George	Nelson	Wartner
Harris	Redlin	Witteman
Holand	Reichert	

Those voting in the negative were:

Mutch	Ringsak
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Absent and not voting:

Hernett	Sanford	Solberg
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So the bill passed and the title was agreed to.

Senate Bill No. 80. A Bill for an Act to create and enact sections 5-06-06 and 5-06-07 of the North Dakota Century Code prohibiting credit sales of beer and malt beverages, providing for the enforcement thereof, and providing a penalty for violations.

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, 17; nays, 28; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Lips	Reichert
Brooks	Longmire	Saumur
Erickson	Luick	Thompson
George	Mahoney	Van Horn
Holand	Meidinger	Wadeson
Kamrath	Nelson	

Those voting in the negative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sinner
Berube	Kjos	Sorlie
Bopp	Miller	Strinden
Chesrown	Morgan	Torgerson
Dahlund	Mutch	Trenbeath
Forkner	Redlin	Wartner
Foss	Ringsak	Witteman
Harris		

Absent and not voting:

Hernett	Solberg	Tuff
Sanford		

So the bill was declared lost.

Senator Strinden moved that the vote by which Senate Bill No. 80 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 61. A Bill for an Act to amend and reenact sections 40-46-02, 40-46-04, 40-46-09, subsection 3 of section 40-46-13, and section 40-46-20 of the North Dakota Century Code, relating to employees' pension plan in cities.

Which has been read.

Senator Brooks moved that Senate Bill No. 61 be amended as follows:

In line 107 delete the word "name" and insert in lieu thereof the word "named".

Which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 61 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 61, as amended from the floor, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Nelson	Wartner
Holand	Redlin	Witteman

Those voting in the negative were:
Trenbeath

Absent and not voting:

Hernett	Sanford	Solberg
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So the bill passed and the title was agreed to.

Senate Bill No. 156. A Bill for an Act to provide for licensing and regulating detectives and detective agencies.

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:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett	Sanford	Solberg
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So the bill passed and the title was agreed to.

Senate Bill No. 181. A Bill for an Act to amend and re-enact section 54-35-02 of the North Dakota Century Code, relating to the powers and duties of the legislative research committee.

Which has been read.

ROLL CALL

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

roll was called and there were ayes, 5; nays, 41; absent and not voting, 3.

Those voting in the affirmative were:

Baker	Morgan	Wadeson
George	Robinson	

Those voting in the negative were:

Baeverstad	Kautzmann	Ringsak
Beck	Kee	Roen
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Mutch	Van Horn
Harris	Nelson	Wartner
Holand	Redlin	Witteman
Kamrath	Reichert	

Absent and not voting:

Hernett	Sanford	Solberg
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So the bill was declared lost.

Senate Bill No. 231. A Bill for an Act to provide for the disposition of property which shall fall to the state by escheat, and for a transfer of funds.

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	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett	Sanford	Solberg
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So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 49

Senate Bill No. 144

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 527

House Bill No. 569

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 520

House Bill No. 551

House Bill No. 643

House Bill No. 656

House Bill No. 673

House Bill No. 674

House Bill No. 682

House Bill No. 698

House Bill No. 702

House Bill No. 703

House Concurrent Resolution "U"

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

GERALD L. STAIR, Chief Clerk.

Senator Becker moved that after the reading of Senate Bills No. 179, 2 and 56 that the Senate recess until 1:00 p. m., February 8, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-FIRST DAY AFTER RECESS AND
THIRTY-SECOND DAY

Bismarck, February 8, 1963

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

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 132

Senate Bill No. 149

Senate Bill No. 186

Senate Bill No. 221

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 61

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

ANNOUNCEMENT

The Secretary of the Senate announced that word had been received of the death of Rep. Don Nicolson of Eddy-Foster.

Senator Becker requested that the Senate stand in silent prayer in memory of Rep. Don Nicolson, which request was granted and the Senate stood in silence as requested by Senator Becker.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 33 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 97 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted.

Senator Reichert made the substitute motion that Senate Bill No. 97 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 126 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 133 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 9 through 24 and add the following:

"SECTION 2.) The workmen's compensation bureau may cause the above described land to be sold in the manner prescribed by sections 54-01-05.1 and 54-01-05.2. Proceeds from such sale shall be used only for acquisition and purchase of real property in Minot, Ward County, North Dakota as authorized and provided for in section 52-02-16 of the North Dakota Century Code."

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 153 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 163 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the period insert the following language: ", and declaring an emergency"

After line 16 insert the following section:

"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.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 187 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 192 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 193 has had the same under consideration and recommends that the same be amended as follows:

In line 58 after the word "to" insert the word "be"

In line 61 after the word "held" insert a comma.

In line 62 after the word "given" delete the words "at least once in each week"

In line 84 after the word "competent" delete the "semicolon" and insert the following: "provided he shall pay an initial registration fee of five dollars with his application;"

In line 95 after the semicolon insert the following: "provided he shall pay an initial registration fee of five dollars with his application;"

In line 181 after the word "Life" delete the word "and/"

In line 208 after the word "Commissioner" delete the word "and"

In line 209 after the word "section" insert a period and delete the words "as follows:"

Delete lines 210 through 258.

In line 267 after the word "such" delete the word "fines" and insert in lieu thereof the word "fine"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 207 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 209 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 214 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 261 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 267 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 287 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 290 has had the same under consideration and recommends that the same be amended as follows:

In line 30 after the word "of" delete the number "one hundred" and insert in lieu thereof the number "fifty"

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Brooks moved that the amendments to Senate Bill No. 121 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 168 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 219 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 220 be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Legislative Research Committee introduced:

Senate Concurrent Resolution "X". A concurrent memorial resolution in memory of Major General Heber L. Edwards.

Was read the first time.

Senator Longmire moved that the rules be suspended and

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

**SECOND READING OF A SENATE
CONCURRENT RESOLUTION**

Senate Concurrent Resolution "X". A concurrent memorial resolution in memory of Major General Heber L. Edwards.

Was read the second time.

Senator Longmire moved that Senate Concurrent Resolution "X" be adopted, which motion prevailed.

So the resolution was declared adopted.

Senator Longmire moved that Senate Concurrent Resolution "X" be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "X"

Introduced by the Legislative Research Committee

A concurrent memorial resolution in memory of Major General Heber L. Edwards

- 1 WHEREAS, Almighty God in His infinite wisdom has
2 called from our midst an outstanding citizen of this
3 State, Major General Heber L. Edwards, the Adjutant
4 General of the State of North Dakota; and
5 WHEREAS, General Heber L. Edwards has served
6a his
7 country and state as a member of the North Dakota
8a National
9 Guard continuously since December 1, 1915, a period of
10 over forty-seven years, and has served as the Adjutant
11 General of the State of North Dakota for the unprec-
12a edented
13 period of twenty-six years, serving under six Gover-
14a nors,
15 and personally serving on federal active duty both in
16a the
17 United States and overseas in all our Nation's wars and
18 national emergencies beginning with the Mexican
19a Border
20 Incident of 1916, World War I, World War II, the Ko-
21a rean
22 Emergency, and the Berlin Crisis; and
23 WHEREAS, his contribution to the national defense
24 effort as State Director of the Selective Service Sys-
25a tem
26 since 1940 and as a member and officer of many
27a national
28 committees in regard to the National Guard of the
29a United
30 States has resulted in personal recognition far beyond
31 the boundaries of this State; and
32 WHEREAS, the outstanding combat record of the
33a North
34 Dakota National Guard and its continual high state of
35 readiness to serve the State and Nation in any emer-
36a gency
37 can be attributed in a large measure to the ability,
38 leadership, and diligence of General Heber L. Edwards;
39a and

27 WHEREAS, General Heber L. Edwards maintained
 27a an
 28 esprit de corps among the officers and men of the North
 29 Dakota National Guard that is seldom equaled in any
 29a mili-
 30 tary or civilian organization, and received in return an
 31 unaffected loyalty and true devotion from those serving
 32 under him that few men are privileged to receive; and

33 WHEREAS, his keen understanding of history and the
 34 fundamental principles of our form of state and na-
 34a tional
 35 government resulted in a respect for, and appreciation
 36 of, the role of the Legislative Branch of Government
 37 that was evident to all members and in a sense of
 38 affection for members of the Legislative Assembly, both
 39 individually and collectively, that has been evidenced
 40 by innumerable acts of assistance and courtesy; and

41 WHEREAS, this respect and affection has been
 42 returned without reservation by the Legislative As-
 42a ssembly

43 and its individual members;

44 NOW, THEREFORE, BE IT RESOLVED BY THE
 45 SENATE OF THE STATE OF NORTH DAKOTA, THE
 45a HOUSE

46 OF REPRESENTATIVES CONCURRING THEREIN:

47 That the Thirty-eighth Legislative Assembly of
 48 the State of North Dakota expresses its keen and per-
 48a sonal

49 sorrow over the passing of Major General Heber L.
 50 Edwards, and on behalf of the citizens of the State
 51 expresses its deepest appreciation for the outstanding
 52 contributions made to this State and Nation by
 53 Major General Heber L. Edwards; and

54 BE IT FURTHER RESOLVED, that properly enrolled
 55 copies of this resolution be forwarded by the Secre-
 55a tary

56 of State to his widow, Mrs. Louise Edwards, and to his
 57 daughters, Mrs. Rig Olson and Mrs. F. W. Greenagel.

FIRST READING OF HOUSE BILLS AND A CONCURRENT RESOLUTION

House Bill No. 520. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of The Bank of North Dakota and of the Judge A. M. Christianson Project.

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

House Bill No. 551. A Bill for an Act to amend and reenact sections 43-12-01, 43-12-02, 43-12-03, 43-12-04, 43-12-05, 43-12-06, 43-12-07, 43-12-08, 43-12-09, 43-12-12, 43-12-13, 43-12-17, 43-12-18, 43-12-19, 43-12-21, 43-12-22, and 43-12-24 of the North Dakota Century Code, relating to the regulation of the practice of professional nursing; to provide for a state board of nursing and to define the powers and duties of the board including licensure of practitioner of nursing and establishment of standards for educational programs preparing for nursing practice, and to prescribe penalties for violations of the provisions of this Act; and to repeal sections 43-12-14, and 43-12-23 of the North Dakota Century Code, relating to meetings of the board and revocation of certificates.

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

House Bill No. 643. A Bill for an Act to amend and reenact sections 24-05-02, 24-08-01, and 24-08-02 of the North Dakota Century Code, relating to the authority of the board of county commissioners to expend county road funds for construction and maintenance of highways and bridges.

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

House Bill No. 656. A Bill for an Act providing for Theodore Roosevelt Rough Rider Awards, selection of award recipients, and making an appropriation.

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

House Bill No. 673. A Bill for an Act amending and reenacting Section 40-50-04 of the North Dakota Century Code relating to certifying and recording of a plat or map in municipalities.

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

House Bill No. 674. A Bill for an Act to amend and reenact Section 11-01-10 of the North Dakota Century Code relating to the name and boundaries of Cass County.

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

House Bill No. 682. A Bill for an Act to amend and reenact section 16-04-04 of the North Dakota Century Code, relating to the filing of nominating petitions of candidates for county and legislative office.

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

House Bill No. 698. A Bill for an Act to regulate the labeling of packages of hazardous substances intended or suitable for household use and providing penalties.

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

House Bill No. 702. A Bill for an Act to authorize the conveyance of certain described property to the Baptist Old Peoples Home Society of the Dakota Conference, of Bismarck, North Dakota.

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

House Bill No. 703. A Bill for an Act to declare the public policy of this state that any contracts contrary to any of the provisions of sections 22-01-06.1 through 22-01-06.4 of the North Dakota Century Code, and any waivers of any of the provisions thereof, shall be void.

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

House Concurrent Resolution "U". A concurrent resolution authorizing the appointment of a joint legislative interim committee, supplemented by a citizens' committee, to make suitable arrangements for the commemoration of the seventy-fifth anniversary of North Dakota statehood.

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

MOTIONS

Senator Kautzmann: "Mr. President, this afternoon I have the pleasure of introducing to the Senate one of the outstanding citizens of North Dakota. She is the 1962 mother of the year from Mandan, Mrs. Earl Bucklin. Mr. President I move that a committee of two be appointed to escort Mrs. Bucklin to the rostrum.

The question being on the motion of Senator Kautzmann, which motion prevailed.

The President appointed as such committee Senators Kautzmann and Van Horn, and Mrs. Bucklin was escorted to the rostrum and invited to address the Senate.

Mrs. Bucklin: "Having been a teacher for 35 years, it is very easy to take the standing posture. I might add that I am also from Morton County. I have lived there nearly forty years. I represented you and the rest of the State as the mother from North Dakota at the Mothers' National Convention in New York last May. I have a little over a month to go when a new mother will be selected for 1963. We were each given three minutes to give our life history. You can't tell a great deal in three minutes but I practiced on my husband until I could tell it in two and a half minutes. He advised me to stop there or I would not have a story to tell. There were 44 states represented, plus Puerto Rico and it is a terrific thing to attend and I was proud to represent North Dakota. North Dakota has always been my state. I was born in the eastern part of the State. My dad homesteaded in the western part of the State but I have lived and worked in the central part of the state for the specified time, and I think it is the finest place in the nation. At least we can boast of some fine weather. Now as far as mothers go, you maybe don't hear much about that, but the youngest child must be fifteen years old and there are a number of requirements and there has been quite a bit of publicity about that lately because the nominees' names have to be presented by March 1, selected by March 15th, the luncheon is April 20th, and then they go to New York for the week before Mothers' Day.

Now what I think about North Dakota I have put into a poem:

A NORTH DAKOTAN'S PRAYER

We thank Thee, God!

For beauties that around us lie,

For rosy dawns emblazoned sky,

Unrivaled tents of sunset glow

Add charm to either grass or snow.

We thank Thee, God!

For virgin hills that feed our flocks,

Earth's bosom cradling wealth unlocked,

Horizons framing fields of grain

grown golden by the sun and rain.

We thank Thee, God!

That prayers ascend from varied pews

In worship to Thee as we choose;

And precious friendships flourish here

In glad assurance without fear. Amen.

Senator Becker moved that the remarks of Mrs. Bucklin be printed in the Journal, which motion prevailed.

Senator Becker moved that House Bills No. 570, 543, 544, and 547 be placed at the foot of the calendar, which motion prevailed.

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

Senator Becker moved that after the reading of Senate Bills No. 132, 186, 221, 178, 194, 199, 201, 246, 264, and 315 that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-SECOND DAY

Bismarck, February 8, 1963

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

Prayer by Chaplain A. E. Smith, St. George's Episcopal, Bismarck.

Almighty God, Who hast given us this good land for our heritage; grant that we may always prove ourselves a people mindful of Thy favor and glad to do Thy will. Bless our land with honorable industry, sound learning and pure manners. Save us from violence, discord and confusion, from pride and arrogancy and from every evil way. Defend our liberties and fashion into one united people the multitudes brought hither out of many kindreds and tongues. Endue with the spirit of wisdom those to who we entrust the government of this State, that there may be justice and peace at home and that through obedience to Thy law we may show forth Thy praise among the nations of the world. In the time of prosperity fill our hearts with thankfulness and in the day of trouble, suffer not our trust in Thee to fail. All this we ask in The Name of Jesus Christ, Our Lord and Saviour. Amen.

Roll call: All Senators present except Senators Berube and Hernet.

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 thirtieth day after recess and thirty-first day and recommends that the same be corrected as follows:

On page 279, line 18, delete the words "as such committee".

On page 280, line 10, delete the word "rugged" and insert in lieu thereof the word "rugged".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "C"

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

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, February 8, 1963

Mr. President: I have the honor to transmit:

House Bill No. 521

House Bill No. 618

House Bill No. 635

House Bill No. 700

House Bill No. 736

House Bill No. 742

House Concurrent Resolution "N"

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

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, February 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 61

Senate Bill No. 156

Senate Bill No. 160

Senate Bill No. 175

Senate Bill No. 229

Senate Bill No. 231

Senate Bill No. 232

Senate Bill No. 238

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, February 8, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "C"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 82. A Bill for an Act to amend and reenact subsection 4 and to create subsection 7 of section 39-12-04 of the North Dakota Century Code relating to the length limitations on highway vehicles.

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, 5; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad

Baker

Beck

Becker

Kautzmann

Kee

Kisse

Kjos

Ringsak

Robinson

Roen

Sanford

Brooks	Lips	Saumur
Chesrown	Longmire	Sinner
Dahlund	Mahoney	Solberg
Erickson	Meidinger	Sorlie
Forkner	Miller	Thompson
Foss	Morgan	Torgerson
George	Mutch	Trenbeath
Harris	Nelson	Tuff
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman

Those voting in the negative were:

Bopp	Strinden	Wadeson
Luick	Van Horn	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which Senate Bill No. 82 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 134. A Bill for an Act providing for expiration of mortgages of real estate ten years after final maturity, or recording in case maturity is not shown of record, unless extended of record hereunder, giving notice and fixing the time of taking effect, repealing Sections 28-01-43 and 35-03-13 North Dakota Century Code, and creating and enacting sub-section 3 of Section 28-01-15 North Dakota Century Code, relating to time to commence actions or proceedings to foreclose real estate mortgages.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kisse	Roen
Baker	Kjos	Sanford
Beck	Lips	Saumur
Becker	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman

Those voting in the negative were:

Chesrown

Absent and not voting:

Berube	Hernett	Kee
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So the bill passed and the title was agreed to.

Senate Bill No. 138. A Bill for an Act to amend and re-enact Section 52-09-09 of the North Dakota Century Code, as amended by Chapter 314, Session Laws 1961, pertaining to rate of contribution.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 140. A Bill for an Act to amend and re-enact Section 52-10-04 of the North Dakota Century Code, as amended by Chapter 316, Session Laws of 1961, pertaining to contributions by employees of the state and of political subdivisions.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Berube Hernet

So the bill passed and the title was agreed to.

Senate Bill No. 147. A Bill for an Act to amend and reenact Section 40-05-06 of the North Dakota Century Code relating to the limitation of city fines and penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 34; absent and not voting, 2.

Those voting in the affirmative were:

Baker	George	Mahoney
Becker	Kautzmann	Saumur
Brooks	Lips	Sinner
Chesrown	Longmire	Wartner
Foss		

Those voting in the negative were:

Baeverstad	Luick	Sanford
Beck	Meidinger	Solberg
Bopp	Miller	Sorlie
Dahlund	Morgan	Strinden
Erickson	Mutch	Thompson
Forkner	Nelson	Torgerson
Harris	Redlin	Trenbeath
Holand	Reichert	Tuff
Kamrath	Ringsak	Van Horn
Kee	Robinson	Wadeson
Kisse	Roen	Witteman
Kjos		

Absent and not voting:

Berube Hernet

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

Senate Bill No. 161. A Bill for an Act to amend and reenact subsection 2 of section 39-16-16 of the North Dakota Century Code, relating to proof of financial responsibility and licensing of motor vehicle operators.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn

Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:
Berube Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 165. A Bill for an Act to amend and reenact sections 26-24-13 and 26-24-14 of the North Dakota Century Code relating to insurance assessments and construction insurance rate.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:
Berube Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 204. A Bill for an Act to provide for a native woodland tax, prescribing the land that may be subject to such tax, prescribing the duties of the state forester and local assessor, providing for the rate and manner of collection of said tax, the conditions for eligibility under the native woodland tax, declassification orders, and hearings and appeals from orders of the state forester.

Which has been read.

Senator Becker moved that Senate Bill No. 204 be referred to the Committee on Agriculture, which motion prevailed.

Senate Bill No. 158. A Bill for an Act to repeal Section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the State of North Dakota for a consideration in excess of ten thousand dollars in any calendar year.

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, 17; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Holand	Mutch
Beck	Kautzmann	Nelson
Becker	Kee	Roen
Brooks	Kisse	Sanford
Chesrown	Lips	Saumur
Dahlund	Longmire	Sorlie
Erickson	Luick	Strinden
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Wartner

Those voting in the negative were:

Baeverstad	Redlin	Thompson
Bopp	Reichert	Tuff
Harris	Ringsak	Van Horn
Kamrath	Robinson	Wadeson
Kjos	Sinner	Witteman
Mahoney	Solberg	

Absent and not voting:

Berube	Hernett
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So the bill was declared lost for lack of a two-thirds vote.

Senate Bill No. 179. A Bill for an Act to amend and re-enact section 48-07-04 of the North Dakota Century Code, relating to long distance calls; to authorize the board of administration to establish "wide area telephone service" for state governmental offices; to require contributions from all departments; and to make an appropriation.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 2. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the School for the Blind at Grand Forks, North Dakota, and declaring an emergency.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

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

Senate Bill No. 56. A Bill for an Act to create and enact section 32-15-35 of the North Dakota Century Code, relating to providing for the assumption of the proportionate share of bonded indebtedness that is assessable to that real property acquired by eminent domain.

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:

Baeverstad	Kisse	Robinson
Baker	Kjos	Roen
Beck	Longmire	Saumur
Becker	Luick	Sinner
Bopp	Mahoney	Solberg
Brooks	Meidinger	Sorlie
Dahlund	Miller	Strinden
Erickson	Morgan	Thompson
Forkner	Mutch	Torgerson
Foss	Nelson	Trenbeath
Harris	Redlin	Tuff
Holand	Reichert	Van Horn
Kee	Ringsak	Wadeson

Those voting in the negative were:

Chesrown	Kautzmann	Wartner
George	Lips	Witteinan
Kamrath	Sanford	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 132. A Bill for an Act to amend and re-enact section 15-06-38 and section 15-06-39 of the North Dakota Century Code to provide for forest management on the basis of suitability rather than valuation, to provide for good forestry practices, authorizing issuance of hay permits thereon and making appropriate corrections.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan
Kautzmann	Robinson	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 186. A Bill for an Act to amend and re-enact section 4-14-04 of the North Dakota Century Code, relating to unfair discrimination in sale of farm products.

Which has been read.

Senator Ringsak moved that Senate Bill No. 186 be referred to the Committee on Judiciary.

Senator Wartner made the substitute motion that Senate Bill No. 186 be re-referred to the Committee on Agriculture, which motion prevailed.

Senate Bill No. 221. A Bill for an Act to amend and re-enact sections 27-06-02 and 27-06-03 of the North Dakota Century Code, relating to salary, expenses and duties of court reporters.

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:

Baeverstad	Kisse	Roen
Baker	Kjos	Sanford
Beck	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteaman
Kee		

Absent and not voting:

Becker	Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 178. A Bill for an Act to amend and re-enact section 6-03-05 of the North Dakota Century Code, relating to the limitation of bank loans on real estate.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 194. A Bill for an Act to amend and re-enact section 36-14-09 of the North Dakota Century Code, relating to the use of living hog cholera virus and vaccines.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	
Absent and not voting:		
Berube	Hernett	

So the bill passed and the title was agreed to.

Senate Bill No. 199. A Bill for an Act to amend and re-enact section 51-12-01 of the North Dakota Century Code relating to false or misleading advertising on articles sold or offered for sale to the public, including the price thereon.

Which has been read.

Senator Brooks moved that Senate Bill No. 199 be amended as follows:

In line 4, of the title, delete the word "thereon" and insert in lieu thereof the word "thereof".

Which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 199 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended from the floor, the roll was called and there were ayes, 32; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Beck	Kisse	Sinner
Becker	Lips	Solberg
Bopp	Longmire	Strinden
Brooks	Luick	Torgerson
Dahlund	Meidinger	Tuff
Forkner	Morgan	Van Horn
Foss	Nelson	Wadeson
George	Redlin	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Those voting in the negative were:

Baker	Kjos	Roen
Chesrown	Mahoney	Saumur
Erickson	Miller	Sorlie
Harris	Mutch	Thompson
Kautzmann	Reichert	Trenbeath

Absent and not voting:

Berube Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 201. A Bill for an Act to amend and reenact section 36-09-13 of the North Dakota Century Code, relating to the rerecording of brand; fee.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Berube Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 246. A Bill for an Act to amend and reenact section 14-05-10 of the North Dakota Century Code, relating to grounds for divorce and to repeal section 14-05-15 of the North Dakota Century Code relating to re-
crimination.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner

Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:
Berube Hernet

So the bill passed and the title was agreed to.

Senate Bill No. 264. A Bill for an Act to amend and re-enact sections 32-09-14 and 32-09-15 of the North Dakota Century Code, relating to the time period allowed for answering a garnishee summons.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:
Berube Hernet

So the bill passed and the title was agreed to.

Senate Bill No. 315. A Bill for an Act to amend and re-enact section 14-11-10 of the North Dakota Century Code Supplement, relating to hearing in adoption proceedings and service of notice thereof.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn

Harris
Holand
Kamrath
Kautzmann

Redlin
Reichert
Ringsak
Robinson

Wadeson
Wartner
Witteman

Absent and not voting:

Berube Hernet

So the bill passed and the title was agreed to.

Senator Becker moved that the Senate recess until 1:00
p. m., February 9, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-SECOND DAY AFTER RECESS AND
THIRTY-THIRD DAY

Bismarck, February 9, 1963

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 81 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert the following in lieu thereof:

"For an Act to create and enact section 49-15-10.1 of the North Dakota Century Code, permitting the public service commission of North Dakota to grant relief from the long and short haul, equidistant and volume statutes of North Dakota, upon application of a common carrier by railroad and repealing sections 49-02-03.1 and 42-02-20.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY
OF THE STATE OF NORTH DAKOTA:

SECTION 1. 49-15-10.1. The Commission may, upon application by a common carrier by railroad, permit and prescribe the extent to which any such carrier may be relieved from the operation of the principles contained in sections 49-04-09, 49-15-09 and 49-15-10 of the North Dakota Century Code.

SECTION 2. Sections 49-02-03.1 and 49-02-20 of the North Dakota Century Code are hereby repealed."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 162 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title after the words "concern" and "farm" delete the parentheses and insert in lieu thereof commas

In line 5 after the word "concern" insert a comma

In line 6 before the word "including" and after the word

"farm" delete the parentheses; after the word farm insert a comma

In line 8 delete the parentheses and the number "\$200.00"

In line 9 after the word "Dollars" delete the parentheses and the number "\$3000.00"; after the word "concern" delete the parenthesis and insert in lieu thereof a comma

In line 10 after the word "farm" delete the parenthesis and insert in lieu thereof a comma

In line 11 after the words "business" and "farm" delete the parentheses and insert in lieu thereof commas

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 173 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title delete the words "or photographic process and equipment"

In line 10 after the word "microfilm" delete "or photographic process"

In line 12 after the word "film" delete "or photographic process"

In line 21 after the word "microfilm" delete "or photographic process"

In line 33 after the word "using" delete photographic or"

In line 42 after the word "microfilm" delete "or photographic"

In line 47 after the word "microfilm" delete the word "or"

In line 48 delete "photographic process and equipment"

In line 50 after the word "microfilm" delete "or photographic"

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 121

Senate Bill No. 168

Senate Bill No. 219

Senate Bill No. 220

And finds the same correctly engrossed.

SENATOR MAHONEY, Acting Chairman.

Senator Mahoney moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator George moved that the amendments to Senate Bill No. 133 be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 163 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 193 be adopted, which motion prevailed.

Senator Luick moved that the amendments to Senate Bill No. 290 be adopted, which motion prevailed.

MOTIONS

Senator Brooks moved that Senate Bill No. 193 be referred to the Committee on Appropriations, which motion prevailed.

Senator Luick moved that Senate Bill No. 290 be referred to the Committee on Appropriations, which motion prevailed.

Senator Brooks moved that Senate Bill No. 306 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Brooks moved that Senate Bill No. 306 be referred to the Committee on Judiciary, which motion prevailed.

Senator Brooks moved that the Senate consider the vote by which Senate Bill No. 199 was passed, which motion prevailed.

Senator Morgan moved that Senate Bill No. 199 be referred to the Committee on Industry, Business and Labor, which motion prevailed.

REPORT OF COMMITTEE ON DELAYED BILLS

Mr. President: Your Committee on Delayed Bills has refused to introduce Senate Bill No. 355.

SENATOR WARTNER, Chairman.

The President directed that the report of the Committee on Delayed Bills be printed in the Journal.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Solberg (By Request) introduced:

Senate Concurrent Resolution "Y". A concurrent resolution requesting Congress to designate the impoundment created by Garrison Dam as Lake Sakakawea.

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

Senator Solberg moved that Senate Concurrent Resolution "Y" be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "Y"

Introduced by Senator Solberg (by request)

A concurrent resolution requesting Congress to designate the impoundment created by Garrison Dam as Lake Sakakawea.

- 1 WHEREAS, there is statewide support for
- 2 designating and naming the impoundment created by
- 2a the
- 3 Garrison Dam on the Missouri River in North Dakota
- 3a by
- 4 a more historical, romantic, or meaningful name than
- 5 Garrison Reservoir;

6 NOW, THEREFORE, BE IT RESOLVED BY THE
7 SENATE OF THE STATE OF NORTH DAKOTA, THE
8 HOUSE OF REPRESENTATIVES CONCURRING
8a THEREIN:

9 That the Congress of the United States be, and it
10 hereby is, most respectfully petitioned and requested
11 to designate and name the impoundment, known as
11a Garrison
12 Reservoir, located above the Garrison Dam on the
12a Missouri

13 River in North Dakota as Lake Sakakawea; and

14 BE IT FURTHER RESOLVED, that the North
15 Dakota delegation in Congress is earnestly requested to
16 seek enactment of legislation which will give effect to
17 this proposal; and

18 BE IT FURTHER RESOLVED, that the Secretary of
19 State transmit copies of this resolution to the President
20 of the U. S. Senate, Speaker of the U. S. House of
21 Representatives, Chief of Engineers, U. S. Army Corps
22 of Engineers, and the members of the North Dakota
23 congressional delegation.

FIRST READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

House Bill No. 521. 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.

House Bill No. 618. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such bonds for the purpose of constructing revenue-producing buildings at institutions of higher learning in this state, and declaring an emergency.

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

House Bill No. 635. A Bill for an Act to amend and reenact Section 6-01-21.2 of the North Dakota Century Code relating to examinations, fees, alternative audits, of municipal agencies, park boards and school districts.

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

House Bill No. 700. A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code relating to Sheriff's fees.

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

House Bill No. 736. A Bill for an Act to amend and reenact section 21-09-01 of the North Dakota Century Code Supplement, changing the title of "The 1961 Bond Validating Act" to "The 1963 Bond Validating Act" and to create and enact section 21-09-05 of the North Dakota Century Code, relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued prior to July 1, 1963.

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

House Bill No. 742. A Bill for an Act to amend and re-enact section 12-43-07 of the North Dakota Century Code relating to revocation of permits of persons authorized to sell various tobacco products.

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

House Concurrent Resolution "N". A concurrent resolution urging the legislature of the state of Minnesota to amend certain laws regarding compulsory inspection of North Dakota-graded grain before warehousing in Minnesota public terminal warehouses.

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

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

Senator Becker moved that after the reading of Senate Bills No. 121, 168, 219, 220, 97, 126, 153, 187, 192, 207, 209, 214, 261, and 287, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-THIRD DAY

Bismarck, February 9, 1963

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

Prayer by Chaplain Warren Johnson, First Lutheran, Bismarck.

God, our Heavenly Father, we pray for the physical stamina, the mental clarity and spiritual insight to rightly carry out this awesome task of making laws by which we must all live. May we govern wisely and well and seek to do the Lord's will even when it is hard and pressures are great to do otherwise.

May we ever be governed by high principles and never yield to expediency. May we never seek financial gain if it means moral loss.

Give use the wisdom to know what is good and the courage to stand for the same. We pray this in Jesus' name. Amen.

Roll call: All Senators present except Senators, Baeverstad, Beck, Berube, Chesrown, Dahlund, Erickson, Forkner, Foss, Harris, Hernet, Kamrath, Kee, Kjos, Longmire, Meidinger, Nelson, Reichert, Ringsak, Robinson, Roen, Sanford, Saumur, Strinden, Thompson, Torgerson, Tuff, Wade and Witteman.

So the President declared that the Senate lacked a quorum and would stand adjourned until 1:00 p.m., February 11, 1963.

HOWARD F. DOHERTY, Secretary.

THIRTY-THIRD DAY AFTER RECESS
AND THIRTY-FIFTH DAY

Bismarck, February 11, 1963

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

Roll Call: All Senators present except Senator Hernet. t.

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 recommends that the same be corrected as follows:

On page 297, in the third line from the bottom of the page correct the spelling of the word "Concurrent".

On page 302, line 17, after the word "voting" insert the numeral "2".

And when so corrected recommends that the same do pass.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

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

Senate Bill No. 133

Senate Bill No. 163

Senate Bill No. 193

Senate Bill No. 290

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Holand: "Mr. President: We have in the assembly a distinguished citizen from Williston who has been assigned a very pleasant task by his fellow townsmen, and at this time I move that the chair appoint a committee of two to escort Arley Bjella to the rostrum for the purpose of making a presentation."

The question being on the motion of Senate Holand, which motion prevailed.

The President appointed as such committee Senators Holand and Solberg and Mr. Bjella was escorted to the rostrum and invited to address the Senate.

Mr. Bjella: "Mr. President, Honorable Senators, Ladies and Gentlemen. On behalf of the people of Williams County we appreciate the opportunity of being given a couple of minutes to make a presentation to Williams County's first outstanding citizen.

The honor and acclaim in which Frank Wenstrom, Lieutenant Governor and President of the Senate, is held in Williams County, we believe, is agreed throughout the State of North Dakota, and it is my privilege to have been delegated the honor, Mr. President, of presenting to you this memorial gavel, and on this gavel are the words: "Presented to the Honorable Lt. Gov. Frank Wenstrom, 1963, from the people of Williams County. This gavel is made from cedar taken from the grounds of Fort Union which is recognized by North Dakotans generally as its most important historical location. Mr. President, it is an honor for me to make this presentation to you."

Lt. Gov.: "Thank you, Mr. Bjella. Members of the Senate, ladies and gentlemen. Arley, I deeply appreciate the remarks you have made on behalf of the citizens of Williams County. The people of my home county, as well as the people of North Dakota, have been especially kind to me. I humbly accept this gift — this symbol of authority. May I always use it justly and wisely in presiding over the deliberations of the Senate. Arley, will you in turn convey my sincere appreciation to the good people of Williams County for the honor given me this day. Thank you most sincerely."

Senator Holand moved that the remarks of Arley Bjella and the response thereto by the Lieutenant Governor be printed in the Journal, which motion prevailed.

Senator Lips: "Mr. President. It is a privilege for me to have as my guest a former Senator, former State Chairman of the Republican Party, and former National Committeeman. We in Burleigh County call him Mr. Republican of North Dakota. It is a privilege for me to introduce to you the Honorable Milton Rue, and I move that the President appoint a committee of two to escort Mr. Rue to the rostrum.

The question being on the motion of Senator Lips, which motion prevailed.

The President appointed as such committee Senators Lips and Thompson, and Mr. Rue was escorted to the rostrum and invited to address the Senate.

Mr. Rue: "Mr. President. Members of the Senate. It is good to be back here in the Senate chambers where I spent a good many years — sixteen to be exact — and two across the hall in the House. This, I know you will agree with me, is one of the greatest experiences in any man's lifetime — participating in his government. I left the Senate, I think my last term was 1955 and it is surprising to see the great changeover. I think there was Senator Berube and Solberg; my stalwarts, Foss and Luick; Baeverstad, Meidinger and Wadson, I believe, that's about the number that was serving at that time and now they are all newer members. It is good to see the great public interest that these people have in solving the problems of our State. Each session, as I know, thinks their problems are always the greatest but each session has its problems,

sometimes they are different than the ones confronting you today, but each session has major problems to solve for the benefit of the people of our State. Today in this session you have, of course, many, many bills, many important bills, but I think the one the people of North Dakota are looking at more closely is how you are going to comply with the requests or demands for money for the various political subdivisions and various departments of state government, and, of course, with the income we have that is a problem that is very difficult to work out. A little adjustment here and there will not bring up the seventeen million, as I read in the papers, that you are short, and that's a considerable amount of money. I do not suggest to you any way of handling this problem but I know that people can only spend what they take in. Unless you are going to raise money in sufficient volume, budgets must be cut. We know this matter is in good hands. I know the people of North Dakota have confidence in their legislature and I know how you all work, not only here in the capitol, or down at your caucus, or in your room, trying to solve the major problems that confront our State, and I think almost confront every state in the nation. Again I say it is nice to be here. It is just like old home week. It gives one a feeling of friendliness to be back in the Senate chambers again and I appreciate it, Frank. Thank you very much."

Senator Lips moved that the remarks of the Honorable Milton Rue be printed in the Journal, which motion prevailed.

Senator Redlin: "Mr. President. In keeping with this line of recognizing former members of the Senate, we have the privilege too of having in the Senate the present United States District Attorney. He too has had a distinguished career as a member of this body, and in the immediate past session was minority floor leader. I move that the President appoint a committee of two to escort John Garaas to the rostrum."

The question being on the motion of Senator Redlin, which motion prevailed.

The President appointed as such committee Senators Redlin and Becker and John Garaas was escorted to the rostrum and invited to address the Senate.

Mr. Garaas: "I did not think I would be up here talking from this high place here. I used to talk quite a bit down in that place over there. I appreciate being here and appreciated the honor of being escorted up here also along with former Republican State Chairman Milton Rue. I also want to state I am also an extinguished ex-chairman of the Democrat party, which was forgotten. However, I do appreciate being up here and I want to say the reason why I came here is twofold. I came here because of the term of court starting here in Bismarck, and secondly I came to find out why everybody is so peaceful in the legislature this session. It appears there is no fights here like last year. At least that's what I read in the papers. Perhaps it is just going to start later on. Many of you ask what I am doing. I want to state I quit here — I wasn't sent back because I was defeated by the voters anyway, I quit while still ahead. I want to state a little bit about

my job as United States Attorney. We handle all federal prosecutions and of course about one-third of our work is concerned with condemnations of all sorts in North Dakota, another third of our work is prosecutions for criminal matters, mostly being on Indian Reservations, and the other third consists of court cases, mortgages for the Farmers Home Administration and Federal Housing Administration and things of that sort. Very enjoyable job and if any of you feel this is a political plum, I found out it is a lot of work. Anyway I appreciate the honor the people have given me of becoming United States Attorney, very enjoyable and lots of hard work, lots of responsibility, but it has its rewards. I think I would want to say that North Dakota is one of the few states that does not have any organized crime such as defined by the standards set up by the Federal Bureau of Investigation. This we are very proud of and we want to maintain that — that the State of North Dakota is free of organized crime. Again I thank you and I hope that you have a very fruitful session and now I notice that the democrats have gotten smaller, we had 21 last session and now we are down to twelve, and I hope you do take it easy on them. Thank you very much."

Senator Redlin moved that the remarks of the Honorable John Garaas be printed in the Journal, which motion prevailed.

Senator Longmire: "Mr. President. This seems to be homecoming for former Senators. I would like to present former Senator Guy Larson who just returned from a very interesting experience at the President's Prayer Breakfast in Washington. I move that the President appoint a committee of two to escort former Senator Guy Larson to the rostrum."

The President appointed as such committee Senators Longmire and Tuff and former Senator Guy Larson was escorted to the rostrum and invited to address the Senate.

Mr. Larson: "Thank you, Gentlemen, for this courtesy. I do not believe it has ever occurred to me that I would be speaking to you from this position. I know that I can honestly say that the eight most enjoyable years in my life were spent in the House and here in the Senate. It reminds of the story about two young fellows who met after years of separation and they were comparing notes with each other and one of them was a barber and the other one was an undertaker and the barber seemed quite upset to find that this fellow had taken up undertaking as a career and he asked why he had taken this up and he said: "Well, I like to work with people." All joshing aside I noticed that one of my former sparring partners, Mr. Garaas mentioned how quiet the session had been. This hasn't been of any particular surprise to me because in the early days of the session we had our first Governor's Prayer Breakfast and we did this, I will admit, with something in mind. As one who reads the Bible considerably I think probably it is the basis of all human understanding and those of us who were active in the promotion of the Governor's Prayer Breakfast did so with the idea in mind that we might call to your attention the philosophy contained in the New and Old Testaments which has a great deal to do with human relations and our lives. I think many of you in this session

have remembered it and I commend you for it. I think it will eliminate many of the unnecessary tensions and difficulties that you run into because after all we have to operate in an atmosphere of mutual respect for each other. I have always felt this and I always had a lot of friends on both sides of the aisle and I think it is wonderful thing now, having served my sentence and years up here, that many of my former friends in the democrat and republican parties alike, come to see me. This always makes me feel real well. I enjoy them and it certainly says something for the brotherhood of man. Once again I commend you fellows to your problems and you have many of them. I don't want to use any more of your time, and I certainly thank you for the honor of having the opportunity of speaking to you."

Senator Erickson moved that the remarks of former Senator Guy Larson be printed in the Journal, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 4 has had the same under consideration and recommends that the same be amended as follows:

In line 12 delete the figure "2,791,380.00" and insert in lieu thereof the figure "2,841,380.00".

In line 15 delete the figure "52,000.00" and insert in lieu thereof the figure "57,000.00".

In line 23 delete the figure "\$4,034,880.00" and insert in lieu thereof the figure "\$4,089,880.00".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 5 has had the same under consideration and recommends that the same be amended as follows:

In line 11 delete the figure "\$1,062,000.00" and insert in lieu thereof the figure "\$1,212,000.00".

In line 17 delete the figure "\$1,571,200.00" and insert in lieu thereof the figure "\$1,721,200.00".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 6 has had the same under consideration and recommends that the same be amended as follows:

After line 26 insert the following lines:

"Utility Building, including Architect's Fee and Equipment (providing funds are available and subject to the approval of the Budget Board) 450,000.00"

In line 27 delete the figure "\$7,303,802.00" and insert in lieu thereof the figure "\$7,753,802.00".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 7 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title after the word "Dakota" insert the following: ", and declaring an emergency".

Delete all of line 18.

After line 18 insert the following lines:

"Additional Appropriations for Replacement of Brown Cottage (to be made available immediately on passage) 9,000.00"

In line 21 delete the figure "\$1,027,273.00" and insert in lieu thereof the figure "\$1,030,740.00".

After line 21 add the following paragraph:

"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 item as is designated to be made available immediately on passage."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 17 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 19 has had the same under consideration and recommends that the same be amended as follows:

In line 2 delete the word "State Equalization Fund" and insert in lieu thereof the words "State General Fund".

In line 3, delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$600,000.00".

In line 11 delete the figure "383,000.00" and insert in lieu thereof the figure "583,000.00".

In line 12 delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$600,000.00".

And when so amended recommends that same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 32 has had the same under consideration and recommends that the same be amended as follows:

In line 13 delete the semicolon and the word "and" and insert a period

Following line 14 insert:

3. Irrigation and industry.

In line 15 after the word "use" insert a comma

In line 73 delete everything after the word "in" and insert in lieu thereof the following: "all official county newspapers"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: The majority of your Committee on Natural Resources to whom was referred Senate Bill No. 169 has had the same under consideration and the majority recommends that the same be indefinitely postponed.

For the majority:

Lloyd Erickson
Edwin C. Becker, Jr.
Arne G. Sanford
Lee F. Brooks
Dave M. Robinson
Roland Redlin
Clark Van Horn
Orville P. Witteman
Kenneth L. Morgan
Iver Solberg

Senator Erickson moves the report be adopted.

Mr. President: The minority of your Committee recommends that the same do pass.

For the minority:

Oscar J. Sorlie
Grant Trenbeath
George Saumur
H. O. Beck

Senator Sorlie moves that the report of the minority be substituted for that of the majority.

The question being on the motion of Senator Sorlie, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 172 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the word "(((twenty)))" delete the number five and insert in lieu thereof the number "ten"

In line 44 after the word "(((twenty)))" delete the number five and insert in lieu thereof the number "ten"

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 180 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Kee moved that the amendments to Senate Bill No. 81 be adopted, which motion prevailed.

Senator Kee moved that the amendments to Senate Bill No. 162 be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 173 be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 11, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2

Senate Bill No. 56

Senate Bill No. 82

Senate Bill No. 132

Senate Bill No. 134

Senate Bill No. 138

Senate Bill No. 140

Senate Bill No. 161

Senate Bill No. 165

Senate Bill No. 178

Senate Bill No. 179

Senate Bill No. 194

Senate Bill No. 201

Senate Bill No. 221

Senate Bill No. 246

Senate Bill No. 264

Senate Bill No. 315

Senate Concurrent Resolution "X"

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

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Reichert moved that the Senate reconsider the vote by which Senate Bill No. 158 was lost, which motion prevailed.

Senator Holand moved that Senate Bill No. 158 be placed at the foot of the calendar, which motion prevailed.

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

Senator Holand moved that after the reading of Senate Bills No. 133 and 163 that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-FIFTH DAY

Bismarck, February 11, 1963

The Senate convened at 2:00 p.m., the President presiding. Prayer by Chaplain Robert D. Lynne, Good Shepherd Lutheran, Bismarck.

Almighty God, Our Heavenly Father, whose mercies are new unto us every day, lead us to acknowledge Thy good-

ness and to give thanks unto Thee for all Thy benefits and to serve Thee in willing obedience.

Bless, we beseech Thee, Merciful Lord, the Governor of this state and this Legislature. Give these men faith, wisdom, courage, humility, dedication, and patience to bear the burden of their offices. Keep them in safety and grant, that, relying upon Thee and seeking to do Thy will, they and their associates in government may enact wise laws and administer them justly, so that the welfare of our people may be assured.

And Dear Heavenly Father create within every citizen of this state the awareness of our responsibility as citizens. A responsibility of not just sitting back and criticizing our representatives in government for what they are striving to do — but to work hand in hand with them for the welfare of our fellow man and to Thy glory. We pray in the name of Jesus our Savior. Amen.

Roll call: All Senators present except Senator Hernet.

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-second day after recess and thirty-third day and finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Lips, Roen, Chesrown, Mahoney, Meidinger, Holand, Erickson, Kjos, Sanford, Kautzmann, Morgan, Brooks, Trenbeath, Miller, Kisse, Forkner, Longmire, Becker and Baker, introduced:

Senate Concurrent Resolution "Z". A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States, prohibiting states from denying a citizen the right to vote through imposition of a poll tax.

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

Senator Morgan introduced:

Senate Concurrent Resolution "AA". A concurrent resolution directing the legislative research committee to study the alleged unfair methods of competition existing in the wholesale and retail of petroleum products in the state.

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

Senator Robinson introduced:

Senate Concurrent Resolution "BB". A concurrent resolution urging the Congress of the United States, the secretary of the Department of the Interior, and the Rural Electrification Administration administrator to scrutinize the justification for the twenty cent per ton royalty to be paid to the United Mine Workers of America welfare and pension fund from all lignite mines in North Dakota, and citing particular attention to contract negotiations now

pending between Basin Electric Cooperative and various North Dakota coal suppliers.

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

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 11, 1963

Mr. President: I have the honor to return:

Senate Bill No. 74

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 11, 1963

Mr. President: I have the honor to transmit:

House Bill No. 603

House Bill No. 613

House Bill No. 625

House Bill No. 658

House Bill No. 666

House Bill No. 667

House Bill No. 668

House Bill No. 685

House Bill No. 686

House Bill No. 688

House Bill No. 689

House Concurrent Resolution "O"

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

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Holand moved that House Bills No. 543, 544, 547 and 570 and Senate Bill No. 97 be placed at the foot of the calendar, which motion prevailed.

Senator Wartner moved that Senate Bill No. 220 be referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 121. A Bill for an Act to amend and reenact sections 15-55-02 and 15-55-10 of the North Dakota Century Code, relating to constructing, operating, and financing revenue-producing buildings at higher educational institutions.

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:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Sanford

Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Absent and not voting:

Hernett	Roen	Strinden
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So the bill passed and the title was agreed to.

Senate Bill No. 168. A Bill for an Act to provide for the licensing, bonding, and regulation of the dairy producing processes and manufacturing industry in the state of North Dakota, to provide standards therefor and to provide for the powers and duties of the dairy department in connection therewith and providing penalties; and to repeal chapters 4-18, 4-18A, and 4-18B, of the North Dakota Century Code, relating to the regulation of dairy products production, manufacturing, and processing in the state of North Dakota.

Which has been read.

Senator Ringsak moved that Senate Bill No. 168 be amended as follows:

In line 682, delete the numeral "46" and insert in lieu thereof the numeral "45".

In line 723, delete the word "receptable" and insert in lieu thereof the word "receptacle".

In line 748, delete the word "country" and insert in lieu thereof the word "county".

In line 833, delete the numeral "47" and insert in lieu thereof the numeral "46".

In line 843, delete the numeral "47" and insert in lieu thereof the numeral "46".

In line 845, delete the numeral "47" and insert in lieu thereof the numeral "46".

Which motion prevailed.

Senator Morgan moved that Senate Bill No. 168 be referred to the Committee on Agriculture, which motion prevailed.

Senate Bill No. 219. A Bill for an Act to amend and reenact section 29-26-18 of the North Dakota Century Code relating to evidence in aggravation or mitigation of punishment.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen

Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 126. A Bill for an Act authorizing the state of North Dakota acting by its North Dakota workmen's compensation bureau for the North Dakota state employment service to sell and convey the westerly or front one hundred forty feet of lot fourteen, in block thirty-two, town of Grand Forks, according to the plat thereof on file and of record in the office of the register of deeds of said county and state and recorded in book "A" of deeds, on page twenty-two, in Grand Forks county, North Dakota.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 153. A bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code relating to the rescinding of motor vehicle registration.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator Brooks moved that the Senate reconsider the action by which Senate Bill No. 153 was passed, which motion prevailed.

Senate Bill No. 153. A bill for an Act to amend and re-enact section 39-04-06 of the North Dakota Century Code relating to the rescinding of motor vehicle registration.

Which has been read.

Senator Brooks moved that Senate Bill No. 153 be amended as follows:

In line 15, after the word "agreement" insert a comma and delete the underscored words "and such vehicle".

Senator Sorlie made the substitute motion that Senate Bill No. 153 be re-referred to the Committee on Transportation, which motion prevailed.

Senate Bill No. 187. A Bill for an Act to amend and re-enact section 39-01-02 of the North Dakota Century Code, relating to the identification of state-owned motor vehicles.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath

Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 192. A Bill for an Act to amend and reenact section 39-12-02 of the North Dakota Century Code relating to authority to grant permits for vehicles of excessive size and weight and to authorize granting of permits for vehicles carrying loads extending more than three feet beyond the front thereof, to establish charges for the issuance of permits and to make an appropriation.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 207. A Bill for an Act amending and re-enacting Sections 49-18-33 and 49-18-39 relating to the insurance requirements for agricultural carriers.

Which has been read.

Senator Morgan moved that Senate Bill No. 207 be amended as follows:

In line 8, underscore the word "or" following the word "agriculture".

Which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 207 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill

No. 207, as amended from the floor, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Baeverstad	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 209. A Bill for an Act to provide for the adoption and implementation of the Vehicle Equipment Safety Compact, declaring legislative intent thereto, providing for the administration and financing thereof, and providing a penalty for conflicts of interest.

Which has been read.

Senator Longmire moved that Senate Bill No. 209 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 214. A Bill for an Act to create and enact subsection 15 of section 50-06-06 of the North Dakota Century Code relating to powers and duties of the public welfare board.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 261. A Bill for an Act to repeal Section 20-04-08 of the North Dakota Century Code, relating to the prohibiting of any person from going afield with a shotgun from July 1st to the opening of hunting season.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Hernett Foss

So the bill passed and the title was agreed to.

Senate Bill No. 287. A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the registration of farm trucks.

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	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteman
Kautzmann		

Those voting in the negative were:

Baker Morgan

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 133. A Bill for an Act authorizing the state of North Dakota acting by its North Dakota workmen's compensation bureau for the North Dakota state employment service to sell and convey the lots six and seven of block eleven, Brooklyn Addition to the city of Minot, Ward county, North Dakota.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 163. A Bill for an Act granting motor vehicle parking privileges to handicapped persons, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff

George
Harris
Holand
Kamrath

Nelson
Redlin
Reichert
Ringsak

Van Horn
Wadeson
Wartner
Wittman

Absent and not voting:
Hernett

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

REPORT OF COMMITTEE ON DELAYED BILLS

Mr. President: Your Committee on Delayed Bills has refused to introduce Senate Bill No. 356.

SENATOR WARTNER, Chairman.

The President directed that the report of the Committee on Delayed Bills be printed in the Journal.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 168

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Senator Holand moved that the Senate recess until 1:00 p. m., February 12, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

Bismarck, February 12, 1963

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

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 74

And find the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 74

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 reports that it has examined the following bills:

Senate Bill No. 81

Senate Bill No. 162

Senate Bill No. 173

Senate Bill No. 207

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 21 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the figure "\$316,000.00" and insert in lieu thereof the figure "\$310,000.00".

After line 9 insert the following lines:

"State Matching for Office of
Case Screening

6,000.00"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 29 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$159,002.00" and insert in lieu thereof the figure "\$131,002.00".

In line 8 delete the figure "\$12,000.00" and insert in lieu thereof the figure "\$14,000.00".

In line 19 delete the figure "43,304.00" and insert in lieu thereof the figure "13,304.00".

In line 20 delete the figure "\$159,002.00" and insert in lieu thereof the figure "\$131,002.00".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 104 has had the same under consideration and recommends that the same be amended as follows:

In line 5 of the title delete the last word "section" and insert in lieu thereof the word "sections"

In line 6 of the title after the number "23-10-05" insert the following "and 23-10-09"

In line 75 after the period insert the following:

"Such record shall be made available to the state laboratories department, its inspectors and any other law enforcement agency in the state of North Dakota."

In line 108 after the word "twenty" insert the words "and not more than fifty"

After line 109 insert the following:

"4. For a motor court having more than fifty sleeping rooms, forty dollars;"

Renumber the subsections accordingly.

After line 120 add the following section:

"SECTION 9. AMENDMENT.) Section 23-10-09 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

23-10-09. GUEST RECORD.) A record shall be kept in each motor or trailer court in which every individual patronizing the court shall write his or her name and address and the number of members in his or her party. Such record shall be made available to the state laboratories department, their inspectors and any other law enforcement agency in the state of North Dakota."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 141 has had the same under consideration and recommends that the same be amended as follows:

In line 8 delete the word "four" and insert in lieu thereof the word "three".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 277 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 4 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 5 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 6 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 7 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 19 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 32 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 172 be adopted, which motion prevailed.

FIRST READING OF A SENATE BILL AND CONCURRENT RESOLUTIONS

The Committee on Delayed Bills introduced:

Senate Bill No. 357. A Bill for an Act to grant the city of Minot, North Dakota, a perpetual underground easement for storm sewer purposes across the property of the state of North Dakota Normal School in the city of Minot, North Dakota, and declaring an emergency.

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

Senators Brooks, Meidinger, Redlin, Sinner, Thompson, Solberg, Kee, Roen, Berube, Van Horn and Mahoney introduced:

Senate Concurrent Resolution "CC". A concurrent resolution directing the legislative research committee to study North Dakota's transportation laws.

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

Senators Baker, Lips, Reichert and Kautzmann introduced:

Senate Concurrent Resolution "DD". A concurrent resolution for amendments to sections 29, 30, 35, and 214 of the

Constitution of the state of North Dakota, relating to the establishment of legislative districts and the apportionment of senators and representatives, and to repeal section 26 of the Constitution of the state of North Dakota, placing a limit on the total membership of the Senate.

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

FIRST READING OF HOUSE BILLS AND A CONCURRENT RESOLUTION

House Bill No. 603. A Bill for an Act making an appropriation to the State Department of Health to develop and maintain a research and study program for industrial wastes.

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

House Bill No. 613. A Bill for an Act to amend and reenact section 15-39-15 of the North Dakota Century Code, relating to the payment of teachers' insurance and retirement assessments.

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

House Bill No. 625. A Bill for an Act to amend and reenact sections 26-22-11, 26-22-18, 26-22-21, 26-22-23, 26-22-24, 26-22-30, 26-22-32, 26-22-44, and 26-22-52 of the North Dakota Century Code, relating to crops insurable for hail insurance, applications for hail insurance, amount of indemnity and when losses allowed, additional insurance, zones and districts in which hail indemnity tax to be levied and the rates thereof, duties of commissioner of insurance, county auditors, and county treasurers; and notice and payment of loss, and declaring an emergency.

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

House Bill No. 658. A Bill for an Act to amend and reenact section 15-03-08 of the North Dakota Century Code to provide that in the making of Board of University and School Lands farm loans, the land commissioner rather than the county treasurer shall obtain and file releases, ascertain amounts of fees, disburse funds and forward all abstracts and other instruments in connection therewith to the state treasurer.

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

House Bill No. 666. A Bill for an Act to amend and reenact section 15-03-07 of the North Dakota Century Code to authorize loans to legal entities and to remove present limits of amount and valuation on farm loans made by the Board of University and School Lands of the State of North Dakota.

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 15-06-27 of the North Dakota Century Code relating to granting discretion as to re-sale of tracts of board of university and school land during public auction and changing penalty for violation of section.

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

House Bill No. 668. A Bill for an Act to amend and reenact section 15-08-13 of the North Dakota Century Code to limit the period of redemption subsequent to cancellation of Board of University and School Lands contracts for sale of land, to one year, to limit the period of redemption subsequent to foreclosure of Board of University and School Land mortgages to one year, eliminating the right of the Board of University and School Lands to cut off such redemption rights by resale of such lands and to make such provisions retroactive, one year after the effective date of this act.

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

House Bill No. 685. A Bill for an Act to amend and reenact Subsection 3 of Section 15-29-08 and Section 15-40-14 of the 1961 Supplement to the North Dakota Century Code and Section 15-40-24 of the North Dakota Century Code, relating to the contracting by school districts for educational services with the Federal Indian schools.

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

House Bill No. 686. A Bill for an Act to amend and reenact Section 15-39-32 of the North Dakota Century Code, relating to teachers' insurance and retirement fund annuity payments.

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

House Bill No. 688. A Bill for an Act to amend and reenact section 15-47-32 of the North Dakota Century Code, relating to joint cooperation between school districts.

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

House Bill No. 689. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code relating to abstract of driving records and the fee therefor and to make an appropriation.

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

House Concurrent Resolution "O". A concurrent resolution urging the Interstate Commerce Commission, the Great Northern Railroad, and the Northern Pacific Railroad to establish and designate Fargo, North Dakota, as an official inspection point for the grading of grain.

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

SECOND READING OF A SENATE BILL

Senate Bill No. 158. A Bill for an Act to repeal Section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the State of North Dakota for a consideration in excess of ten thousand dollars in any calendar year.

Which has been read.

Senator Reichert moved that Senate Bill No. 158 be referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 543. A Bill for an Act to amend and reenact subsection 2 of section 57-39-15 and subsection 1 of section 57-39-20 of the North Dakota Century Code, relating to time limitations in which a court proceeding may be commenced for the collection of unpaid sales taxes, and to the employment of sales and use tax auditors by the tax commissioner.

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	Kautzmann	Robinson
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Hernett Roen

So the bill passed and the title was agreed to.

House Bill No. 544. A Bill for an Act to amend and reenact subsection 5 of section 57-39-12 of the North Dakota Century Code, relating to the revocation of retail sales tax permits.

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	Kautzmann	Robinson
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath

Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Hernett	Roen
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So the bill passed and the title was agreed to.

House Bill No. 547. A Bill for an Act to amend and reenact section 54-27-09 of the North Dakota Century Code, relating to the cancellation of unexpended appropriations.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman

Those voting in the negative were:

Lips	Meidinger
------	-----------

Absent and not voting:

Hernett	Roen
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So the bill passed and the title was agreed to.

House Bill No. 570. A Bill for an Act authorizing an easement over certain property owned by the state of North Dakota and under the control of the board of higher education to the city of Valley City for the construction of power transmission lines, and to repeal chapter 144 of the 1959 Session Laws authorizing the board of higher education to lease property to the Valley City Development Corporation.

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	Kautzmann	Robinson
Baker	Kee	Sanford
Beck	Kisse	Saumur

Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Hernett Roen

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 97. A Bill for an Act to repeal subsection 11 of section 11-28-05 and subsection 3 of section 11-28-16 of the North Dakota Century Code, relating to the exercise of the power of eminent domain by the board of park commissioners and the county board of joint park commissioners.

Which has been read.

Senator Reichert moved that Senate Bill No. 97 be amended as follows:

In line 1 of the title after the word "Act" delete "to amend and reenact subsection 1 of section 40-49-12 of the North Dakota Century Code, and"

In line 7 of the title after the word "the" insert the word "county"

Delete lines 1 through 23

And renumber the section and lines accordingly.

Which motion prevailed.

Senate Bill No. 209. A Bill for an Act to provide for the adoption and implementation of the Vehicle Equipment Safety Compact, declaring legislative intent thereto, providing for the administration and financing thereof, and providing a penalty for conflicts of interest.

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, 11; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Baker	Kisse	Saumur
Beck	Lips	Sinner
Berube	Longmire	Sorlie
Bopp	Luick	Strinden
Erickson	Mahoney	Thompson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner

Kamrath	Robinson	Witteman
Those voting in the negative were:		
Becker	Kautzmann	Ringsak
Brooks	Kjos	Solberg
Chesrown	Meidinger	Torgerson
Dahlund	Mutch	
Absent and not voting:		
Hernett	Roen	

So the bill passed and the title was agreed to.

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

Senator Becker moved that after the reading of Senate Bills No. 81, 162, 173, 17 and 169, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-SIXTH DAY

Bismarck, February 12, 1963

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

Prayer by Chaplain J. H. Nicolai, Trinity Lutheran, Bismarck.

Gracious God, Thou hast established in our midst law-making powers dedicated to the upholding of order and liberty. We beseech Thee Bless and preserve our form of government, our State and Nation. Grant that our legislators may ever be mindful of the welfare of their constituents. May they be guided to serve unselfishly the common good of the people. Endow them with wisdom for their several duties, with a spirit of sacrifice for the common welfare with mercy and justice.

As we recognize this day, the birthday of the great president and emancipator, Abraham Lincoln, we pray that we too would fight for the rights for which he fought with the same courage and conviction and with the same trust and same confidence in Thee O Lord.

And so now direct the Senate into the day's work at hand. May Thy Spirit guide and direct them in their deliberations and decisions. In Jesus Name. Amen.

Roll Call: All Senators present except Senator Hernett.

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 recommends that the same be corrected as follows:

On page 324, in the fourth line from the bottom of the page, correct the spelling of the name "Lynne".

And when so corrected recommend that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 81. A Bill for an Act to create and enact section 49-15-10.1 of the North Dakota Century Code, permitting the public service commission of North Dakota to

grant relief from the long and short haul, equidistant and volumes statutes of North Dakota, upon application of a common carrier by railroad and repealing sections 49-02-03.1 and 42-02-20.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator George moved that Senate Bill No. 173 be amended as follows:

In line 9 of the title delete the word "deed's" and insert in lieu thereof the word "deeds".

In line 30, delete the word "deed" and insert in lieu thereof the word "deeds".

In line 34, delete the word "indexes" and insert in lieu thereof the word "indices".

In line 65, delete the word "deed's" and insert in lieu thereof the words "deeds".

Which motion prevailed.

Senator George moved that the rules be suspended and that Senate Bill No. 173 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

Senate Bill No. 173. A Bill for an Act to amend and re-enact sections 11-18-01, 11-18-07 and 11-18-10 of the North Dakota Century Code, and to create new sections relating to the use of microfilm by the register of deeds for recording and registering real estate transactions and conveyances, and providing for security of same, and permitting destruction of documents in the register of deed's office which have been microfilmed and recorded.

Which has been read.

ROLL CALL

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

amended from the floor, the roll was called and there were ayes, 29; nays, 17; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kisse	Roen
Becker	Lips	Sanford
Chesrown	Longmire	Saumur
Dahlund	Mahoney	Sinner
Erickson	Meidinger	Sorlie
Forkner	Miller	Strinden
Foss	Mutch	Trenbeath
Harris	Nelson	Van Horn
Holand	Redlin	Wartner
Kee	Reichert	

Those voting in the negative were:

Baker	Kautzmann	Thompson
Berube	Kjos	Torgerson
Bopp	Luick	Tuff
Brooks	Morgan	Wadeson
George	Robinson	Witteaman
Kamrath	Solberg	

Absent and not voting:

Baeverstad	Hernett	Ringsak
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So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 12, 1963

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 121
- Senate Bill No. 126
- Senate Bill No. 133
- Senate Bill No. 163
- Senate Bill No. 187
- Senate Bill No. 192
- Senate Bill No. 207
- Senate Bill No. 214
- Senate Bill No. 219
- Senate Bill No. 261
- Senate Bill No. 287

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 12, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 74

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

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 12, 1963

Mr. President: I have the honor to transmit:

House Bill No. 711

House Bill No. 757

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

GERALD L. STAIR, Chief Clerk.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 97

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Senator Holand moved that the Senate recess until 1:00 p.m., February 13, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-SIXTH DAY AFTER RECESS AND
THIRTY-SEVENTH DAY

Bismarck, February 13, 1963

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 reports that it has examined the following bills:

Senate Bill No. 4
Senate Bill No. 5
Senate Bill No. 6
Senate Bill No. 7
Senate Bill No. 19
Senate Bill No. 32
Senate Bill No. 172

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 173

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 27 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$754,860.00" and insert in lieu thereof the figure "\$682,860.00".

In line 11 delete the figure "60,660.00" and insert in lieu thereof the figure "62,660.00".

In line 14 delete the figure "10,000.00" and insert in lieu thereof the figure "11,000.00".

In line 18 delete the figure "40,000.00" and insert in lieu thereof the figure "45,000.00".

After line 26 insert the following line:

"Potato Basic Seed Testing 20,000.00"

Delete all of line 27.

In line 28 delete the figure "\$754,860.00" and insert in lieu thereof the figure "682,860.00".

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 41 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 45 has had the same under consideration and recommends that the same be amended as follows:

In line 37 after the word "district" add the following language: "nor shall the provisions of this section apply to any school district located in a county in which a high school is not operated. The tuition charges for a high school student from a school district in a county not having a high school therein shall be borne by the school district in which the student resides, as provided in section 15-40-17, except that the tuition payable shall be in an amount equal to the actual per pupil cost of the admitting school district or the average per pupil cost of the county in which the admitting school district is located, whichever of the two is higher"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 70 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 109 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact section 26-24-22 of the North Dakota Century Code, relating to reinsurance of the state fire and tornado fund.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 26-24-22 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

26-24-22. **INSURANCE REQUIRED** — The Commissioner of insurance shall procure and he shall keep in force, (((a policy or policies of reinsurance or excess insurance on the North Dakota state mill and elevator, the twine cordage plant, and on any and all other extraordinary risks of like nature owned by the state of North Dakota or any of its political subdivisions, but no loss shall be covered by such reinsurance below one hundred thousand dollars. The cost of such reinsurance or excess insurance on extraordinary industrial risks shall immediately be paid to the state fire and tornado fund by the industry or governing board of such industry upon presentation by the state fire and tornado fund by a bill for such reinsurance or excess insurance. Such insurance or excess insurance))) an excess of loss reinsurance contract naming the state fire and tornado fund as the reinsured. Such reinsurance contract shall meet the following minimum specifications: (a) reimburse the state fire and tornado fund for all losses in excess of no more than two hundred fifty thousand dollars incurred by the state fire and tornado fund under policies issued by the fund and arising out of each occurrence of a peril included in the state fire and tornado fund policies; (b) the limit of liability of such reinsurance contract shall be no less than ten million dollars each loss occurrence and ten million dollars as respects all loss occurrence each twelve month period; (c) a sixty day cancellation notice. The cost of such excess of loss reinsurance shall be paid out of the premium income of the state fire and tornado fund. This excess of loss reinsurance shall be procured by the commissioner and the state fire and tornado fund only through bids as hereinafter provided and shall be written only in a company or companies authorized to do business within the state of North Dakota. The contract shall be negotiated with and countersigned by a licensed North Dakota resident insurance agent.

On or before the second Monday in June each odd numbered year the commissioner of insurance shall publish in the official newspaper of Burleigh County, North Dakota, a notice that on the last Monday in June of such year the insurance commissioner will accept bids at his office in the state capitol in the city of Bismarck, North Dakota. A copy of such notice shall also be posted at the office of the state fire and tornado fund. A copy of such notice shall also be mailed to each insurance company licensed to write fire insurance in the state of North Dakota. On the said last Monday in June of each odd numbered year, the commissioner of insurance with the approval of the governor and the secretary of state shall contract for such (((reinsurance or excess insurance))) excess of loss reinsurance with the company or group of companies submitting the lowest (((responsible and qualified))) and best bid therefor for the two year period commencing on the ensuing first day of August."

And number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 164 has had the same under

consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 191 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 198 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 203 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 205 has had the same under consideration and recommends that the same be amended as follows:

In line 59 after the word "exceed" delete "twenty" and insert in lieu thereof "twenty-five"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 242 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 255 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 273 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 296 has had

the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 298 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted.

Senator Morgan made the substitute motion that Senate Bill No. 298 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 310 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 325 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 338 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 561 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 562 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 21 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 29 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 104 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 141 be adopted, which motion prevailed.

**FIRST READING OF SENATE
CONCURRENT RESOLUTIONS**

Senator Longmire, Brooks and Meidinger introduced:

Senate Concurrent Resolution "EE". A concurrent resolution in regard to arrangements for a "Newsmen's Day" during the 1965 session of the legislative assembly and urging the North Dakota Association of Broadcasters to join in such arrangements.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution "EE" be not printed as a bill but printed in the Journal, and laid over one legislative day, which motion prevailed.

SENATE CONCURRENT RESOLUTION "EE"

Introduced by Senators Longmire, Brooks and Meidinger

A concurrent resolution in regard to arrangements for a "Newsmen's Day" during the 1965 session of the legislative assembly and urging the North Dakota Association of Broadcasters to join in such arrangements.

1 WHEREAS, in order to make proper
2 arrangements for "Newsmen's Day" during the 1965
3 session of the legislative assembly and especially
4 in regard to making firm advance commitments for an
5 outstanding speaker, it is highly desirable that
6 some body be authorized by the legislative assembly
7 to confer with the North Dakota Press Association
8 and Sigma Delta Chi in regard to arrangements; and
9 WHEREAS, the legislative research
10 committee, as the only functioning agency of the
11 legislative assembly during the interim between
12 sessions, could perform this function;

13 NOW, THEREFORE, BE IT RESOLVED BY THE
14 SENATE OF THE STATE OF NORTH DAKOTA, THE
15 HOUSE OF REPRESENTATIVES CONCURRING
16 THEREIN:

17 That the legislative research committee is
18 hereby authorized to confer with representatives
19 of the North Dakota Press Association and Sigma
20 Delta Chi in regard to arrangements for "Newsmen's
21 Day" during the Thirty-ninth Legislative Assembly;
22 and

23 BE IT FURTHER RESOLVED, that the
24 North Dakota Association of Broadcasters are
25 urged to join in such conferences, if acceptable
26 to the association, for the purpose of planning
27 a joint "Newsmen's Day" to recognize and honor
28 all news media in a single joint program.

Senator Mahoney introduced:

Senate Concurrent Resolution "FF". A concurrent resolution directing the legislative research committee to study the outdoor recreation program within the state with a view toward its future development.

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

FIRST READING OF HOUSE BILLS

House Bill No. 711. A Bill for an Act providing a penalty for conveying or causing to be conveyed known false

information concerning an alleged attempt to endanger in any way any private or public building or structure, meeting or gathering, or any public carrier.

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

House Bill No. 757. A Bill for an Act to provide for equal pay for both males and females for equal work.

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

MOTION

Senator Holand moved that the rules of the Thirty-eighth Legislative Assembly for the Senate be amended as follows:

In rule 5, line 6 and 7, delete the words "joint printing committee of the house and senate" and insert in lieu thereof "Printing Committee of the Senate."

In rule 7, section 'b' delete the words "or the chairman of the committee of the whole".

In rule 18, lines 6 and 10, delete the word "commit" and insert in lieu thereof the word "refer".

In rule 19, line 4, delete the words "in filling blanks" and delete all of line 5.

In rule 23, line 3, delete the words "one-sixth" and insert in lieu thereof the word "eight" and delete the word "present".

In rule 25, delete all of line 10 and in line 11 after the word "vote" insert a period and delete the balance of the rule.

In rule 26, line 2, insert the following after the period "(see rule 55.)."

In rule 29, line 8, after the word "the" insert "members-elect of the".

In rule 31, line 20, delete the words "two or more" and insert in lieu thereof the word "three", and in lines 30 and 31 delete the words "Chairman of the Enrolled and Engrossed Bills Committee" and insert in lieu thereof "President of the Senate", and in the last line of the same rule delete the words "newspaper representatives" and insert in lieu thereof "the representatives of news media".

In rule 36, line 5, after the word "committee" insert a period and delete the remainder of the line.

Delete lines 6, 7, 8 and 9 through and including the period of Rule 36.

In rule 46, line 14, following the word "vote" insert the following words "of the members-elect".

In rule 50, change the word "recommitted" to "re-referred", and in the title of the rule delete the word "RECOMMIT" and insert in lieu thereof the word "RE-REFER"

In rule 52, lines 2 and 3, delete the words "in the committee of the whole", and insert in lieu thereof "floor amendments".

In rule 53, line 4, delete the word "committed" and insert in lieu thereof the word "referred", and in the last line after the word "members" insert the word "-elect" and delete the word "present".

In rule 54, line 9, following the word "vote" insert "of members-elect".

In rule 62, line 5, after the word "vote" insert the following words "of the members-elect", and in line 8 after the word "vote" insert the words "of the members-elect".

Delete all of rule 74 and insert in lieu thereof the following:

"Upon receipt of nominations from the executive the Senate shall forthwith resolve itself into executive session for the purpose of considering the nominations. The nominations shall be read in such executive session and be referred to their appropriate committee unless otherwise ordered by the Senate. The final question on every nomination shall be 'Will the Senate advise and consent to the nomination?' It shall be the duty of the President to advise the executive, in writing, of the action taken by the Senate."

Which motion prevailed.

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

Senator Becker moved that after the reading of Senate Bills No. 4, 5, 6, 7, 19, 32, 172 and 277, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-SEVENTH DAY

Bismarck, February 13, 1963

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

Prayer by Chaplain Norman Schulz, Zion Lutheran, Bismarck.

Almighty God, Father, Son, and Holy Ghost, who art the all-knowing and ever-present God, we ask Thy presence at this session, watch over us and guide us so that we do what is right, follow what is true, obey Thy Holy Will, uphold the honor of our State, and secure the protection and rights of our people. Restrain the evil counsel of those who devise mischief and sow discord. Grant that we may dwell together in unity and peace, and that all we do may be done to Thy glory and the welfare of our fellowmen. We ask this in our Savior's name.

Amen

Roll call: All Senators present except Senator Hernet.

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 finds the same correct.

DAN KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 13, 1963

Mr. President: I have the honor to transmit:

House Bill No. 501

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 13, 1963

Mr.-President: I have the honor to return:

Senate Bill No. 74

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Baker moved that Senate Bill No. 158 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Baker moved that Senate Bill No. 158 be placed at the foot of the calendar, which motion prevailed.

Senator Lips moved that Senate Bill No. 283 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Lips requested the unanimous consent of the Senate to withdraw Senate Bill No. 283, which request was granted.

SECOND READING OF SENATE BILLS

Senate Bill No. 17. 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, the administrative expense and the teaching preparation scholarships of the teacher preparation scholarship plan, and the two agricultural schools on the basis of enrollment.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 97. A Bill for an Act to repeal subsection 11 of section 11-28-05 and subsection 3 of section

11-28-16 of the North Dakota Century Code, relating to the exercise of the power of eminent domain by the board of park commissioners and the county board of joint park commissioners.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended from the floor, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Beck	Kee	Reichert
Becker	Kisse	Ringsak
Berube	Kjos	Robinson
Bopp	Luick	Roen
Dahlund	Meidinger	Sanford
Erickson	Miller	Solberg
Foss	Morgan	Torgerson
Harris	Mutch	Tuff
Kamrath	Nelson	Wadeson

Those voting in the negative were:

Baeverstad	Kautzmann	Sorlie
Baker	Lips	Strinden
Brooks	Longmire	Thompson
Chesrown	Mahoney	Trenbeath
Forkner	Redlin	Van Horn
George	Saumur	Wartner
Holand	Sinner	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator Robinson moved that the vote by which Senate Bill No. 97 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 162. A Bill for an Act authorizing the payment as a part of the cost of construction of a project on any federal aid highway certain relocation payments reasonable and necessary when any individual, family, business concern, including the operation of a farm, and non profit organization is being displaced by the construction of such project.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson

Forkner
Foss
George
Harris
Holand
Kamrath

Morgan
Mutch
Nelson
Redlin
Reichert
Ringsak

Trenbeath
Tuff
Van Horn
Wadeson
Wartner
Witteaman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, February 13, 1963

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 81
- Senate Bill No. 173
- Senate Bill No. 209

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

HOWARD F. DOHERTY, Secretary.
Senate Chamber
Bismarck, February 13, 1963

Mr. Speaker: I have the honor to return:

- House Bill No. 543
- House Bill No. 544
- House Bill No. 547
- House Bill No. 570

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 74

Was delivered to the Governor for his approval at the hour of 3:00 p.m., February 13, 1963.

SENATOR HARRIS, Chairman.

Senator Holand moved that the Senate recess until 1:00 p. m., February 14, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

**THIRTY-SEVENTH DAY AFTER RECESS AND
THIRTY-EIGHTH DAY**

Bismarck, February 14, 1963

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 reports that it has examined the following bills:

Senate Bill No. 21

Senate Bill No. 29

Senate Bill No. 104

Senate Bill No. 141

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was re-referred Senate Bill No. 122 has had the same under consideration and recommends that the same be amended as follows:

In the 4th and 5th lines of the title delete the words "or the state-historical society"

In line 6 after the word "department" insert "but shall not include any land leased by such department" and delete the words "or the" and delete all of lines 7 and 8.

In line 9 delete the words "historical society"

In line 14 after the word "equalized" delete the period and insert the words "less the valuation of any improvements to any real property."

In line 16 after the word "commissioner" delete the words "and the" and delete all of line 17

In line 32 after the word "purposes" delete the period and add the following language "except that improvements to any real property shall not be considered in such valuation."

In line 36 after the word "commissioner" delete the words "or the", delete all of line 37, and in line 38 delete the words "or both, as the case may be,"

Delete all of line 46 and in line 47 delete the word "society"

In line 60 after the word "commissioner" delete the words

"and the superintendent of the", and in line 61 delete the words "state historical society"

In line 68 after the word "commissioner" delete the word "and" and delete all of line 69

In line 71 delete the words "their agencies" and insert in lieu thereof the words "the department"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 131 has had the same under consideration and recommends that the same be amended as follows:

In line 5 of the title after the word "Dealers" delete the words "to be numbered"

In line 6 of the title delete the words "Chapter 39-21"

In line 1 after the parenthesis delete the words "Section 39-21-01 of the North Dakota"

Delete line 2

In line 3 delete the number "39-21-01 —"

In line 7 after the parenthesis delete the words "Section 39-21-02 of the North Dakota"

Delete line 8

In line 9 delete the number "39-21-02 —"

Delete line 66 and insert in lieu thereof the following: "It shall be incumbent upon any dealer establishing a new or used car business after the effective date of this Act to have in his established"

In line 99 after the parenthesis delete the words "Section 39-21-03 of the North Dakota"

Delete line 100

In line 101 delete the number "39-21-03 —"

In line 109 after the parenthesis delete the words "Section 39-21-04 of the North Dakota"

Delete line 110

In line 111 delete the number "39-21-04 —"

In line 133 after the parenthesis delete the words "Section 39-21-05 of the North Dakota"

Delete line 134

In line 135 delete the number "39-21-05 —"

In line 158 after the parenthesis delete the words "Section 39-21-06 of the North Dakota"

Delete line 159

In line 160 delete the number "39-21-06 —"

In line 166 after the parenthesis delete the words "Section 39-21-07 of the North Dakota"

Delete line 167

In line 168 delete the number "39-21-07 —"

In line 175 after the parenthesis delete the words "Section 39-21-08 of the North Dakota"

Delete line 176

In line 177 delete the number "39-21-08 —"

In line 183 after the parenthesis delete the words "Section 39-21-09 of the North Dakota"

Delete line 184

In line 185 delete the number "39-21-09 —"

In line 210 after the parenthesis delete the words "Section 39-21-10 of the North Dakota"

Delete line 211

In line 212 delete the number "39-21-10 —"

In line 231 after the parenthesis delete the words "Section 39-21-11 of the North Dakota"

Delete line 232

In line 233 delete the number "39-21-11 —"

In line 240 after the parenthesis delete the words "Section 39-21-12 of the North Dakota"

Delete line 241

In line 242 delete the number "39-21-12 —"

In line 246 after the parenthesis delete the words "Section 39-21-13 of the North Dakota"

Delete line 247

In line 248 delete the number "39-21-13 —"

After line 258 insert the following section:

"SECTION 14. REPEAL.) Sections 39-04-28, 39-04-30, 39-04-31, 39-04-32, 39-04-33, 39-04-34 and 39-04-35 of the North Dakota Century Code are hereby repealed."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 137 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 143 has had the same under consideration and recommends that the same be amended as follows:

In the 11th line of the title after the word "states" and insert the words "and nations"

In line 73 after the word "states", insert the words "and nations"

In line 78 after the word "state" insert the words "or nation"

In line 79 after the word "state" insert the words "or nation"

Delete line 141.

In line 142 delete the words "of twenty-one years" and insert in lieu thereof "Any person qualified under the provisions of this Act"

In line 166 after the word "license" insert the words "or certificate of qualification"

In line 209 after the word "is" delete the word "a"; in line 210 delete the words "citizen of the United States" and insert in lieu thereof the words "qualified under the provisions of this Act"

In line 294 after the "comma" delete "castrate"

In line 295 delete the words "cattle, sheep, swine or de-horn cattle,"

In line 297 after the word "employer" delete the semicolon and add the following ", or those who perform gratuitous services;"

In line 298, delete the word "technics" and insert in lieu thereof the word "techniques"

In line 307 after the word "state" delete the words "of the"

In line 308 delete "United States" and insert in lieu thereof the words "or nation"

In line 318 after the word "America" insert "or the state of North Dakota"

Delete all of lines 428 through 441.

And re-number the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 168 has had the same under consideration and recommends that the same be amended as follows:

After line 908 insert the following section:

SALE OF RAW MILK OR RAW MILK PRODUCTS RESTRICTED.) After the effective date of this chapter, no person may begin selling or offering for sale at wholesale any milk or milk products which are not pasteurized unless specific approval is granted by the dairy commissioner or the local health officer.

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 176 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title after the word "act" insert a period; delete the word "and"

Delete line 5 of the title

In line 8 after the word "to" delete the word "take"

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 199 has

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

In line 1 of the title after the word "Act" delete the words "to amend and reenact section 51-12-01 of the" and insert in lieu thereof the words "pertaining to"

In line 2 of the title delete the words "North Dakota Century Code relating to"

In line 1 delete the words "AMENDMENT.) Section 51-12-01 of the"

Delete lines 2 and 3

In line 20 delete the underscoring

After line 25 add the following section:

"SECTION 2. PENALTY.) Any person, firm, corporation, partnership, or association or any employee or agent thereof who violates any of the provisions of this Act is guilty of a misdemeanor and shall be punished by a fine of not to exceed one hundred dollars or by imprisonment in the county jail for not more than thirty days, or by both such fine and imprisonment."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 202 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "that" delete the word "consulting"

In line 2 of the title after the word "projects" delete the words "exceeding \$100,000"

In line 3 after the word "as" delete the words "a consulting" and insert in lieu thereof the word "an"

In line 4 delete the words "if such architect or engineer is performing consulting" and insert in lieu thereof "for the performance of professional"

In line 5 after the word "subdivisions" delete the words "on projects which have"

Delete all of lines 6 and 7

In line 8 delete the word "furnish" and insert in lieu thereof the words "without furnishing"

In line 10 delete the word "contract"; and insert a period and the words "Such insurance shall be"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 208 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 220 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 222 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 233 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 265 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 271 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 275 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 280 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 281 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 291 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "of" delete the words "six months" and insert in lieu thereof the words "sixty days"

In line 6 delete the words "six months" and insert in lieu thereof the words "sixty days"

And when so amended recommends the same do pass.-

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 292 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 305 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 308 has had the same under consideration and recommends that the same be amended as follows:

In line 13 after the word "entomologist" insert the words "from North Dakota State University"

In line 22 after the "period" delete the words "Members, except the com-"

Delete lines 23 and 24.

In line 66 following the first word "county" insert "or townships"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 326 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 329 has had the same under consideration and recommends that the same be amended as follows:

In line 73 delete the words "of chapter 4-17 or chapter 4-18"

Delete lines 129 through 134 inclusive
 Renumber the sections and lines accordingly.
 And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

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

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Bills No. 27, 45, 109 and 205 be dispensed with, which motion prevailed.

Senator Reichert moved that Senate Bill No. 314 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Reichert requested unanimous consent of the Senate to withdraw Senate Bill No. 314, which request was granted.

Senator Roen moved that Senate Bill No. 164 be re-referred to the Committee on Education, which motion prevailed.

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

Senator Becker moved that after the reading of Senate Bills No. 21, 29, 104, 141, 41, 70, 191, 198, 203, 242, 298, 338, House Bills No. 561 and 562 and Senate Concurrent Resolution "EE", that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary

THIRTY-EIGHTH DAY

Bismarck, February 14, 1963

The Senate convened at 2:00 p.m., the President presiding.
 Prayer by Chaplain Wm. R. Lindsay, First Presbyterian,
 Bismarck.

Almighty God, our Heavenly Father, Who dost require of us, Thy servants, that we do justly, love mercy, and walk humbly with Thee, our God: We confess to Thee the waywardness of our natures, prone to evil and slothful in good. We beseech Thee for Thine healing wholeness this hour. Guide the minds of this legislative body in the search for justice in all with which they deal. Kindle their hearts in their dealings with the instruments of the administration of mercy. Direct their feet into the pathway of humility and Godliness. Make, in their eyes, the exercise of this function of government committed to them, a stewardship for Thee. Empower them as instruments of Thine, that Thou mightest rule this people through them. Amen.

Roll call: All Senators present except Senators Hernet and Ringsak.

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-sixth day after recess and thirty-seventh day and finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 14, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 17

Senate Bill No. 97

Senate Bill No. 162

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

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to Senate Bill No. 27 be adopted.

Senator Redlin made the substitute motion that Senate Bill No. 27 be amended as follows:

In line 3 delete the figure "\$754,860.00" and insert in lieu thereof the figure "\$732,860.00"

In line 11 delete the figure "\$60,660.00" and insert in lieu thereof the figure "\$62,660.00"

In line 14 delete the figure "\$10,000.00" and insert in lieu thereof the figure "\$11,000.00"

In line 18 delete the figure "\$40,000.00" and insert in lieu thereof the figure "\$45,000.00"

After line 26 insert the following line:
"Potato Basic Seed Testing 20,000.00"

In line 27 delete the figure "\$100,000.00" and insert the figure "\$50,000.00" in lieu thereof

In line 28 delete the figure "\$754,860.00" and insert in lieu thereof the figure "\$732,860.00"

Renumber the lines accordingly.

After some discussion Senator Redlin requested leave to withdraw his motion, which request was granted.

Senator Redlin made the substitute motion that consideration of the amendments to Senate Bill No. 27 be laid over one legislative day, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 45 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 109 be adopted, which motion prevailed.

Senator Baker moved that the amendments to Senate Bill No. 205 be adopted, which motion prevailed.

FIRST READING OF SENATE
CONCURRENT RESOLUTIONS

Senator Van Horn (By request) introduced:

Senate Concurrent Resolution "GG". A concurrent resolution directing the legislative research committee to study the requirements, standards, laws and procedures for proper school administrative units.

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

Senators Ringsak, Saumur, Kee, Lips, Wadeson, Kjos, Van Horn, Erickson, Sorlie, Luick, Thompson, Foss, Baker, Bopp and Holand introduced:

Senate Concurrent Resolution "HH". A concurrent resolution directing the legislative research committee to study the practicability and economic justification for the conduct of farming operations as presently conducted at state institutions.

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

FIRST READING OF A HOUSE BILL

House Bill No. 501. A Bill for an Act making an appropriation for the general maintenance, plant improvements, and new buildings of the state institutions of higher learning of the State of North Dakota.

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

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 14, 1963

Mr. President: I have the honor to transmit:

House Bill No. 543

House Bill No. 544

House Bill No. 547

House Bill No. 570

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 14, 1963

Mr. President: I have the honor to transmit:

House Bill No. 535

House Bill No. 659

House Bill No. 699

House Bill No. 714

House Bill No. 720

House Bill No. 734

House Bill No. 755

House Bill No. 759

House Bill No. 768

House Bill No. 868

House Concurrent Resolution "V"

House Concurrent Resolution "N-1"

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

GERALD L. STAIR, Chief Clerk.

SECOND READING OF A SENATE BILL

Senate Bill No. 169. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.10, 38-08-09.11, 38-08-09.12 and 38-08-09.13 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that

the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such persons; and to prescribe procedures for organizing such unit operations.

Which has been read.

The question being on the final passage of Senate Bill No. 169.

MOTION

After some discussion Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed..

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

SECOND READING OF SENATE BILLS

ROLL CALL

The question again being on the final passage of Senate Bill No. 169, the roll was called and there were ayes, 13; nays, 32; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Saumur
Baker	Longmire	Sinner
Chesrown	Miller	Sorlie
Foss	Nelson	Trenbeath
Harris		

Those voting in the negative were:

Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Solberg
Bopp	Lips	Strinden
Brooks	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Morgan	Tuff
Forkner	Mutch	Van Horn
George	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Robinson	

Absent and not voting:

Hernett	Ringsak	Witteman
Luick		

So the bill was declared lost.

Senator Becker moved that the vote by which Senate Bill No. 169 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 4. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the Grafton State School at Grafton, North Dakota.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Robinson	Witteaman
Kamrath		

Absent and not voting:

Hernett	Mahoney	Ringsak
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So the bill passed and the title was agreed to.

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.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Absent and not voting:

Hernett	Ringsak	Sanford
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So the bill passed and the title was agreed to .

Senate Bill No. 6. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Absent and not voting:

Hernett	Ringsak	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 7. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects for the State Industrial School at Mandan, North Dakota, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Absent and not voting:

Hernett	Ringsak	Sanford
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So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 19. A Bill for an Act making an appropriation for the use of Special Education of Exceptional Children.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett	Ringsak	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 32. A Bill for an Act to create and enact sections 61-04-23, 61-04-24, 61-04-25, and 61-04-26 of the North Dakota Century Code, relating to the acquisition of water permits necessary to the use of water under a municipal water right and the acquisition, cancellation, and recording of orders of cancellation of water rights; to amend and reenact sections 61-01-01.1 and 61-04-22 of the North Dakota Century Code, relating to priority of water rights and definitions thereof and the filing of prescriptive water rights, and to repeal sections 47-01-13, 61-04-18, 61-04-19, 61-04-20, and 61-04-21 of the North Dakota Century Code, relating to the ownership of water and the methods of acquiring such ownership.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath

Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett	Ringsak	Sanford
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So the bill passed and the title was agreed to.

Senate Bill No. 172. A Bill for an Act to amend and reenact section 24-02-20 and subsection 4 of section 48-02-04 of the North Dakota Century Code, relating to the amount of bonds required as a prerequisite to submitting a bid on any construction work in connection with any state highway or public building.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman

Those voting in the negative were:

Baker

Absent and not voting:

Hernett	Ringsak	Sanford
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 227 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 258 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 324 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 346 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Senator Holand moved that the Senate recess until 1:00 p. m., February 15, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-EIGHTH DAY AFTER RECESS AND
THIRTY-NINTH DAY

Bismarck, February 15, 1963

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

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 45

Senate Bill No. 109

Senate Bill No. 205

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE GOVERNOR

February 15, 1963

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

On Friday, February 15, I signed Senate Bill 74.

This bill has been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
Governor

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 31 has had the same under consideration and the majority recommends that the same be indefinitely postponed.

For the majority:

C. G. Kee
Bronald Thompson
Emil T. Nelson
Robert Chesrown
Walter Dahlund
Bencer N. Kjos
Leonard A. Bopp
Duane Mutch
H. B. Baeverstad

Senator Kee moves the report be adopted.

Mr. President: The minority of your committee recommends that the same do pass.

For the minority:

A. W. Luick
Richard Forkner
Leland Roen

Senator Luick moves that the report of the minority be substituted for that of the majority.

The question being on the motion of Senator Luick, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 75 has had the same under consideration and recommends that the same be amended as follows:

In line 13 after the word "changed" delete the words "without the written consent of the plaintiff"

In line 14 delete the words "or plaintiffs filed with the court or"; and after the word "unless" delete the word "changed"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 157 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 189 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 200 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 210 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 211 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 213 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 237 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 239 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted.

Senator Longmire made the substitute motion that Senate Bill No. 239 be placed on the calendar, which motion was lost.

The question being on the motion of Senator Kee, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 244 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted.

Senator Longmire made the substitute motion that Senate Bill No. 244 be re-referred to the Committee on Judiciary, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 247 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 251 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 252 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion was lost and Senate Bill No. 252 was returned to the Committee on Transportation.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 257 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 260 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 270 has had the same under consideration and recommends that the same be amended as follows:

In line 17 after the word "(((six)))" delete the words "three months" and insert in lieu thereof the words "one month"

In line 21 after the first word "of" delete the words "six months" and insert in lieu thereof the words "one month"

Delete lines 23, 24, 25, 26, 27, 28 and insert in lieu thereof the following underscored language:

"Provided however if a plea of not guilty is entered the provisions of this section shall be held in abeyance and if the person is found not guilty the provisions of this section shall not apply."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 290 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 299 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 300 has had the same under consideration and recommends that the same be amended as follows:

In line 25 after the word "compensation" insert the words "and expenses"; after the word "judge" delete the period and insert in lieu thereof the following: ", less the amount of his retirement compensation."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 301 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 311 has had the same under consideration and recommends that the same be amended as follows:

In line 5 after the word "of" delete the parentheses around the words "from five to"

In line 14 delete the parentheses around the word "be"; delete the following words: "make up two of the eleven"

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 333 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 334 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Bill No. 334 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 345 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted.

Senator Sinner made the substitute motion that Senate Bill No. 345 be placed on the calendar, which motion was lost.

The question being on the motion of Senator Miller, which motion prevailed.

Senator Wartner moved that the vote by which Senate Bill No. 345 was indefinitely postponed by reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 348

has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 349 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "P" has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution "T" has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution "FF" has had the same under consideration and recommends that the same do pass and be rereferred to the Legislative Research Resolutions Research Committee.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 15, 1963

Mr. President: I have the honor to transmit:

House Bill No. 502
 House Bill No. 503
 House Bill No. 510
 House Bill No. 511
 House Bill No. 516
 House Bill No. 517
 House Bill No. 524
 House Bill No. 542
 House Bill No. 546
 House Bill No. 596
 House Bill No. 629
 House Bill No. 632
 House Bill No. 646
 House Bill No. 684
 House Bill No. 690
 House Bill No. 713
 House Bill No. 723
 House Bill No. 725
 House Bill No. 744
 House Bill No. 780

House Bill No. 793
 House Bill No. 796
 House Bill No. 817
 House Bill No. 824
 House Bill No. 836
 House Bill No. 862
 House Bill No. 882
 House Concurrent Resolution "P"
 House Concurrent Resolution "R"
 House Concurrent Resolution "I-1"

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

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Ringsak moved that Senate Bill No. 120 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Ringsak requested the unanimous consent of the Senate to withdraw Senate Bill No. 120, which request was granted.

Senator Ringsak moved that the Senate reconsider the action by which Senate Bill No. 280 was indefinitely postponed, which motion was declared lost.

Senator Ringsak requested a division, which request was granted.

ROLL CALL

The question being on the motion of Senator Ringsak that the Senate reconsider the action by which Senate Bill No. 280 was indefinitely postponed, the roll was called and there were ayes, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Baker	Kjos	Saumur
Beck	Lips	Sinner
Becker	Longmire	Sorlie
Berube	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Witteaman
Kee		

Those voting in the negative were:

Baeverstad	Kautzmann	Roen
Bopp	Kisse	Sanford
Brooks	Luick	Solberg
Chesrown	Miller	Strinden
Dahlund	Nelson	Wartner
George	Robinson	

Absent and not voting:
 Hernet

So the motion was declared carried.

Senator Ringsak moved that Senate Bill No. 280 be placed at the foot of the calendar, which motion prevailed.

Senator Becker moved that the Senate reconsider the action by which Senate Bill No. 299 was indefinitely postponed, which motion prevailed.

Senator Brooks moved that Senate Bill No. 299 be re-referred to the Committee on Judiciary.

Senator Wartner made the substitute motion that Senate Bill No. 299 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Becker moved that Senate Bill No. 125 be returned to the Senate from the Committee on Natural Resources, which motion prevailed.

Senator Becker requested the unanimous consent of the Senate to withdraw Senate Bill No. 125, which request was granted.

PERSONAL PRIVILEGE

Senator Witteman: "I rise to a point of personal privilege, and I ask that my remarks be printed in the Journal. In examining the Journal I discovered that when the vote was taken on compulsory unitization, Senate Bill No. 169, I am listed as absent and not voting. I did vote "no" on Senate Bill No. 169. My light showed on the board but did not register at the desk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 543
House Bill No. 544
House Bill No. 547
House Bill No. 570

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

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

Senator Holand moved that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-NINTH DAY

Bismarck, February 15, 1963

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

Prayer by Chaplain A. B. Meyer, Bismarck Reformed Church.

Almighty God, Father of our Lord Jesus Christ, maker of all things, judge of all men, we come before Thee confessing our manifold sins which we have committed, by word, thought or deed against Thy Divine Majesty. Heavenly father, Thou knowest the weakness and cowardliness of our hearts. Thou knowest how much we care for the opinions of men. Help us, we beseech Thee, to care more for what will please Thee. Make us strong and courageous, so that we may never be afraid to do what we feel is our duty. Give us faith and courage to speak when and as we should. And when we become wearied with the conflicts of life, with its burdens, its sore defeats, its perplexities, and its disappointments (and sometimes we grow weary of even the pleasures of life, and the successes of life); then we pray may we never betray Thee, O Christ our Lord and Saviour, either by word or act.

O God, may we learn the sweetness of talking with Thee,

the rightness of talking with Thee, and the gladness of talking with Thee.

We humbly thank Thee, Almighty God, for the many blessings which Thou hast given to our great country, and add to this, O Lord, our other mercies.

That we may be enabled to use them better to Thy service. Remember the sick of our number here, and all who wait upon Thee for Thy blessing. Grant us the radiance of Thy transforming power and presence all of this day. Peace I leave with Thee, my peace I give unto Thee, not as the world giveth, give I unto Thee. Let not your heart be troubled, neither let it be afraid. Amen.

Roll call: All Senators present except Senator Hernet.

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-seventh day after recess and thirty-eighth day and recommends that the same be corrected as follows:

Page 364, in line 25, correct the spelling of the word "referred".

Page 367, in line 47, delete the word "study".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

The question was on the motion of Senator Foss that the amendments to Senate Bill No. 27 be adopted.

Senator Foss made the substitute motion that Senate Bill No. 27 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Holand moved that the reading of the amendments to Senate Bills No. 122, 131, 143, 168, 176, 199, 202, 291, 308, and 329 be dispensed with, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 122 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 131 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 143 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 168 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 176 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 199 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 202 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 291 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 308 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 329 be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 15, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 4
Senate Bill No. 5
Senate Bill No. 6
Senate Bill No. 7
Senate Bill No. 19
Senate Bill No. 32
Senate Bill No. 172

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 15, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 543
House Bill No. 544
House Bill No. 547
House Bill No. 570

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that after the reading of Senate Bills No. 233, 265, 271, 275, 326, 280, 45, 109, 205, 227, 258, 324 and 346, that the Senate recess until 12:30 p. m., February 16, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

THIRTY-NINTH DAY AFTER RECESS AND
FORTIETH DAY

Bismarck, February 16, 1963

The Senate convened at 12:30 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. 122
Senate Bill No. 131
Senate Bill No. 143
Senate Bill No. 176
Senate Bill No. 202
Senate Bill No. 291
Senate Bill No. 308

Senate Bill No. 329

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 168
Senate Bill No. 199

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT
RESOLUTIONS

Senator Morgan introduced:

Senate Concurrent Resolution "II". A concurrent resolution urging the Corps of Engineers to survey, investigate, and study all possible sites for the proposed dam or dams on lower Sheyenne River.

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

Senators Morgan and Solberg introduced:

Senate Concurrent Resolution "JJ". A concurrent resolution urging the federal government to place certain federally controlled lands and resources within the state under the jurisdiction of the state.

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

FIRST READING OF HOUSE BILLS AND
HOUSE CONCURRENT RESOLUTIONS

House Bill No. 535. A Bill for an Act to create and enact sections 61-16-19.1, 61-16-26.1, 61-16-28.1, 61-16-46, 61-16-47, 61-16-48, 61-21-43.1, 61-21-65 and 61-21-66, and to amend and reenact section 61-16-01, subsection 11 of section 61-16-11, sections 61-16-12, 61-16-28, 61-16-42, subsection 4 of section 61-21-01, sections 61-21-04, 61-21-19, 61-21-24, subsections 1 and 2 of section 61-21-39, sections 61-21-45, and 61-21-56 of the North Dakota Century Code, relating to the organization, operation, consolidation, expansion and dissolution of drainage and water conservation and flood control districts, and to repeal section 61-16-41 and chapters 61-22 and 61-25 of the North Dakota Century Code, relating to township drainage projects and reclamation districts.

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

House Bill No. 659. A Bill for an Act to amend and reenact section 27-16-03 of the North Dakota Century Code, relating to compensation of juvenile commissioners.

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

House Bill No. 699. A Bill for an Act to amend and reenact section 24-09-05 of the North Dakota Century Code, relating to stop signs at railroad crossings and providing a penalty.

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

House Bill No. 714. A Bill for an Act to amend and reenact sections 2-05-09, 5-01-04, 5-01-05, 5-01-11, 5-01-14, 5-01-22, 5-01-25, 5-01-26, 5-01-27, 5-01-28, 5-04-03, 12-44-25, 12-44-27, 12-44-28, 12-47-21, 16-12-01, 16-20-13, 16-20-14, 20-01-04.1, 48-05-06, and 53-02-12 of the North Dakota Century Code, relating to the possession, sale, consumption and use of alcoholic beverages, providing penalties, and declaring an emergency.

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

House Bill No. 720. A Bill for an Act allowing persons practicing a licensed profession to form a professional corporation under the Business Corporation Act for the purpose of rendering professional service but preserving the relationship between the person rendering and the person receiving professional services and providing for continuing regulation by appropriate boards of such professions.

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

House Bill No. 734. A Bill for an Act to amend and reenact section 16-10-17 of the North Dakota Century Code Supplement, providing for state's attorneys to meet with election inspectors before primary and general elections.

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

House Bill No. 755. A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

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

House Bill No. 759. A Bill for an Act to amend and reenact section 16-17-09 of the North Dakota Century Code, authorizing the county committee to appoint former members of North Dakota's legislative assembly as ex officio members of such county committee.

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

House Bill No. 768. A Bill for an Act relating to the treatment or cure of cancer, and providing a penalty.

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

House Bill No. 868. A Bill for an Act to amend and reenact section 43-05-15 of the North Dakota Century Code, authorizing the board of registry in chiropody to establish the annual license fee for the practice of chiropody.

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

House Concurrent Resolution "V". A concurrent resolution for the repeal of section 39 of the Constitution of the state of North Dakota which prohibits a legislator to hold any state civil office during the term for which he was elected if such office was created or its emoluments increased during the term for which such legislator was elected.

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

House Concurrent Resolution "N-1". A concurrent resolution urging the United States Congress to establish a national cemetery adjacent to and in conjunction with the International Peace Garden.

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

House Bill No. 502. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapter 52-10 of the North Dakota Century Code, pertaining to social security coverage of public employees.

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 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.

House Bill No. 510. 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 providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, 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. 511. A Bill for an Act making an appropriation to continue the operation of North Dakota Civil Defense as provided for by Chapter 37-17 of the North Dakota Century Code.

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 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. 517. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code, and establishing a revolving fund for nurses' scholarships.

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

House Bill No. 524. A Bill for an Act making an appropriation into the "administrative Fund" for the State Water Conservation Commission for general administration expenses, maintaining and construction of dams; planning and surveying projects; expenses of State Compacts; and for organizing water conservation and irrigation districts for construction and development.

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

House Bill No. 542. A Bill for an Act to create and enact sections 57-36-25 and 57-36-26 and to amend and reenact section 57-36-01 of the North Dakota Century Code, relating to the imposition of an excise tax on cigars and other tobacco products, except cigarettes and snuff, sold to retail dealers and providing for the manner of collection, the disposition of the proceeds thereof, and providing penalties.

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

House Bill No. 546. A Bill for an Act to amend and reenact subsection 1 of section 57-34-01 of the North Dakota Century Code to provide for the taxation of private or commercial telephone companies exclusively engaged in serving rural areas or rural areas and cities and villages with a population of less than five hundred persons, at the rate of fifty cents for each telephone instrument used by such company in furnishing telephone service.

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

House Bill No. 596. A Bill for an Act to amend and reenact subsection 1 of section 34-07-16 of the North Dakota Century Code relating to prohibited employments and occupations of minors.

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

House Bill No. 629. A Bill for an Act to amend and reenact sections 39-04-14 and 39-14-15 and to create and enact section 39-04-15.1 of the North Dakota Century Code relating to the registration of motor vehicles and providing for the installment registration of vehicles with a gross weight in excess of forty thousand pounds and providing a penalty.

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

House Bill No. 632. A Bill for an Act to amend and reenact sections 19-06-01, 19-06-02, 19-06-03, 19-06-04, 19-06-05, and 19-06-06 of the North Dakota Century Code, relating to the licensing of imitation ice cream dealers and manufacturers, making an appropriation and declaring an emergency.

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

House Bill No. 646. A Bill for an Act to require the revocation of motor vehicle operators' licenses and motor vehicle registration in certain instances where motor vehicle law violations are committed by operators under the age of eighteen.

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

House Bill No. 684. A Bill for an Act to amend and reenact section 39-12-21 of the North Dakota Century Code relating to the penalty for failing to submit a vehicle and load to a weighing when directed to do so, and to provide an exception.

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

House Bill No. 690. A Bill for an Act to make an appropriation to the state historical society for the construction and equipping of kitchen and dining facilities for the International Music Camp at the International Peace Garden, and declaring an emergency.

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

House Bill No. 713. A Bill for an Act to amend and reenact section 20-03-35 of the North Dakota Century Code, relating to the making of a misrepresentation in applying for a game or fish license or permit.

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

House Bill No. 723. A Bill for an Act to amend and reenact section 40-47-01 of the North Dakota Century Code, relating to the zoning powers of cities and incorporated villages.

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

House Bill No. 725. A Bill for an Act to amend and reenact sections 37-01-09, 37-01-10, 37-01-28, 37-03-05, 37-03-13, 37-04-08, 37-04-09, 37-06-06, and 37-07-02 of the North Dakota Century Code, relating to service medals, compliance with orders by militia, duties of adjutant general, control and insurance of military property, pay and expense of personnel of national guard, disbursement of funds and receipts, reports, and re-enlistments in the national guard.

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

House Bill No. 744. A Bill for an Act to permit the State Historical Society to transfer by deed and title the parcel of land known as Fort Union Historic Site.

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

House Bill No. 780. A Bill for an Act to amend and reenact sections 51-07-01, 51-07-02 and 51-07-03 of the North Dakota Century Code Supplement relating to discontinuance of contracts, determining prices and liability for cancellation.

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

House Bill No. 793. A Bill for an Act to amend and reenact section 57-22-26 of the North Dakota Century Code, relating to withholding entire amount due for delinquent personal property taxes from claims against public funds, rather than deducting only the amount of one dollar, therefrom and applying such provision when the claim is less than fifteen dollars rather than less than ten dollars.

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

House Bill No. 796. A Bill for an Act to amend and reenact sections 43-18-13 and 43-18-17 of the North Dakota Century Code, relating to license fees of plumbers.

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

House Bill No. 817. A Bill for an Act to amend and reenact section 5-05-04 of the North Dakota Century Code, relating to the prohibition of minors in any room wherein a bar is operated for the purpose of selling or distributing alcoholic beverages.

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

House Bill No. 824. A Bill for an Act to amend and reenact section 53-05-08 of the North Dakota Century Code, relating to public places where minors are not allowed.

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

House Bill No. 836. A Bill for an Act to provide for issuance of twenty-first birthday cards.

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

House Bill No. 862. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to 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. 882. A Bill for an Act to repeal section 53-02-10 of the North Dakota Century Code relating to admission of certain minors to public dances.

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

House Concurrent Resolution "P". A concurrent resolution expressing the appreciation of the people of North

Dakota to the Canadian Province of Manitoba for commemorating the centennial of the Dakota Territory.

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

House Concurrent Resolution "R". A concurrent resolution urging completion of studies and subsequent construction of flood protective works in the vicinity of Velva, North Dakota.

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

House Concurrent Resolution "I-1". A concurrent resolution urging all state departments to make maximum possible use of existing automatic data processing facilities available in the office of the motor vehicle registrar.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 277. A Bill for an Act making an appropriation for the division of vocational rehabilitation to meet a deficiency.

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, 4; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Miller	Thompson
Foss	Morgan	Torgerson
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	

Those voting in the negative were:

Bopp	Kisse	Trenbeath
Erickson		

Absent and not voting:

Forkner	Ringsak	Tuff
Hernett	Sinner	Witteman
Meidinger		

So the bill passed and the title was agreed to.

Senate Bill No. 158. A Bill for an Act to repeal Section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the State of North Dakota for a consideration in excess of ten thousand dollars in any calendar year.

Which has been read.

Senator Redlin moved that Senate Bill No. 158 be amended as follows:

In line 1 of the title delete the word "repeal" and insert in lieu thereof the words "amend and reenact"

Delete lines 1 and 2 and insert in lieu thereof the following:

"1 SECTION 1. AMENDMENT.) Section 54-03-21
 2 of the North Dakota Century Code is hereby amended
 3 and reenacted to read as follows:
 4 54-03-21. CONFLICT OF INTEREST - PROHI-
 4a BITION -
 5 MISDEMEANOR.) No member of the legislative as-
 5a ssembly
 6 of the state of North Dakota, his spouse, nor a
 7 partnership, corporation or association, in which such
 8 member or spouse, has an ownership, of five percent or
 9 more of the assets, shall perform any work, labor or
 10 services, or provide any material, supplies or merchan-
 10a dise,
 11 for the state of North Dakota, (((or any of its sub-
 12 divisions))) for a consideration in excess of a total of
 13 ten thousand dollars during any calendar year for such
 14 work, labor, services, material, supplies and merchan-
 14a dise.
 15 Any person violating the provisions of this section
 16 shall be deemed guilty of a misdemeanor, and shall
 17 forfeit any consideration received during, or as a
 18 result of, or in connection with the violation of this
 19 section."

Which motion was declared lost.

Senator Redlin requested a division, which request was granted.

ROLL CALL

The question being on the motion of Senator Redlin to amend Senate Bill No. 158, the roll was called and there were ayes, 13; nays, 34; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Reichert	Thompson
Bopp	Sanford	Tuff
Kamrath	Sinner	Van Horn
Mahoney	Solberg	Witte man
Redlin		

Those voting in the negative were:

Baeverstad	Holand	Mutch
Baker	Kautzmann	Nelson
Beck	Kee	Robinson
Becker	Kisse	Roen
Brooks	Kjos	Saumur
Chesrown	Lips	Sorlie
Dahlund	Longmire	Strinden
Erickson	Luick	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Miller	Wadeson
George	Morgan	Wartner
Harris		

Absent and not voting:

Hernett	Ringsak
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So the motion was declared lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 158, the roll was called and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Mutch
Baker	Kautzmann	Nelson
Beck	Kee	Robinson
Becker	Kisse	Roen
Brooks	Kjos	Saumur
Chesrown	Lips	Sorlie
Dahlund	Longmire	Strinden
Erickson	Luick	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Miller	Wadeson
George	Morgan	Wartner
Harris		

Those voting in the negative were:

Berube	Reichert	Thompson
Bopp	Sanford	Tuff
Kamrath	Sinner	Van Horn
Mahoney	Solberg	Witteman
Redlin		

Absent and not voting:

Hernett	Ringsak
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So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which Senate Bill No. 158 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 21. A Bill for an Act making an appropriation for the Division of Vocational Rehabilitation and for the Governor's Committee on Employment of the Physically Handicapped.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Robinson	

Absent and not voting:

Hernett Ringsak

So the bill passed and the title was agreed to.

Senate Bill No. 29. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Trenbeath
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett Ringsak Wartner

So the bill passed and the title was agreed to.

Senate Bill No. 104. A Bill for an Act to create and enact section 23-09-20.1 and to amend and reenact section 19-08-02, subsection 4 of section 19-08-05, subsection 3 and 4 of section 23-09-01, subsection 8 of section 23-09-09, 23-09-17, subsection 1 of section 23-10-01, and sections 23-10-05, and 23-10-09 of the North Dakota Century Code, relating to the licensing of hotels, boarding houses, trailer courts and beverages by the state laboratories department.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff

Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Robinson	Witteman
Kamrath		

Absent and not voting:
 Hernettt Meidinger Ringsak

So the bill passed and the title was agreed to.

Senate Bill No. 141. A Bill for an Act to amend Section 15-18-07 of the North Dakota Century Code relating to state aid for junior colleges.

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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Robinson	Witteman
Kamrath		

Those voting in the negative were:

Bopp	Nelson	Strinden
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Absent and not voting:
 Hernettt Meidinger Ringsak

So the bill passed and the title was agreed to.

Senate Bill No. 41. A Bill for an Act to create and enact section 15-53-33 and to amend and reenact section 15-53-32 of the North Dakota Century Code, relating to the powers of a school board and changes in the reorganization plan of a reorganized school district.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden

Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Foss	Morgan	Tuff
Forkner	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Robinson	

Absent and not voting:

Hernett Ringsak

So the bill passed and the title was agreed to.

Senate Bill No. 70. A Bill for an Act to amend and re-enact section 15-13-01 of the North Dakota Century Code, relating to the names of the state normal schools.

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:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman

Those voting in the negative were:

Kisse Robinson

Absent and not voting:

Hernett Ringsak

So the bill passed and the title was agreed to.

Senate Bill No. 191. A Bill for an Act to create and enact subsection 13. of Section 15-10-17 of the North Dakota Century Code relating to specific powers and duties of the state board of higher education, to authorize the board to enter into agreements with North Dakota municipalities for water, sewer, fire, and police protection and services necessary to institutions under its management and control.

Which has been read.

Senator Longmire moved that Senate Bill No. 191 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 198. A Bill for an Act to amend and re-enact Section 54-23-01 of the North Dakota Century Code relating to the control and management of state institutions under the control of the board of administration and Sec-

tion 54-21-18 of the North Dakota Century Code relating to the control and management of the state office building, executive mansion and public grounds connected therewith by the state board of administration, and to authorize the board of administration to enter into agreements with North Dakota municipalities for water, sewer, police and fire protection and services necessary to said institution and buildings.

Which has been read.

Senator Baker moved that Senate Bill No. 198 be placed at the foot of the calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Wartner moved that the amendments to Senate Bill No. 75 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 270 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 300 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 311 be adopted, which motion prevailed.

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

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

HOWARD F. DOHERTY, Secretary.

FORTIETH DAY

Bismarck, February 16, 1963

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

Prayer by Chaplain George Dukart St. Anne's Roman Catholic, Bismarck.

We pray thee, O God of might, wisdom, and justice, let the light of thy divine wisdom direct the deliberations of this Senate, and shine forth in all the proceedings and laws framed for our rule and government, so that they may tend to the preservation of peace, the promotion of happiness, the increase of industry, sobriety, and useful knowledge, and may perpetuate to us the blessings of equality and liberty.

Roll Call: All Senators present except Senator Hernet. 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-eighth day after recess and thirty-ninth day and recommends that same be corrected as follows:

On page 380, in line 30, delete the word "further".

On page 380, in line 38, correct the spelling of the word "House".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Morgan moved that Senate Concurrent Resolution "JJ" be not printed as a bill but printed in the Journal, which motion prevailed .

SENATE CONCURRENT RESOLUTION "JJ"

Introduced by Senators Morgan, Solberg

A concurrent resolution urging the federal government to place certain federally controlled lands and resources within the state under the jurisdiction of the state.

1 WHEREAS, the federal government by virtue of its
2 power of condemnation has or shall acquire 1,261,889
3 acres of North Dakota land for reservoir, recreation,
4 and fish and wildlife purposes; and

5 WHEREAS, the federal government has
6 imposed restrictive measures in the form of policies,
7 programs, and land use, beyond those originally con-
8 templated, on the use of such lands; and

9 WHEREAS, the federal government, acting through
10 its many offices and agencies, will continue to expand
11 its control over such lands and resources; and

12 WHEREAS, many of the policies and programs en-
12a forced

13 by the federal government are inspired by segments of
14 the population whose interests are diverse and can be
15 detrimental to the economic and political structure
16 of North Dakota and its people;

17 NOW, THEREFORE, BE IT RESOLVED BY THE
18 SENATE OF THE STATE OF NORTH DAKOTA, THE
19 HOUSE OF REPRESENTATIVES CONCURRING
20 THEREIN:

21 That all federally controlled lands and resources
22 in North Dakota, excluding military reservations and
23 such other lands and resources the state wishes to
24 exclude, shall be placed under the jurisdiction of the
25 state which shall control such lands and resources
26 through a specially designated state department whose
27 policies and duties shall be prescribed by the legisla-
28 tive assembly and which shall collect all revenue
29 obtained from such lands and resources and reimburse
30 the federal government its fair share; and

31 BE IT FURTHER RESOLVED, that the
32 federal government shall obtain state concurrence prior
33 to its acquisition and control of any North Dakota lands
34 or resources; and

35 BE IT FURTHER RESOLVED, that the
36 secretary of state is hereby directed to forward copies
37 of this resolution to the Secretary of the Interior,
38 the members of the North Dakota congressional delega-
39 tion, and the legislative assemblies of each state in
40 the United States.

MOTIONS

Senator Robinson moved that Senate Bill No. 210 be referred to the Committee on Appropriations, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 16, 1963

Mr. President: I have the honor to return:

Senate Bill No. 9
 Senate Bill No. 10
 Senate Bill No. 12
 Senate Bill No. 13
 Senate Bill No. 14
 Senate Bill No. 15
 Senate Bill No. 18
 Senate Bill No. 26
 Senate Bill No. 90
 Senate Bill No. 92
 Senate Bill No. 113

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 16, 1963

Mr. President: I have the honor to transmit:

House Bill No. 504
 House Bill No. 514
 House Bill No. 523
 House Bill No. 530
 House Bill No. 602
 House Bill No. 604
 House Bill No. 624
 House Bill No. 649
 House Bill No. 660
 House Bill No. 671
 House Bill No. 681
 House Bill No. 705
 House Bill No. 707
 House Bill No. 710
 House Bill No. 712
 House Bill No. 727
 House Bill No. 731
 House Bill No. 735
 House Bill No. 741
 House Bill No. 745
 House Bill No. 770
 House Bill No. 797
 House Bill No. 801
 House Bill No. 818
 House Bill No. 819
 House Bill No. 823
 House Bill No. 841
 House Bill No. 843
 House Bill No. 847
 House Bill No. 856
 House Bill No. 857
 House Bill No. 863
 House Bill No. 865
 House Bill No. 870

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

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 16, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "F"
 House Concurrent Resolution "Q"

House Concurrent Resolution "O-1"

House Concurrent Resolution "P-1"

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

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 55 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 101 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 184 has had the same under consideration and recommends that the same be amended as follows:

In line 39 after the period delete the words "Direct or force" and capitalize the word "construction"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 197 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "subsections" delete the Numbers "6, 7, 8, 9,"

In line 2 of the title after the number "10" delete the comma and the words "and 14"

Delete sections 1, 2, 3 and 6

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 206 has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the second word "county" delete the word "in" and insert a comma

Delete all of lines 7 and 8.

In line 9 delete everything preceding the word "or"

In line 10 delete everything after the word "city" and insert in lieu thereof the words "or village,"

In line 11 delete everything preceding the word "may"

In line 19 after the word "county" insert a comma, delete the word "or" and after the word "city" insert the words "or village"

In line 21 after the word "county" insert a comma

In line 22 delete the word "or" and after the word "city" insert the words "or village"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 216 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 224 has had the same under consideration and recommends that the same be amended as follows:

In line 351 after the period delete the following words "GOVERNOR TO APPOINT"

In line 352 after the comma add the following words "the Director of the Mental Health Division"

Delete line 353

In line 354 delete the words "designate an officer who"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 226 has had the same under consideration and recommends that the same be amended as follows:

In line 146 after the word "vehicles" delete the comma and the word "the"

Delete lines 147 and 148

In line 149 delete the words "and laws prohibiting public intoxication"

Delete lines 280, 281, 282, 283, 284 and 285

Delete lines 333, 334 and 335

After line 343 insert the following underscored language: "c. Having an open receptacle containing alcoholic beverages in or on a motor vehicle."

Renumber the sections and lines accordingly

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 249 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 250 has had the same under consideration and recommends that the same be amended as follows:

In line 8 of the title after the word "determine" delete the period and insert in lieu thereof the following: ", and declaring an emergency."

After line 15 insert the following section:

"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.

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 266 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 269 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title after the word "Code" delete the words "relating to compensation"

Delete lines 3, 4 and 5 of the title and insert in lieu thereof "to provide that in the collection of rentals on behalf of the state land commissioner's office, the state land commissioner rather than the county treasurer shall collect rentals due and give receipts therefor"

In line 7 after the first word "the" delete "county treasurer of the county in which the lands"

In line 8 delete "are situated" and insert in lieu thereof the following underlined language "state land commissioner at his office in Bismarck, North Dakota or to his duly appointed agent"

In line 9 after the second word "the" delete the word "county" and insert in lieu thereof the words "state land"

In line 10 delete the word "treasurer" and insert in lieu thereof "commissioner"

In line 17 after the period delete the words "The county treasurer shall"

Delete all of lines 18, 19 and 20

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 289 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 295 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "to" delete "create section 57-15-47 of the North Dakota" and insert in lieu thereof "provide for"

In line 2 of the title delete "Century Code relating to"

In line 1 after the parenthesis delete "Section 57-15-47 of the North Dakota"

Delete all of lines 2 and 3

In line 18 before the word "This" insert "SECTION 2. EMERGENCY.)"

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 299 has had the same under consideration and recommends that the same be amended as follows:

In line 15 after the period add the following language:

"However, if within one year the office holder should become able to perform his duties the county commissioners may, for good cause shown, reinstate such office holder."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 304 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "reenact" delete the word "section" and insert in lieu thereof "sections"; after the numbers "40-18-03" insert the numbers ", 40-18-01, and 40-18-11"

In line 3 of the title after the word "magistrates" insert "and proceedings in police magistrate court"

In line 13 after the word "interest," insert the word "disqualification,"

After line 25 add the following language:

"SECTION 2. AMENDMENT.) Section 40-18-01 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

40-18-01. JURISDICTION OF POLICE MAGISTRATE.) The police magistrate within a city or village shall have exclusive jurisdiction of, and shall hear, try, and determine, all offenses against the ordinances of the city or village, as the case may be. The criminal jurisdiction and related powers vested in the county justices ((of the peace)) are hereby conferred concurrently upon the police magistrates of cities and villages. The offices of county justice and police magistrate may not be held by the same person.

SECTION 3. AMENDMENT.) Section 40-18-11 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

40-18-11. HOW PROCEEDINGS ((IN CRIMINAL CASES)) NOT PROVIDED FOR IN THIS CHAPTER TO BE GOVERNED.) In all cases not specifically provided for in this chapter, the process and proceedings in the court of a police magistrate shall be governed by the provisions of the laws of this state regulating proceedings in justices' courts in either civil or criminal cases."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 309 has had the same under consideration and recommends that the same be amended as follows:

In line 13 delete the word "first" and insert in lieu thereof the word "fifteenth"

In line 24 delete the word "fifteenth" and insert in lieu thereof the word "first"

In line 25 delete the word "March" and insert in lieu thereof the word "April"

In line 28 delete the word "first" and insert in lieu thereof the word "fifteenth"

In line 31 delete the word "first" and insert in lieu thereof the word "fifteenth"

In line 39 delete the word "first" and insert in lieu thereof the word "fifteenth"

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 328 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 336

has had the same under consideration and recommends that the same be placed on the calendar without recommendation and further recommends that the same be referred to the Committee on Appropriations.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 350 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the period insert the following language: “, and declaring an emergency”

After line 51 insert the following section:

“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.

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 353 has had the same under consideration and recommends that the same be placed on the calendar without recommendation and further recommends that the same be referred to the Committee on Appropriations.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution “B” has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Research Resolutions Committee.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Concurrent Resolution “M” has had the same under consideration and recommends that the same do pass and be referred to the Committee on Legislative Research Resolutions.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution “R” has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 203. A Bill for an Act making an appropriation for the development and implementation of a regional interstate compact in the field of higher education.

Which has been read.

Senator Roen moved that Senate Bill No. 203 be referred to the Committee on Appropriations, which motion prevailed.

Senate Bill No. 242. A Bill for an Act to amend and reenact section 11-28-12 of the North Dakota Century Code, relating to the formation of joint county park districts.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Chesrown Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 298. A Bill for an Act to prohibit the fraudulent use of credit cards, and providing a penalty.

Which has been read.

Senator Brooks moved that Senate Bill No. 298 be amended as follows:

In line 26, after the word "thereof" insert the words "has been changed".

Which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 298 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor.

Senator Wartner made the substitute motion that Senate Bill No. 298 be indefinitely postponed, which motion prevailed.

Senate Bill No. 338. A Bill for an Act to amend and reenact subsection 2 of section 40-22-01 of the North Dakota Century Code, relating to special assessments by a municipi-

pality in connection with the operation and maintenance of street lights.

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:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Erickson	Mahoney	Torgerson
Foss	Meidinger	Trenbeath
George	Miller	Tuff
Harris	Morgan	Van Horn
Holand	Redlin	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman

Those voting in the negative were:

Beck	Mutch	Strinden
Dahlund	Nelson	Thompson
Forkner	Reichert	

Absent and not voting:

Chesrown	Hernett
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So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which Senate Bill No. 338 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion was declared lost.

SECOND READING OF HOUSE BILLS

House Bill No. 561. A Bill for an Act to amend and reenact subsection 4 of section 43-15-15 of the North Dakota Century Code, relating to the qualifications of a registered pharmacist and the practical experience required prior to registration.

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	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff

George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann		

Absent and not voting:

Chesrown	Hernett	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 562. A Bill for an Act to amend and reenact section 43-15-25 of the North Dakota Century Code, relating to the registration of pharmacists and increasing the annual fee charged for the renewal of such registration.

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	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann		

Absent and not voting:

Chesrown	Hernett	Solberg
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So the bill passed and the title was agreed to.

Senator Holand moved that after the reading of Senate Bills Nos. 122, 131, 143, 168, 176, 199, 202, 291, 308, 329, 31, 189, 200, 237, 247, 251, 257, 260, 290, 301, 333, 334, 348, 349, and Senate Concurrent Resolutions "P" and "T", that the Senate recess until 1:00 p. m., February 18, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTIETH DAY AFTER RECESS AND
FORTY-SECOND DAY

Bismarck, February 18, 1963

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 reports that it has examined the following bills:

Senate Bill No. 270

Senate Bill No. 300

Senate Bill No. 311

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

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

Senate Bill No. 75

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 1 has had the same under consideration and recommends that the same be amended as follows:

After line 34 insert the following lines:

“To include Lieutenant Governor’s membership
in Council of Lieutenant Governors 200.00”

In line 35 delete the figure “\$7,200.00” and insert in lieu thereof the figure “\$7,400.00”.

After Line 94 insert the following line:

“Code Supplements 7,500.00”

In line 100 delete the figure “\$63,200.00” and insert in lieu thereof the figure “\$70,700.00”.

In line 117 delete the figure “94,800.00” and insert in lieu thereof the figure “85,000.00”.

In line 126 delete the figure “\$146,860.00” and insert in lieu thereof the figure “\$137,060.00”.

In line 160 delete the figure "150,000.00" and insert in lieu thereof the figure "120,000.00".

In line 171 delete the figure "\$265,200.00" and insert in lieu thereof the figure "\$235,200.00".

In line 187 delete the figure "162,900.00" and insert in lieu thereof the figure "135,000.00".

Delete all of line 198.

In line 199 delete the figure \$321,300.00" and insert in lieu thereof the figure "\$263,400.00".

Delete all of line 218.

In line 219 delete the figure "\$409,090.00" and insert in lieu thereof the figure "\$404,590.00".

After line 289 insert the following line:

"3 Field Auditors 43,200.00"

In line 291 delete the figure "37,600.00" and insert in lieu thereof the figure "39,508.00".

In line 293 delete the figure "200,110.00" and insert in lieu thereof the figure "201,385.00".

In line 295 delete the figure "91,750.00" and insert in lieu thereof the figure "109,750.00".

In line 298 delete the figure "\$1,018,326.00" and insert in lieu thereof the figure "\$1,082,709.00".

After line 318 insert the following line:

"Capitol Roof Repair 10,000.00"

After line 321 insert the following line:

"Elevator for Old Peoples Home at Bathgate 35,000.00"

In line 322 delete the figure "\$1,049,622.38" and insert in lieu thereof the figure "\$1,094,622.38".

After line 353 insert the following line:

"Special Assessments-City of Bismarck 10,867.11"

In line 355 delete the figure \$110,686.00" and insert in lieu thereof the figure "\$121,553.11".

In line 370 delete the figure "115,000.00" and insert in lieu thereof the figure "100,000.00".

In line 375 delete the figure "\$489,150.00" and insert in lieu thereof the figure "\$474,150.00".

In line 451 delete the figure "\$28,800.00" and insert in lieu thereof the figure "\$43,200.00".

In line 452 delete the figure "\$28,800.00" and insert in lieu thereof the figure "\$43,200.00".

In line 466 delete the figure "\$362,000.00" and insert in lieu thereof the figure "\$543,000.00".

In line 467 delete the figure "\$362,000.00" and insert in lieu thereof the figure "\$543,000.00".

In line 485 delete the figure "7,500.00" and insert in lieu thereof the figure "6,000.00".

After line 488 insert the following lines:

"Special Assessments-Street Lighting-
City of Bismarck 1,488.62"

Delete all of line 489

In line 490 delete the figure "\$108,250.00" and insert in lieu thereof the figure "\$106,738.62".

In line 494 delete the figure "25,000.00" and insert in lieu thereof the figure "15,000.00".

In line 504 delete the figure "2,600.00" and insert in lieu thereof the figure "5,000.00".

In line 507 delete the figure "3,500.00" and insert in lieu thereof the figure "2,500.00".

In line 509 delete the figure "5,000.00" and insert in lieu thereof the figure "10,000.00".

In line 511 delete the figure "20,000.00" and insert in lieu thereof the figure "15,000.00."

Delete all of line 514.

In line 515 delete the figure "8,500.00" and insert in lieu thereof the figure "17,000.00".

After line 518 insert the following lines:

"Salary for Industrial School boys during
the summer on State Parks projects 5,000.00"

In line 519 delete the figure "\$276,000.00" and insert in lieu thereof the figure "\$275,900.00".

In line 520 delete the figure "\$384,250.00" and insert in lieu thereof the figure "\$382,638.62".

In line 550 delete the figure "\$1,500.00" and insert in lieu thereof the figure "\$2,700.00".

In line 551 delete the figure "\$1,500.00" and insert in lieu thereof the figure "\$2,700.00".

In line 600 delete the figure "100,000.00" and insert in lieu thereof the figure "25,000.00".

In line 601 delete the figure "\$236,300.00" and insert in lieu thereof the figure "161,300.00".

Delete all of lines 623, 624, 625, and 626, and in lieu thereof insert the following line:

"Miscellaneous, Travel, Cars and Apparatus 55,500.00"

In line 667 following the word "paid." insert the following words:

"The moneys appropriated in subdivision 48 are hereby appropriated out of the state highway fund."

In line 691 delete the figure "\$12,140,106.38" and insert in lieu thereof the figure "\$12,270,845.11".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 38 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted.

Senator Redlin made the substitute motion that Senate Bill No. 38 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 106 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 1 through 43 and insert in lieu thereof the following:

"SECTION 1.) The board of county commissioners of any county having a population in excess of twenty-five thousand, according to the latest federal decennial census, shall, when petitioned by at least five percent of the electors of the county, including electors residing in at least one-half of the voting precincts of the county as determined by the number of votes cast in the county for the office of governor at the last preceding general election, submit to the electors of the county at any general election or special election called for such purpose, the proposition of authorizing the board of county commissioners to purchase or lease in the name of the county not to exceed two hundred and forty acres of real estate and to construct thereon such buildings and other improvements as may be deemed desirable for the conduct of a county fair and authorizing the board of county commissioners, in the event that the county general fund is deemed insufficient to provide funds therefor, to levy a tax of not to exceed two mills in any one year for a period of not to exceed ten years upon the net taxable valuation of property in the county. If a majority of the votes cast at such election are in favor of the proposition, including the proposed levy, the tax shall be levied and collected as are other property taxes, with the proceeds thereof to be placed into a fund to be known as the "county fair fund". Such tax shall be in addition to any mill levy limitations provided by law, including the levies authorized by sections 4-02-27 and 4-02-27.1.

SECTION 2.) Any property used for county fair purposes may be sold by the board of county commissioners upon such terms and conditions as the board shall determine, and the proceeds of such sale shall be placed in the county fair fund and used exclusively for county fair purposes, provided that if the county fails to hold a fair within the county for two successive years, any property on hand may be sold and the proceeds of such sale, together with any other unexpended balance in the county fair fund may, at the discretion of the board of county commissioners, be transferred to the county general fund. The levy of the tax authorized by section 1 of this Act, expenditures of the proceeds thereof, and the conduct of the fair shall be governed by the provisions of sections 4-02-26 through 4-02-34 to the extent such sections are consistent with the provisions of this Act."

In line 44 delete the numeral "2" and insert in lieu thereof the numeral "3"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 115 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 119 has had the

same under consideration and recommends that the same be indefinitely postponed.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 149 has had the same under consideration and recommends that the same be amended as follows:

In line 32 delete the words "There shall be a", delete all of line 33 and line 34, delete the following words in line 35, "tion during the pleasure of the commission" and in lieu thereof insert the following words "The Director of the Peace Officers' School shall be the Director of the Bureau of Criminal Identification".

In line 120 delete the word "nineteen" and insert in lieu thereof the word "ten".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 188 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 193 has had the same under consideration and recommends that the same be amended as follows:

In line 62 after the word "given" insert the underlined words, "at least once in each month".

And renumber the lines accordingly.

And when so amended recommends that same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 234 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 256 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 312 has

had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 322 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 343 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to implement the provisions of the initiated constitutional amendment approved at the general election of November 6, 1962, authorizing the state of North Dakota to issue its bonds and to use the proceeds thereof to make loans privately or cooperatively owned enterprises for facilities to convert North Dakota natural resources into low cost power and to generate and transmit such low cost power; providing for the filing, processing, and evaluation of loan applications by the economic development commission, the setting of investigation and inspection fees and the appropriation and expenditure thereof, and the approval of loan applications by the economic development commission; for the appropriation of funds to the state industrial commission for disbursement in the making of such loans, the issuance of bonds by the industrial commission as agent of the state, and the security and tax levy and use of other funds for the payment of state bonds; for the investment of sinking fund moneys and bond proceeds; and for the limitations of actions questioning the validity of bonds.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. DECLARATION AND FINDING
- 2 OF PUBLIC PURPOSE.) The legislative
- 3 assembly of the state of North Dakota hereby
- 4 declares and finds that it is and has been its
- 5 purpose in preparing and adopting the provisions
- 6 of this Act to promote the economic growth of
- 7 the state, the development of its natural
- 8 resources, and the prosperity and welfare of
- 9 its people, by providing a source of low cost
- 10 power in the state which will aid the establish-
- 11 ment of additional industrial plants and
- 12 activities within North Dakota, increasing
- 13 production of wealth and the amount of employment,
- 14 particularly during those seasons when employment
- 15 in farming and ranching is slack and preventing a
- 16 loss of population and promoting an increase in
- 17 growth of population.
- 18 SECTION 2. APPLICATION FOR LOAN --

19 FORM — CONTENTS — PREFERENCE OF APPLI-
19a CATIONS.)

20 Any privately or cooperatively owned enterprise
21 for the purpose of securing a loan from this state
22 for purposes of planning, constructing, acquiring,
23 equipping, improving, or extending facilities for
24 the conversion of North Dakota's natural resources
25 into low cost power and the generation and trans-
26 mission of such power, and the acquisition of
27 real and personal property and water and mineral
28 rights needed for such facilities, or any of such
29 purposes, may file an application with the North
30 Dakota economic development commission. Such
31 application shall be in such form as may be
32 required by the economic development commission
33 and shall be accompanied by a complete and fully
34 detailed outline and description of the applicant's
35 plan of operation. In the consideration of
36 applications the economic development commission
37 shall consider the following factors:

38 1. Preference shall be given to applicants
39 with the following qualifications:

40 a. Applicants who are experienced in
41 the generation or transmission of power,
42 and who at the time of application have
43 access to alternate markets for the sale
44 of such power.

45 b. Applicants who are residents of North
46 Dakota, or private or cooperative
47 enterprises incorporated under the laws
48 of North Dakota and having their head-
49 quarters in the state, whether or not a
50 nonresident person or corporation owns
51 part or all of the stock of the applicant
52 or is engaged in a partnership or joint
53 enterprise with the applicant.

54 2. The provisions of subsection 1 shall not
55 prohibit the commission from approving loans to
56 applicants not possessing the qualifications therein
57 described, if in the judgment of the commission such
58 approval would better carry out the objectives of
59 this chapter as stated in section 1.

60 3. Each application shall include information
61 for the purpose of showing to the commission and
62 shall be approved only if the commission shall
63 determine:

64 a. That the facilities proposed to be
65 financed by the loan will result in
66 significant additional industrial or
67 other economic activity in North Dakota
68 which would not occur in the absence of
69 a state loan.

70 b. That the cost of power furnished by the
71 facilities financed by the loan will be
72 significantly lower than it would be
73 without a loan made under this chapter.

74 c. That the facilities financed will furnish
75 power at the lowest possible cost to
76 stimulate industrial development, benefit
77 the general public, and expand the use of
78 North Dakota fuel resources.

79 4. In considering applications the economic

80 development commission shall have authority to
81 establish additional reasonable criteria with
82 respect to the financial qualification of individuals
83 and organizations requesting loans.

84 SECTION 3. PROCESSING OF APPLICATION —
85 FEE — PURPOSE.) The economic development
86 commission shall process each application and if it
87 determines the applicant is eligible for the loan
88 and has complied with all requirements, it shall
89 request an application fee of not more than fifty
90 thousand dollars. Such fee shall be deposited
91 in a special and separate fund in the state treasury
92 and shall be expended by the economic development
93 commission for purposes of investigating the applicant
94 and evaluating the technical and economic feasibility
95 of the plans and specifications as submitted by the
96 applicant. The economic development commission
96a may
97 consult or contract with any person or private,
98 state, or federal department, agency, or entity,
99 for purposes of such investigation or evaluation.
100 all departments, agencies, institutions, and
101 officials of this state and its political sub-
102 divisions shall provide to the economic develop-
103 ment commission such aid, information, and
104 assistance as it may request in regard to any
105 matter relative to the applicant or such applicant's
106 plans and specifications. The economic development
107 commission shall be authorized to conduct any private
108 or public hearing it may deem necessary in the course
109 of such investigation or evaluation. Any unexpended
110 portion of the funds received as an application fee
111 shall be refunded to the applicant after the payment
112 of all costs of investigation and evaluation of the
113 application. There is hereby appropriated from
114 each application fee such funds as may be necessary
115 to pay all costs of investigation and evaluation
116 and pay refunds as provided in this section.

117 SECTION 4. APPROVAL OR REJECTION
118 OF APPLICATION.) Upon completion of all
119 investigations and evaluations of any matter
120 relative to the applicant or the submitted applica-
121 tion and plan, the economic development commission
122 shall either reject the application as submitted,
123 approve the application as submitted, or offer to
124 approve the application if modified in accordance
125 with any recommendation made by the economic
126 development commission as a result of any such
127 investigation or evaluation. If the applicant
128 fails or refuses to agree to such modifications
129 the application shall be rejected.

130 SECTION 5. APPROVED APPLICATION
131 FILED WITH INDUSTRIAL COMMISSION
132 AND LEGISLATIVE RESEARCH COMMITTEE.)
133 Upon approval of the application, as submitted
134 or modified, the economic development commission
135 shall file such application, along with its
136 report and recommendations, received by it as a
137 result of any investigation and evaluation, with
138 the state industrial commission and with the
139 the legislative research committee. The legislative
140 research committee shall prepare and submit any

141 necessary legislation for the appropriation of
142 additional funds or the authorization of the
143 issuance of bonds at the following session of
144 the legislative assembly, or at a special session
145 if called in accordance with the Constitution.

146 SECTION 6. DISBURSEMENTS OF

147 LOAN — INSPECTION FEE.) If the
148 industrial commission finds that the approved
149 loan application has been filed and processed as
150 required by this Act and the proposed loan agree-
151 ment is in proper legal form and the amount to be
152 disbursed thereunder, with other previous dis-
153 bursements, does not exceed the funds appropriated
154 for that purpose, it shall authorize the execution
155 of the loan agreement with the applicant by the
156 director of economic development, on behalf of
157 the state. Prior to the disbursement of any
158 funds pursuant to such loan agreement, the appli-
159 cant shall deliver to the director of economic
160 development a supervision fee in such amount as
161 may be specified in the loan agreement, which
162 fee shall be deposited in a special fund in the
163 state treasury. Such fee shall be expended by
164 the economic development commission for the
165 purpose of periodic inspection of the construction
166 of such power generation or transmission facilities,
167 and disbursements to the borrower under such loan
168 agreement shall be made only upon certification
169 by the director of economic development or a
170 person appointed by him that such construction
171 is being carried on in accordance with the loan
172 agreement and that such loan funds are due the
173 borrower under such agreement. Upon the com-
174 pletion of the construction of such facilities,
175 any unexpended balance of such inspection fee
176 shall be refunded to the borrower. There is
177 hereby appropriated from each such inspection
178 fee such funds as may be necessary to provide
179 for such inspections and refunds as provided
180 in this section.

181 SECTION 7. APPROPRIATION OF FUNDS.)

182 The sum of fifty thousand dollars is hereby
183 appropriated as a continuing appropriation to
184 the state industrial commission, out of the
185 proceeds of bonds of the state which may be
186 issued by the industrial commission under the
187 provisions of this Act, for the purpose of making
188 loans of the nature herein described. No loan
189 shall be disbursed at any time in an amount which,
190 with all previous disbursements of loans under
191 this Act, exceeds the sum herein appropriated
192 plus any additional sums hereafter appropriated
193 by the legislature for that purpose, whether
194 out of the proceeds of bonds or otherwise.

195 SECTION 8. GENERAL OBLIGATION

196 STATE OF NORTH DAKOTA BONDS, NATURAL
197 RESOURCES POWER DEVELOPMENT SERIES —
198 BOND PURPOSES.) An issue of general
199 obligation bonds of the state, to be designated
200 as State of North Dakota Bonds, Natural Resources
201 Power Development Series, in an aggregate amount
202 not to exceed at any time the amount appropriated

203 in section 7 plus any additional sums hereafter
204 appropriated by the legislature for the making of
205 loans under this Act, is hereby authorized for the
206 sole purpose of providing funds to be loaned in
207 accordance with loan agreements made and executed
208 as herein provided, and under the conditions, in
209 the manner and for the purpose stated in the
210 initiated constitutional amendment approved by the
211 people at the general election held November 6, 1962,
212 authorizing the state of North Dakota to issue its
213 general obligation bonds and to use the proceeds
214 thereof to make loans to privately or cooperatively
215 owned enterprises to plan, construct, acquire, equip,
216 improve, and extend facilities for converting
217 natural resources into power and generating and
218 transmitting such power, and to acquire real and
219 personal property and water and mineral rights
220 needed for such facilities.

221 SECTION 9. PREPARATION OF BONDS.) The
222 preparation, handling, issuance, sale, and
223 delivery of bonds under this Act shall be supervised
224 and controlled by the state industrial commission,
225 which shall issue and sell them in such manner, in
226 such number of series, at such times, in such form
227 and denominations, bearing interest at such rate or
228 rates, maturing on such dates, either without option
229 of prior redemption or subject to prepayment upon
230 such notice and at such times and prices, payable
231 at such bank or banks, within or without the
232 state, with such provisions for registration,
233 conversion and exchange and for the issuance of
234 notes in anticipation of the sale and delivery
235 of definitive bonds, and in accordance with
236 such further regulations as the commission
237 shall determine subject to the limitations
238 contained in this Act. The bonds of each series
239 shall mature in order of serial numbers, and the
240 first installment of principal thereof shall fall
241 due not more than three years and the last install-
242 ment not more than forty years from the date of the
243 bonds, and no installment of principal of the series
244 maturing in any year shall be less than one-third
245 of the amount of the largest installment maturing
246 in any subsequent year after two years from the
247 issue date, except that the amount of such install-
248 ments of principal may be fixed in such manner
249 that the increase thereof from year to year ap-
250 proximately equals the decrease from year to year
251 in the interest on the bonds remaining unpaid.
252 The bonds shall be executed by the governor and
253 by the state treasurer under the great seal of
254 the state of North Dakota and shall be attested
255 by the secretary of state, and any coupons attached
256 thereto shall be executed by the signatures of the
257 same officers. The signatures of all officers on
258 the coupons and the seal and the signatures of all
259 but one officer on the face of each bond may be
260 printed, lithographed, stamped, or engraved thereon.
261 The state auditor and secretary of state shall also
262 endorse and sign on each bond a certificate showing
263 that the bond is issued pursuant to law and is

264 within the debt limit. Interest on each bond
 265 shall cease at maturity, or on a prior date upon
 266 which the bond shall have been called for pre-
 267 payment and redemption in accordance with its
 268 terms, unless the holder shall then present the
 269 same for payment and payment is refused. The
 270 industrial commission shall have power also to
 271 issue bonds of the state to refund bonds issued
 272 hereunder at any time on such terms and under
 273 such conditions as to it may seem proper, and
 274 as are consistent with the provisions of the
 275 bonds refunded or are consented to by the holders
 276 of such bonds.

277 SECTION 10. SALE AND DELIVERY
 278 OF BONDS - DEPOSIT OF PROCEEDS.)

279 The industrial commission shall act as agent
 280 of the state for the negotiation, sale, and
 281 delivery of all bonds issued under this Act.
 282 Such bonds shall be sold from time to time for
 283 cash at not less than par and accrued interest
 284 to the best advantage of the state. In offering
 285 such bonds for sale the industrial commission
 286 shall reserve the right to reject any or all
 287 bids therefor. All of the proceeds of the bonds
 288 shall be received by the industrial commission
 289 and by it placed in a separate fund in the state
 290 treasury to be used only for the purpose for
 291 which such bonds are issued.

292 SECTION 11. BONDS TAX EXEMPT.)

293 All bonds issued under the provisions of this Act
 294 and interest thereon shall be exempt from taxation.

295 SECTION 12. BONDS A GENERAL

296 OBLIGATION OF THE STATE OF NORTH

297 DAKOTA.) Upon receipt of payment therefor,
 298 the industrial commission shall deliver to each
 299 purchaser of bonds issued under this Act the bonds
 300 purchased by him, and upon delivery of such bonds
 301 the full faith and credit and unlimited taxing
 302 resources of the state of North Dakota shall stand
 303 pledged for the punctual full payment of each and
 304 all of such bonds and the interest thereon to the
 305 lawful holder and owner thereof as bonds and coupons
 306 become due and are presented for payment.

307 SECTION 13. TAX LEVY.) In each

308 year commencing with the year this Act takes
 309 effect and ending after all bonds issued under this
 310 Act have been paid or funds are on hand sufficient
 311 for their payment, the industrial commission shall
 312 prepare a statement of the condition of the sinking
 313 fund for bonds issued hereunder and shall determine
 314 the annual tax necessary to pay the interest and
 315 principal of such bonds as such principal and
 316 interest become due in the following year and to
 317 and including July first in the year thereafter.
 318 The annual tax so determined shall be certified
 319 by the industrial commission to the state board of
 320 equalization in ample time to permit the levy there-
 321 of for each year, and the board of equalization
 322 shall make an annual levy of property taxes against
 323 all of the taxable property in the state of North
 324 Dakota in an aggregate amount not less than that

325 certified to it by the industrial commission year
326 by year. The unexpended balance on hand in the
327 sinking fund for the bonds at the time of certifying
328 such tax each year, whether such balance is derived
329 from taxes levied hereunder or from loan repayments
330 or other revenues deposited in the sinking fund,
331 shall be taken into account by the industrial
332 commission, and the tax certified under this
333 section in such year may be reduced accordingly.
334 There are hereby appropriated all funds required
335 for the payment of interest and principal of all
336 bonds issued and sold under this Act as such
337 principal and interest become due, and this
338 appropriation and the said taxes and other pro-
339 visions for payment of said bonds and interest
340 shall not be repealed or discontinued until the
341 said bonds and interest shall have been paid.

342 SECTION 14. SINKING FUND.) The
343 sinking fund for the payment of bonds issued
344 under this Act, together with interest thereon,
345 shall be established and maintained in the office
346 of the state treasurer who shall be its official
347 custodian and shall at all times maintain adequate
348 books and records thereof. The state treasurer
349 shall make reports of the condition of the sinking
350 fund to the industrial commission on its request.
351 All taxes levied and all sums appropriated and
352 transferred for payment of such bonds and interest
353 shall be deposited in the sinking fund and shall be
354 disbursed by the state treasurer in payment of the
355 bonds and interest thereon directly or through a
356 paying agent to be designated by the industrial
357 commission. All payments of principal and interest
358 on loans made from the proceeds of such bonds and
359 all other revenues received under the terms of the
360 loan agreements pertaining thereto are hereby
361 appropriated to and shall be deposited in the
362 sinking fund as received, with the exception of
363 such loan payments and other revenues as may under
364 authority of any future act of the legislature
365 be pledged by the state industrial commission
366 to a special fund for the payment and security
367 of revenue bonds, made payable solely from such
368 loan payments and revenues. Loan payments and
369 other revenues pledged pursuant to any such
370 future authorization shall be deposited as
371 received in a special fund or funds for the
372 payment and security of revenue bonds according
373 to the terms of any such bonds, whether or not
374 such payments or revenues are received under a
375 loan agreement respecting facilities financed
376 from the proceeds of general obligation bonds.
377 On request of the industrial commission, the
378 state treasurer shall make good or forestall any
379 existing or threatened deficit in such sinking
380 funds out of any available moneys of the state
381 in his custody, provided that all moneys so used
382 shall be restored.

383 SECTION 15. TRANSFER OF BALANCE.)
384 Upon the retirement of all general obligation
385 bonds issued hereunder and the interest thereon

386 any unexpended balance in the sinking fund created
387 by this Act shall be transferred by the state
388 treasurer to the general fund.

389 SECTION 16. CERTIFICATES OF
390 INDEBTEDNESS AGAINST UNCOLLECTED
391 TAXES.) If at any time the balance in
392 the sinking fund for an issue of bonds under this
393 Act is not sufficient to pay maturing bonds and
394 interest punctually when due, or when the sinking
395 fund is threatened with a deficit, the state
396 treasurer may borrow sufficient funds upon certi-

396a ficates
397 of indebtedness of the state of North Dakota
398 to cover payment of principal or interest or
399 both so as to cure or forestall default. Such
400 certificates may be issued in anticipation of
401 collection of taxes, shall be signed by the governor
402 and state treasurer, shall mature not more than three
403 years from date of issue and shall bear interest at
404 a rate to be determined by the industrial commission.
405 They shall be retired from tax collections and shall
406 be eligible for purchase by the state of North Dakota
407 and its several agencies and departments and the
408 trust funds thereof, except school trust funds.

409 SECTION 17. INVESTMENT OF FUNDS.)
410 The proceeds of bonds and moneys in the sinking
411 fund for bonds issued under this Act shall be
412 deposited in the Bank of North Dakota at interest
413 or invested in general obligations of the United
414 State government, as may be directed by the
415 industrial commission.

416 SECTION 18. PROTECTION OF
417 PURCHASER.) The purchaser of bonds issued
418 under this Act shall not be obliged to see to
419 the application of the purchase price thereof but
420 shall be protected fully in paying for such bonds
421 by the receipt of the industrial commission or of
422 its agent delivering such bonds as herein provided.

423 SECTION 19. LIMITATION OF ACTION.)
424 No action shall be brought or maintained in any
425 court of this state questioning the validity of
426 any bonds issued under this Act or of any tax
427 levied for such bonds unless such action shall
428 have been commenced within thirty days after the
429 adoption of the resolution of the industrial com-
430 mission awarding sale of such bonds."

And when so amended be re-referred to the Committee on Appropriations.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 357 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Res-

olution "Q" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Concurrent Resolution "Q" be placed on the calendar, which motion prevailed.

The President of the Senate then re-referred Senate Concurrent Resolution "Q" to the Committee on Legislative Research Resolutions.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "S" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "U" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "W" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "Z" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted.

Senator Lips made the substitute motion that Senate Concurrent Resolution "Z" be placed on the calendar, which motion was lost.

Senator Lips requested a division, which request was granted.

The question being on the motion of Senator Lips, which motion prevailed and Senate Concurrent Resolution "Z" was ordered placed on the calendar.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Bills No. 184, 197, 206, 224, 226, 250, 269, 295, 299, 304, 309, and 350, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 184 be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 197 be adopted, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 206 be adopted, which motion prevailed.

Senator Miller moved that the amendments to Senate Bill No. 224 be adopted, which motion prevailed.

The question being on the adoption of the amendments to Senate Bill No. 226.

Senator Longmire moved that Senate Bill No. 226 be further amended as follows:

In line 304, delete the triple parentheses.

In line 305, delete the triple parentheses and the word "not".

In line 306, delete the triple parentheses around the word "all".

In line 310, delete the triple parentheses.

In line 312, delete the triple parentheses.

In line 313, delete the triple parentheses.

In line 315, delete the triple parentheses.

Senator Wartner made the substitute motion that the amendments to Senate Bill No. 226 printed on page 401 of the Senate Journal, and the amendments offered by Senator Longmire, be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 250 be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 269 be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 295 be adopted, which motion prevailed.

Senator Reichert moved that the amendments to Senate Bill No. 299 be adopted, which motion prevailed.

Senator Reichert moved that the amendments to Senate Bill No. 304 be adopted, which motion prevailed.

Senator George moved that the amendments to Senate Bill No. 309 be adopted, which motion prevailed.

Senator Miller moved that the amendments to Senate Bill No. 350 be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and En-grossment respectfully reports that it has examined the following bills:

Senate Bill No. 9
 Senate Bill No. 12
 Senate Bill No. 13
 Senate Bill No. 14
 Senate Bill No. 15
 Senate Bill No. 18
 Senate Bill No. 26
 Senate Bill No. 90
 Senate Bill No. 92
 Senate Bill No. 113

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

**FIRST READING OF A SENATE CONCURRENT
RESOLUTION**

Senator Robinson introduced:

Senate Concurrent Resolution "KK". A concurrent resolution calling upon Congress to authorize and direct the U. S. Department of Agriculture to invest crop research funds in the construction of an industrial ethyl alcohol plant in North Dakota, and directing the economic development commission to direct its efforts toward the accomplishment of such construction and promotion of the use of the products thereof.

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

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

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

HOWARD F. DOHERTY, Secretary.

FORTY-SECOND DAY

Bismarck, February 18, 1963

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

Prayer by Chaplain Conrad Greenquist, Wyndmere Lutheran Church. Rev. Greenquist acted as chaplain at the request of Senator Morgan.

Roll call: All Senators present except Senators Hernet and Kee.

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-ninth day after recess and fortieth day and finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 18, 1963

Mr. President: I have the honor to return:

Senate Bill No. 88

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 18, 1963

Mr. President: I have the honor to transmit:

House Bill No. 708

House Bill No. 812

House Concurrent Resolution "B-1"

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

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 18, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 21
 Senate Bill No. 29
 Senate Bill No. 41
 Senate Bill No. 70
 Senate Bill No. 104
 Senate Bill No. 141
 Senate Bill No. 158
 Senate Bill No. 242
 Senate Bill No. 277
 Senate Bill No. 338

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 18, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 561
 House Bill No. 562

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS AND A CONCURRENT RESOLUTION

Senate Concurrent Resolution "EE". A concurrent resolution in regard to arrangements for a "Newsmen's Day" during the 1965 session of the legislative assembly and urging the North Dakota Association of Broadcasters to join in such arrangements.

Which has been read.

The question being on the final passage of the resolution.

Senator Longmire moved that Senate Concurrent Resolution "EE" be adopted, which motion prevailed.

Senate Bill No. 233. A Bill for an Act to amend and reenact subsection 2 and to create and enact subsection 10 of section 27-08-24 of the North Dakota Century Code, to provide that in actions of forcible detainer arising in counties having courts of increased jurisdiction a three-day notice to quit shall be required, that the time specified in the summons for the appearance of the defendant shall not be less than three nor more than fifteen days from the date on which it is issued and providing for a time when such process shall be served.

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	Kautzmann	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden

Chesrown	Miller	Thompson
Dahlund	Morgan	Torgerson
Erickson	Mutch	Trenbeath
Forkner	Nelson	Tuff
Foss	Redlin	Van Horn
George	Reichert	Wadeson
Harris	Ringsak	Wartner
Holand	Robinson	Witteman
Kamrath		

Absent and not voting:
 Hernett Kee Meidinger

So the bill passed and the title was agreed to.

Senate Bill No. 265. A Bill for an Act to create and enact Section 52-01-05 of the North Dakota Century Code relating to declaration of public policy as guide to interpretation and application of unemployment compensation insurance law.

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	Kautzmann	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:
 Hernett Kee

So the bill passed and the title was agreed to.

Senate Bill No. 271. A Bill for an Act to amend and re-enact subsection 1 of section 6-01-03 and section 6-03-59 of the North Dakota Century Code, relating to state banking board and state credit union board, and to loan limitation to one person or concern.

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	Kautzmann	Roen
Baker	Kisse	Sanford

Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:

Hernett	Kee
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So the bill passed and the title was agreed to.

Senate Bill No. 275. A Bill for an Act to amend and reenact section 44-04-18 of the North Dakota Century Code, providing for public access to records of public or governmental bodies, including microfilmed records or records produced by a photographic process.

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	Kautzmann	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:

Hernett	Kee
---------	-----

So the bill passed and the title was agreed to.

Senate Bill No. 326. A Bill for an Act to authorize the execution of quitclaim deeds to certain property owned at one time by the North Dakota state fair association for Fargo, and possibly subject to a reversionary interest.

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.

MONDAY, FEBRUARY 18, 1963

417

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Meidinger	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Hernett Kee

So the bill passed and the title was agreed to.

Senate Bill No. 280. A Bill for an Act to amend and reenact sections 39-17-01, 39-17-07 and 39-17-09 of the North Dakota Century Code relating to payments for and out of the Unsatisfied Judgment Fund.

Which has been read.

Senator Ringsak moved that Senate Bill No. 280 be amended as follows:

In line 7 delete the parentheses around the word "one"; delete the word "two"; and delete the word "dollars" and insert in lieu thereof the word "dollar"

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 280 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended from the floor, the roll was called and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Longmire	Saumur
Beck	Luick	Sinner
Becker	Mahoney	Solberg
Berube	Meidinger	Strinden
Bopp	Miller	Torgerson
Erickson	Mutch	Trenbeath
Forkner	Nelson	Tuff
Foss	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Roen	Witteman
Lips		

Those voting in the negative were:

Baker	Kautzmann	Robinson
Brooks	Kisse	Sanford
Chesrown	Kjos	Sorlie

Dahlund
George

Morgan

Thompson

Absent and not voting:
Hernett Kee

So the bill passed and the title was agreed to.

Senator Ringsak moved that the vote by which Senate Bill No. 280 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 45. A Bill for an Act to create and enact section 15-22-24 of the North Dakota Century Code, relating to the operation of high schools by all school districts, and the reorganization or annexation of high schools not meeting statutory standards.

Which has been read.

Senator Roen moved that Senate Bill No. 45 be referred to the Committee on Education, which motion prevailed.

Senate Bill No. 109. A Bill for an Act to amend and re-enact section 26-24-22 of the North Dakota Century Code, relating to reinsurance of the state fire and tornado fund.

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, 21; nays, 26; absent and not voting, 2.

Those voting in the affirmative were:

Baker	George	Nelson
Beck	Harris	Ringsak
Becker	Kjos	Roen
Brooks	Lips	Sanford
Dahlund	Longmire	Saumur
Erickson	Meidinger	Strinden
Forkner	Mutch	Trenbeath

Those voting in the negative were:

Baeverstad	Luick	Sorlie
Berube	Mahoney	Thompson
Bopp	Miller	Torgerson
Chesrown	Morgan	Tuff
Foss	Redlin	Van Horn
Holand	Reichert	Wadson
Kamrath	Robinson	Wartner
Kautzmann	Sinner	Witteman
Kisse	Solberg	

Absent and not voting:
Hernett Kee

So the bill was declared lost.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 18, 1963

Mr. President: I have the honor to request the return of Senate Bill No. 10 to the House.

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Holand moved that Senate Bill No. 10 be returned to the House, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 18, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 10 which the House has requested.

HOWARD F. DOHERTY, Secretary.

Senator Morgan moved that Senate Concurrent Resolution "II" be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "II"

Introduced by Senator Morgan

A concurrent resolution urging the Corps of Engineers to survey, investigate, and study all possible sites for the proposed dam or dams on lower Sheyenne River.

1 WHEREAS, construction of the
2 proposed dam on the lower Sheyenne River near
3 Kindred, North Dakota, would threaten inundation
4 of thousands of acres of the most valuable and
5 highly improved agricultural land and tree-planted
6 areas in the state; and

7 WHEREAS, the river flow above such
8 structure would soon build up to a level which
9 would flood and completely inundate the last resting
10 place in a nearby rural cemetery of the intrepid
11 pioneers who settled the region and through whose
12 sweat and toil were wrested from a harsh nature
13 moderately comfortable homes for their families and
14 descendants; and

15 WHEREAS, the breaking up and severance
16 of farms and homes and the dislocation of families
17 would cause irreparable damage to landowners and
18 subject affected family groups to great inconvenience
19 and in many instances much hardship; and

20 WHEREAS, there are many suitable sites
21 farther up stream from the proposed location near
22 Kindred which offer as good or better places for
23 the proposed structure or structures;

24 NOW, THEREFORE, BE IT RESOLVED BY
25 THE SENATE OF THE STATE OF NORTH DAKOTA,
26 THE HOUSE OF REPRESENTATIVES CONCUR-

26a RING
27 THEREIN:

28 That the U. S. Army Corps of Engineers be and
29 it hereby is requested and urged to survey, investi-
30 gate, and study all possible sites and a combination
31 of two or more sites in the lower reaches of the
32 Sheyenne River which offer suitable locations for
33 one or more dams required to provide the improve-
33a ments

34 and benefits sought for the affected areas; and
35 BE IT FURTHER RESOLVED, that the
36 secretary of state is directed to transmit a copy
37 hereof to the chief of engineers of the U. S. Army
38 Corps of Engineers, District Engineer, Corps of
39 Engineers, St. Paul, Minnesota, the governor, the
40 state engineer, and to each member of the North
41 Dakota congressional delegation.

Senator Holand moved that after the reading of Senate Bills No. 75, 270, 300, 311, 216, 249, 328 and Senate Con-

current Resolution "R", that the Senate recess subject to the call of the chair, which motion prevailed.

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

FIRST READING OF HOUSE BILLS
AND HOUSE CONCURRENT RESOLUTIONS

House Bill No. 504. 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, and declaring an emergency.

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

House Bill No. 514. 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. 523. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Wheat Commission.

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

House Bill No. 530. A Bill for an Act to create and enact sections 39-09-09 and 39-09-10; to amend and reenact sections 39-09-02, 39-09-03, and 39-09-07, subsection 18 of section 40-05-01, and subsection 14 of section 40-05-02 of the North Dakota Century Code, relating to speed limits upon the highways and streets of the state.

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

House Bill No. 602. A Bill for an Act to amend and reenact Section 15-34-07 of the North Dakota Century Code, relating to absence from public schools for religious instructions.

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

House Bill No. 604. A Bill for an Act to create and enact subsection 71 of Section 40-05-01 of the North Dakota Century Code relating to the destruction of noxious weeds in municipalities, and to repeal sections 63-01-14 and 63-01-15 relating to the destruction of noxious weeds in municipalities.

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

House Bill No. 624. A Bill for an Act to provide scholarships in North Dakota institutions of higher learning for North Dakota residents of Indian blood and providing qualifications therefor; and making an appropriation.

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

House Bill No. 649. A Bill for an Act authorizing action by competitive contractors to require public bodies to comply with the statutes of this state authorizing the letting of public contracts.

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

House Bill No. 660. A Bill for an Act to amend and reenact section 20-10-01 of the North Dakota Century Code, relating to the disposition of game and fish unlawfully taken, and to repeal sections 20-10-03, 20-10-04, and 20-10-05 of the North Dakota Century Code, relating to the confiscation and disposition of game and fish unlawfully taken and the equipment used in taking same.

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 sections 5-01-13, 5-05-14 and 5-12-12 and to repeal section 5-02-09 of the North Dakota Century Code relating to certain days and times when the sale or consumption of alcoholic beverages is prohibited and fees and expenses for witnesses subpoenaed for liquor hearings and salary limits for the state inspector, his deputies, and the chief clerk.

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

House Bill No. 681. A Bill for an Act to amend and reenact sections 39-06-07, 39-06-15, and 39-06-19 of the North Dakota Century Code, relating to the licensing of motor vehicle operators and to provide an effective date.

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

House Bill No. 705. A Bill for an Act to amend and reenact section 24-09-11 of the North Dakota Century Code relating to the approval by the Public Service Commission of all overhead and underground railroad crossings.

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

House Bill No. 707. A Bill for an Act to amend and reenact section 39-06-39 of the North Dakota Century Code, relating to appeals from the commissioner's decision in the suspension, revocation, or cancellation of a motor vehicle operator's license.

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

House Bill No. 710. A Bill for an Act to amend and reenact section 30-14-19 of the North Dakota Century Code, providing for the investment of trust funds held by guardians.

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

House Bill No. 712. A Bill for an Act to create and enact section 15-10-18.1 of the North Dakota Century Code, relating to the waiver of registration, matriculation, and tuition fees for the attendance at any state institution of higher education by a qualified graduate of the North Dakota industrial school.

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

House Bill No. 727. A Bill for an Act to create and enact a new subsection of section 39-01-01 and subdivision d of subsection 2 of section 39-04-19, to amend and reenact sections 39-04-13, 39-04-35, 39-05-27, and 39-18-03 of the North Dakota Century Code, relating to the licensing and registration of motor vehicles; and to repeal subsection 27

of section 39-01-01, and sections 39-02-06, 39-04-45, 39-04-46, 39-04-47, 39-04-48, 39-04-49, 39-04-50, 39-04-51, 39-04-52, 39-04-53, 39-05-23, and 39-05-24 of the North Dakota Century Code, relating to transporting of vehicles and records of stolen vehicles.

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

House Bill No. 731. A Bill for an Act to create and enact a new subsection 5 of section 21-03-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds of cities having a population of five thousand or more, by resolution of the governing body subject to protests by taxpayers, for the purpose of street improvements on arterial streets including federal and state highways and at intersections with streams, drains, and railways, and declaring an emergency.

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

House Bill No. 735. A Bill for an Act making an appropriation for the purchase of land by the adjutant general adjacent to the air national guard facilities at Hector Airport at Fargo, North Dakota.

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

House Bill No. 741. A Bill for an Act relating to the exemption of certain trusts from the rule against restraint on alienation and perpetuities.

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

House Bill No. 745. A Bill for an Act to amend and reenact section 57-12-01 of the North Dakota Century Code, relating to the meeting of the board of county equalization and requiring the attendance of certain city, village, and township officials, and to repeal section 57-12-07 of the North Dakota Century Code, relating to the voluntary attendance of certain city, village, and township officials at such meetings.

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

House Bill No. 770. A Bill for an Act to amend and reenact subsection 1 of Section 52-04-12 of the North Dakota Century Code relating to civil actions to collect contributions for unemployment compensation insurance by providing for service on nonresident employers by service on the secretary of state.

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

House Bill No. 797. A Bill for an Act to amend and reenact subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to tax levies by the county for statewide election costs.

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 section 24-02-13 of the North Dakota Century Code relating to the payments of estimates on highway contracts and the deposit of money with the clerk of district court in condemnation cases upon the certification by the

chief engineer of the state highway department and the approval of the state highway commissioner without presentation to the state auditing board.

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

House Bill No. 818. A Bill for an Act to amend and reenact section 16-13-14 of the North Dakota Century Code relating to replacing the clerk of district court with the executive director of the county welfare board, as a member of the county canvassing board where said clerk of the district court is a candidate for office.

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

House Bill No. 819. A Bill for an Act to create and enact section 16-15-01.1 of the North Dakota Century Code, authorizing and providing a method of contesting the election of state officials, and to amend and reenact Section 16-15-02 relating to answer in contest of elections.

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

House Bill No. 823. A Bill for an Act to amend and reenact subsection 5 of section 4-13-03 of the North Dakota Century Code, relating to the purposes of the North Dakota poultry improvement board.

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

House Bill No. 841. A Bill for an Act to require the establishment of systems of grids and coordinates to enable fire and other emergency vehicles to quickly and accurately locate the scene of an emergency.

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

House Bill No. 843. A Bill for an Act to amend and reenact section 64-02-10 of the North Dakota Century Code, relating to the fee schedule chargeable by the department of weights and measures of the public service commission.

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

House Bill No. 847. A Bill for an Act to amend and reenact subsections 1 and 2 of section 38-08-14 of the North Dakota Century Code, relating to appeals to the district court from the orders of the Industrial Commission and subsection 6 of section 38-08-11, relating to rules covering practice before the Industrial Commission in regard to oil and gas conservation.

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

House Bill No. 856. A Bill for an Act to amend and reenact sections 15-39-14 and 15-39-17 of the North Dakota Century Code with regard to lowering the limitations on the amount of contributions made by political subdivisions to the State Teachers' Insurance and Retirement Fund.

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

House Bill No. 857. A Bill for an Act to amend and reenact subsection 3 of section 57-39-12 of the North Dakota Century Code, relating to the issuance of retail sales tax

permits, the display of them, and, in the case of a transient merchant, the showing of the permit by the transient merchant before soliciting a sale, or offering to sell, any goods, wares or merchandise.

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

House Bill No. 863. A Bill for an Act to amend and reenact section 36-07-13 of the North Dakota Century Code, relating to the restrictions on locating rendering plants.

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

House Bill No. 865. A Bill for an Act to amend and reenact section 5-03-22 of the North Dakota Century Code Supplement, providing for an increase in the tax on the sale at wholesale of beer, malt, and ale containing more than four percent alcohol by weight from four to eight cents per gallon.

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

House Bill No. 870. A Bill for an Act to amend and reenact section 57-02-41 of the North Dakota Century Code relating to the prorating of taxes on real property between vendor and purchaser, if one or the other is a religious corporation or organization.

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

House Concurrent Resolution "F". A concurrent resolution for an amendment to subdivision (d) of subsection 6 of article 54 of the Amendments to the Constitution of the state of North Dakota, relating to budgets and appropriations for institutions of higher education.

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

House Concurrent Resolution "Q". A concurrent resolution urging the State School for the Deaf to accelerate efforts to extend and develop its curriculum of teaching and developing oral skills of communication.

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

House Concurrent Resolution "O-1". A concurrent resolution urging that the United States Secretary of Agriculture, Secretary of State, and National Congress apply regular import duty rates to wheat classified as "unfit for human consumption".

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

House Concurrent Resolution "P-1". A concurrent resolution urging the United States Congress to direct the conduct of negotiations designed to create a more favorable tariff structure for agricultural products between the United States and the member nations of the European Economic Community.

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

House Bill No. 708. A Bill for an Act to amend and reenact section 24-02-37 of the North Dakota Century Code relating to the expenditure of state highway funds.

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

House Bill No. 812. A Bill for an Act to amend and re-enact sections 43-11-02 and 43-11-16, subsection 3 of section 43-11-19, subsection 4 of section 43-11-21, and subdivision (c) of subsection 1 of section 43-11-27 of the North Dakota Century Code, relating to the requirements and qualifications of state licensed schools for hairdressers and cosmetologists and the educational requirements of students of such schools.

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

House Concurrent Resolution "B-1". A Concurrent resolution for amendments of sections 28, 33, 39, 40, and 44 of the Constitution of the state of North Dakota, relating to the filling of vacancies in the senate or the house of representatives of the North Dakota legislative assembly.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 205. A Bill for an Act to amend and re-enact section 40-22-06 and to repeal section 40-22-06.1 and 40-22-07 of the North Dakota Century Code, relating to agreements by municipalities with the highway department of the state or the board of county commissioners for the improvement of streets, sewers and water mains, the financing of cities' obligations under such agreements, and the assessment of a portion of the cost of such improvements upon benefited property, and declaring an emergency.

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, 1; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Wittman
Kamrath	Ringsak	

Those voting in the negative were:

Robinson

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator Wartner moved that the vote by which Senate Bill No. 205 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 227. A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota Century Code Supplement relating to the duties of the supervisor of assessments and prescribing a penalty.

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, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Tuff
Forkner	Mutch	Van Horn
Foss	Nelson	Wadeson
George	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Those voting in the negative were:

Harris	Ringsak	Trenbeath
Mahoney	Roen	

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 258. A Bill for an Act to amend and reenact subsection 2 of section 57-02-12 and section 57-02-20 of the North Dakota Century Code, relating to the listing and exemption of newly acquired farm machinery from taxation, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath

Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:
Hernett

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

Senate Bill No. 324. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code Supplement and to amend and reenact sections 57-38-31 and 57-38-45 of the North Dakota Century Code, relating to definitions, duty of individuals to make returns, and to penalties provided in the income tax law; and to repeal subsection 6 of section 57-38-15.3 of the North Dakota Century Code and subdivision (c) of subsection 8 of section 57-38-18 of the North Dakota Century Code Supplement, relating to definitions provided in the income tax law.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 346. A Bill for an Act to amend and reenact section 57-39-08 and subsection 7 of section 57-39-12 and to create and enact a subsection to section 57-39-10, of the North Dakota Century Code, relating to administration of the retail sales tax law; to amend and reenact subsection 5 of section 57-40-01, section 57-40-02, subsection 1 of section 57-40-06, and section 57-40-08, of the North Dakota Century Code, relating to administration of the use tax law; and to repeal subsection 10 of section 57-39-11 of the North Dakota Century Code Supplement.

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:

Baeverstad	Kamrath	Redlin
Baker	Kautzmann	Reichert
Becker	Kee	Robinson
Berube	Kisse	Sanford
Bopp	Kjos	Sinner
Brooks	Lips	Sorlie
Chesrown	Longmire	Strinden
Dahlund	Luick	Torgerson
Erickson	Meidinger	Tuff
Forkner	Miller	Van Horn
Foss	Morgan	Wadeson
George	Mutch	Wartner
Holand	Nelson	

Those voting in the negative were:

Beck	Roen	Thompson
Harris	Saumur	Trenbeath
Mahoney	Solberg	Witteman
Ringsak		

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 191. A Bill for an Act to create and enact subsection 13. of Section 15-10-17 of the North Dakota Century Code relating to specific powers and duties of the state board of higher education, to authorize the board to enter into agreements with North Dakota municipalities for water, sewer, fire, and police protection and services necessary to institutions under its management and control.

Which has been read.

Senator Longmire moved that Senate Bill No. 191 be amended as follows:

In line 4 after the word "agreements" insert the words "during the biennium beginning July 1, 1963, and ending June 30, 1965, and during subsequent bienniums only with the specific approval of the legislative assembly,"

And renumber the lines accordingly.

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 191 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor.

Senator Ringsak made the substitute motion that Senate Bill No. 191 be laid over one legislative day, which motion prevailed.

Senate Bill No. 198. A Bill for an Act to amend and re-enact Section 54-23-01 of the North Dakota Century Code relating to the control and management of state institutions under the control of the board of administration and Section 54-21-18 of the North Dakota Century Code relating to the control and management of the state office building, executive mansion and public grounds connected therewith

by the state board of administration, and to authorize the board of administration to enter into agreements with North Dakota municipalities for water, sewer, police and fire protection and services necessary to said institution and buildings.

Which has been read.

Senator Longmire moved that Senate Bill No. 198 be amended as follows:

In line 18 after the word "agreements" insert the words "during the biennium beginning July 1, 1963, and ending June 30, 1965, and during subsequent bienniums only with the specific approval of the legislative assembly,"

In line 39 after the word "agreements" insert the words "during the biennium beginning July 1, 1963, and ending June 30, 1965, and during subsequent bienniums only with the specific approval of the legislative assembly,"

And renumber the lines accordingly.

Which motion prevailed.

Senate Bill No. 122. A Bill for an Act to provide for payments in lieu of taxes on real property owned by the state of North Dakota and controlled by the state game and fish department and providing for an effective date.

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, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman

Those voting in the negative were:

Mahoney	Redlin	Sinner
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Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 131. A Bill for an Act to repeal Section 39-04-28, Section 39-04-30, Section 39-04-31, Section 39-04-32, Section 39-04-33, Section 39-04-34 and Section 39-04-35 and for an Act to create a new chapter of the North Dakota Century Code to be entitled Motor Vehicle Dealers relating to definition of dealer; motor vehicle dealer's licenses, fees, additional number plates; motorcycle dealers license and fee; grounds for denial, suspension,

cancellation or revocation of dealers license; dealers bond required; location of used car lots; penalty for dealers permitting license to be used by another dealer; dealers to furnish information to registrar and requirements of dealers to file list of used cars with registrar, fees paid on used cars by dealers, delinquency and penalty; powers of the registrar of motor vehicles; examination of dealers books and records by registrar; officers to administer provisions of chapter; and penalty for violation of provisions of chapter.

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, 5; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Sanford
Brooks	Lips	Saumur
Chesrown	Longmire	Sinner
Dahlund	Luick	Solberg
Erickson	Meidinger	Sorlie
Forkner	Miller	Strinden
Foss	Morgan	Torgerson
George	Mutch	Trenbeath
Harris	Nelson	Tuff
Holand	Redlin	Van Horn
Kamrath	Reichert	Wadeson

Those voting in the negative were:

Baeverstad	Mahoney	Wartner
Bopp	Thompson	

Absent and not voting:

Hernett	Witteman
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So the bill passed and the title was agreed to.

Senate Bill No. 143. A Bill for an Act establishing a veterinary practice Act; defining its purposes; providing for the appointment, qualifications and terms of office of the state board of veterinary medical examiners, its officers and meetings of the board, the examination of applicants for license to practice veterinary medicine and the issuance of certificate of qualification to applicants passing examination and temporary permits pending examinations; authorizing the board to make rules and regulations, enter into reciprocal agreements with examining boards of other states and nations, adopt a code of ethics and make inspections of premises; fixing the compensation and expenses of members of the board and officers; prohibiting the practice of veterinary medicine, surgery, or dentistry without a certificate or permit issued by the board and prior graduation from an approved school, college or university; fixing the fees for examination and registration, renewal fees; providing for issuance of certificate of registration, roster of registered veterinarians, change of address, display of certificate and renewal of registration on forfeiture; defining veterinary medicine; stating grounds authorizing board to refuse, suspend or revoke license and certificate

of registration and providing for hearing and procedure on charges and appeal to district court; exempting certain practices from Act; fixing penalty for unlawful practice of veterinary medicine; declaring effect of invalidity of part of Act; and repealing chapter 36-02 of the North Dakota Century Code.

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, 8; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Reichert
Baker	Kee	Ringsak
Beck	Kisse	Robinson
Becker	Kjos	Roen
Berube	Lips	Sanford
Brooks	Longmire	Saumur
Chesrown	Luick	Sinner
Erickson	Mahoney	Strinden
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Holand	Nelson	Van Horn
Kamrath	Redlin	Wadeson

Those voting in the negative were:

Bopp	Mutch	Thompson
Dahlund	Solberg	Wartner
Harris	Sorlie	

Absent and not voting:

Hernett	Witteman
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So the bill passed and the title was agreed to.

Senate Bill No. 168. A Bill for an Act to provide for the licensing, bonding, and regulation of the dairy producing processes and manufacturing industry in the state of North Dakota, to provide standards therefor and to provide for the powers and duties of the dairy department in connection therewith and providing penalties; and to repeal chapters 4-18, 4-18A, and 4-18B, of the North Dakota Century Code, relating to the regulation of dairy products production, manufacturing, and processing in the state of North Dakota.

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, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kisse	Roen
Baker	Kjos	Sanford
Beck	Lips	Saumur
Becker	Longmire	Sinner
Berube	Luick	Solberg
Bopp	Mahoney	Sorlie
Dahlund	Meidinger	Strinden

Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman
Kee		

Those voting in the negative were:

Brooks Chesrown

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 176. A Bill for an Act to provide for the general welfare of state employees by authorizing the State of North Dakota and all of its departments and agencies to enter into a group hospitalization and medical care plan in accordance with the provisions of this act.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

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

Senate Bill No. 199. A Bill for an Act pertaining to false or misleading advertising on articles sold or offered for sale to the public, including the price thereof.

Which has been read.

Senator Brooks moved that Senate Bill No. 199 be amended as follows:

In line 3 of the title, delete the period and add the following: “, and providing for a penalty.”

Which motion prevailed.

Senate Bill No. 202. A Bill for an Act requiring that engineers and architects working on projects for governmental agencies carry professional liability insurance.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 291. A Bill for an Act to require a delay of sixty days between elections whenever a bond issue or excess levy has failed when submitted to a vote.

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, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann		

Those voting in the negative were:

Berube Trenbeath

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 308. A Bill for an Act relating to programs for the emergency control of grasshoppers and other insects capable of inflicting substantial damage to agricultural crops, to provide for an advisory committee and to define its duties, and to authorize boards of county commissioners to provide for the control of such insects and levy taxes therefor, and to repeal chapter 4-15 and subdivision c of subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to the grasshopper extermination fund, the control and regulation thereof, and the tax levied for such purpose.

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, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Baker	Kisse	Saumur
Beck	Kjos	Sinner
Becker	Longmire	Solberg
Berube	Luick	Sorlie
Bopp	Mahoney	Strinden
Chesrown	Miller	Thompson
Dahlund	Morgan	Torgerson
Erickson	Mutch	Trenbeath
Forkner	Nelson	Tuff
Foss	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kautzmann	Roen	

Those voting in the negative were:

Brooks	Lips	Meidinger
George		

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 329. A Bill for an Act to provide for the establishment of a dairy department within the department of agriculture and labor, to provide for a dairy commissioner and other personnel, and to prescribe their powers, duties, and salaries, and to repeal chapter 4-17 of the North Dakota Century Code, relating to the dairy department and the powers and duties of officials thereof.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witterman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 31. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

Which has been read.

Senator Forkner moved that Senate Bill No. 31 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 189. A Bill for an Act to create subsection 6 of section 57-15-10 of the North Dakota Century Code relating to exceptions to tax levy limitations in cities and villages, and providing such levy limitations shall not apply to taxes levied on property otherwise exempt from taxation, when levied to pay said property's proportionate share of the cost of fire protection services.

Which has been read.

Senator Lips moved that Senate Bill No. 189 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 200. A Bill for an Act to amend and reenact subsection 2 of section 57-38-04 of the North Dakota Century Code Supplement relating to the allocation and apportionment of income of individuals.

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:

Baeverstad	Kautzmann -	Robinson
Baker	Kee	Roen

Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 237. A Bill for an Act to make a deficiency appropriation to the secretary of state to pay for the printing and binding of public documents during the 1961-1963 biennium, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

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

Senate Bill No. 247. A Bill for an Act to amend and reenact section 2-02-01 of the North Dakota Century Code, relating to authority to acquire and regulate airports for a public purpose.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 251. A Bill for an Act to amend and re-enact section 24-08-03 relating to the supervision and repair of county road system bridges.

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, 7; absent and not voting, 1.

Those voting in the affirmative were:

Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Those voting in the negative were:

Baeverstad	Mutch	Roen
Bopp	Nelson	Solberg
Lips		

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 257. A Bill for an Act to amend and re-enact section 39-04-12 of the North Dakota Century Code, relating to the issuance of motor vehicle license plates.

Which has been read.

Senator Nelson moved that Senate Bill No. 257 be amended as follows:

In line 40, delete the words "state auditor" and insert in lieu thereof the words "department of accounts and purchases".

In line 43, after the word "letters" delete the word "and". Which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 257 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 257, as amended from the floor, the roll was called and there were ayes, 37; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Longmire	Roen
Baker	Luick	Sanford
Berube	Mahoney	Sinner
Bopp	Meidinger	Solberg
Brooks	Miller	Sorlie
Dahlund	Morgan	Thompson
Erickson	Mutch	Torgerson
Foss	Nelson	Trenbeath
Harris	Redlin	Tuff
Kamrath	Reichert	Van Horn
Kee	Ringsak	Wadeson
Kjos	Robinson	Witteman
Lips		

Those voting in the negative were:

Beck	George	Saumur
Becker	Holand	Strinden
Chesrown	Kautzmann,	Wartner
Forkner	Kisse	

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator Meidinger moved that the vote by which Senate Bill No. 257 was passed be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

Senate Bill No. 260. A Bill for an Act to amend and reenact section 21-03-08 of the North Dakota Century Code, relating to the maximum interest rate, maturity and denominations of general obligation bonds of municipalities, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg

Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan

Absent and not voting:
Hernett

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

Senate Bill No. 290. A Bill for an Act to create and enact section 24-09-08.1 of the North Dakota Century Code, relating to apportionment of cost of automatic grade crossing protection devices and making an appropriation for the payment of the state of North Dakota's share of such cost.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan

Absent and not voting:
Hernett

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. 27 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$754,860.00" and insert in lieu thereof the figure "\$722,860.00".

In line 11 delete the figure "60,660.00" and insert in lieu thereof the figure "62,660.00".

In line 13 before the word "Inspectors" insert the words "Seed and Potato", and delete the figure "210,000.00" and insert in lieu thereof the figure "250,000.00".

In line 14 delete the figure "10,000.00" and insert in lieu thereof the figure "11,000.00".

In line 18 delete the figure "40,000.00" and insert in lieu thereof the figure "45,000.00".

After line 26 insert the following line:

"Potato Basic Seed Testing 20,000.00"

Delete all of line 27.

In line 28 delete the figure "\$754,860.00" and insert in lieu thereof the figure "\$722,860.00".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 110 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Bill No. 110 be placed on the calendar, which motion was declared lost.

Senator Ringsak requested a division, which request was granted.

The question being on the substitute motion of Senator Ringsak, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 118 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 142 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and in lieu thereof insert the following:

"For an Act to provide for the appointment of an assistant tax commissioner and prescribing his powers and duties, and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. ASSISTANT TAX COMMISSIONER.)
- 2 The tax commissioner shall appoint an assistant
- 3 tax commissioner who shall be a person who holds a
- 4 college degree with a major in accounting and who has
- 5 substantial experience in the field of taxation; or
- 6 who is a certified public accountant; or who holds
- 7 a degree in law and is authorized to practice law
- 8 before all courts of this state. The assistant
- 9 tax commissioner shall serve at the will of the

10 commissioner and shall receive such salary, within
 11 the limits of legislative appropriation, as may be
 12 prescribed by the commissioner. The assistant tax
 13 commissioner shall be vested with all the duties,
 13a powers,
 14 authority, and responsibilities of the tax commissioner
 15 except in such specific instances where such duties,
 16 powers, authority, or responsibilities have been speci-
 17 fically restricted by the tax commissioner.
 18 SECTION 2. EMERGENCY.) This Act is hereby
 19 declared to be an emergency measure and shall be in
 20 full force and effect from and after its passage
 21 and approval."

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 145 has had the same under consideration and recomemnds that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted.

Senator Van Horn made the substitute motion that Senate Bill No. 145 be placed on the calendar, which motion was declared lost.

Senator Van Horn requested a division, which request was granted.

The question was on the substitute motion of Senator Van Horn, which motion was declared lost.

The question being on the motion of Senator Roen that the committee report on Senate Bill No. 145 be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 148 has had the same under consideration and recommends that the same be amended as follows:

In line 6 of the title after the word "deer" insert the words "and antelope", at the end of the line delete the period and insert a comma in lieu thereof and the words "and to the transportation, shipment or possession of big game."

In line 14 after the word "noon" insert the words "Central Standard time, after the word "on" delete the words "the second" and insert the word "any" in lieu thereof.

In line 22 after the word "noon" insert the words "Central Standard Time"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 174 has had the same under

consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted.

Senator Baeverstad made the substitute motion that Senate Bill No. 174 be placed on the calendar, which motion was declared lost.

Senator Baeverstad requested a division, which request was granted.

The question being on the substitute motion of Senator Baeverstad, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 235 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 288 has had the same under consideration and recommends that the same be amended as follows:

In line 69 after the word "committee" delete the following words "in refusing to pay such"

In line 70 delete the words "tuition charges"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 336 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted.

Senator Van Horn made the substitute motion that Senate Bill No. 336 be re-referred to the Committee on Appropriations, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 339 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 353 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FOSS, Chairman.

Senator Foss Moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Bills No. 106, 149, 193 and 343 be dispensed with, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 106 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 149 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 193 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 343 be adopted, which motion prevailed, and Senate Bill No. 343 was re-referred to the Committee on Appropriations.

Senator Holand moved that the Senate recess until 1:00 p. m., February 19, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-SECOND DAY AFTER RECESS AND
FORTY-THIRD DAY

Bismarck, February 19, 1963

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

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 149

Senate Bill No. 193

Senate Bill No. 199

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 106

Senate Bill No. 184

Senate Bill No. 191

Senate Bill No. 197

Senate Bill No. 198

Senate Bill No. 206

Senate Bill No. 224

Senate Bill No. 226

Senate Bill No. 250

Senate Bill No. 257

Senate Bill No. 269

Senate Bill No. 280

Senate Bill No. 295

Senate Bill No. 299

Senate Bill No. 304

Senate Bill No. 309

Senate Bill No. 350

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 9

Senate Bill No. 12

Senate Bill No. 13
 Senate Bill No. 14
 Senate Bill No. 15
 Senate Bill No. 18
 Senate Bill No. 26
 Senate Bill No. 90
 Senate Bill No. 92
 Senate Bill No. 113

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 65 has had the same under consideration and recommends that the same be amended as follows:

In line 40 after the word "by" insert the following language "a majority of"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 185 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 195 has had the same under consideration and recommends that the same be amended as follows:

In line 234 after the word "than" delete the word "ten" and insert in lieu thereof the word "one"

And when so amended recommends that Senate Bill No. 195 be re-referred to the Committee on Appropriations.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 236 has had the same under consideration and recommends that the same be amended as follows:

In line 106 after the word "ated," delete the words "the sum of fifteen thousand dollars, or so"

Delete all of lines 107, 108, and 109

In line 110 delete the word "and"; after the word "of" delete the word "twenty" and insert in lieu thereof "fifteen"

And when so amended recommends that Senate Bill No. 236 be re-referred to the Committee on Appropriations.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 262 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 263 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 284 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 286 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 313 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the word "by" delete the words "the Grain Elevator Division"

In line 4 of the title delete the word "of"

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 321 has had the same under consideration and recommends that the same be amended as follows:

In line 30 after the word "exempt" insert the following language: "or to purchases specifically exempted by section 54-44-04"

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 323 has had the same under consideration and recommends that the same be amended as follows:

In line 297 delete the words "board of auditors" and insert in lieu thereof the word "auditor"

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 327 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 331 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the word "requirements" delete the comma and insert a "period"; delete the words "and making"

In line 4 of the title delete the words "and making an appropriation therefor."

Delete all of lines 11, 12, 13 and 14

In line 15 delete the words "thereof as may be necessary, to the" and insert in lieu thereof the word "The"

In line 16 after the word "fund" delete the "comma" and the words "for the" and insert the following language "is hereby authorized and directed to make"

In line 17 delete the words "purpose of making"

In line 18 delete the words "section 1 of"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 342 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BAEVERSTAD, Chairman

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "Y" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted.

Senator Solberg made the substitute motion that Senate Concurrent Resolution "Y" be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "BB" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Bill No. 1 be dispensed with, which motion prevailed.

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

FIRST READING OF SENATE BILLS AND A SENATE CONCURRENT RESOLUTION

Senator Hernet, with the approval of the Committee on Delayed Bills, introduced:

Senate Bill No. 358. A Bill for an Act to amend and reenact sections 10-30-01, 10-30-05, 10-30-12, and 10-30-14 of the North Dakota Century Code, changing the name of small business investment corporations to "state development corporations" and providing that their existence may be perpetual.

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

The Committee on State and Federal Government introduced:

Senate Concurrent Resolution "LL". A concurrent resolution directing the legislative research committee to study the organization and management of institutions under the board of administration.

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

MOTION

Senator Longmire moved that Senate Concurrent Resolution "LL" be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "LL"

Introduced by State and Federal Government Committee

A concurrent resolution directing the legislative research committee to study the organization and management of institutions under the board of administration.

- 1 WHEREAS, the organization, structure,
- 2 and administration of the penal and charitable
- 3 institutions of this state have not been completely
- 4 studied and reviewed since the establishment of the
- 5 board of administration as the governing board there-
- 6 for in 1911; and
- 7 WHEREAS, bills have been introduced
- 8 in the present and the past sessions of the legis-
- 9 lative assembly which would transfer several of such
- 10 institutions to operating departments of the state; and
- 11 WHEREAS, passage of such bills would still
- 12 require the continuance of the board of administration
- 13 or some other agency to manage the remaining institu-
- 14 tions; and
- 15 WHEREAS, it is desirable to consider the
- 16 feasibility of changing the organization and
- 17 management structure of all institutions in order
- 18 to provide maximum cooperation between all operating
- 19 departments and institutions having responsibilities

20 in similar fields; to provide maximum cooperation
 21 between institutions; and to provide for maximum
 22 economy in institutional management and operation;
 23 NOW, THEREFORE, BE IT RESOLVED BY THE
 24 SENATE OF THE STATE OF NORTH DAKOTA,
 25 THE HOUSE OF REPRESENTATIVES CONCURRING
 26 THEREIN:

27 That the legislative research committee
 28 is hereby directed to study the organization,
 29 structure, and management of all institutions
 30 of this state that are presently under the
 31 jurisdiction of the board of administration and
 32 to make its report and recommendation, accompanied
 33 by necessary bills and resolutions, to the Thirty-
 34 ninth Legislative Assembly; and

35 BE IT FURTHER RESOLVED, that the
 36 board of administration, the superintendent of each
 37 institution of the state, and all other state agencies
 38 shall provide such aid, information, and assistance
 39 as the committee may from time to time request in
 40 the course of such study.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Becker, Longmire and Robinson introduced:

Senate Concurrent Resolution "MM". A concurrent resolution petitioning the Congress of the United States to call a convention for proposing an amendment to the Constitution of the United States, unless Congress shall sooner have submitted such an amendment, to provide for the election of the President and Vice President in a manner fair and just to the people of the United States.

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

Senators Trenbeath and Kisse introduced:

Senate Concurrent Resolution "NN". A concurrent resolution directing the state geological survey to study methods of rehabilitating lands disrupted by strip coal mining operations.

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

MOTION

Senator Trenbeath moved that Senate Concurrent Resolution "NN" be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "NN"

Introduced by Senator Trenbeath and Kisse

A concurrent resolution directing the state geological survey to study methods of rehabilitating lands disrupted by strip coal mining operations.

- 1 WHEREAS, the amount of coal taken
- 2 from strip mines within the state during past
- 3 years has been quite substantial; and
- 4 WHEREAS, development of the
- 5 industries of the state, particularly the industry
- 6 of electrical energy production, will call for
- 7 increased strip coal mining operations in the
- 8 future; and
- 9 WHEREAS, strip mining operations

10 involve the removal of large quantities of earth
11 and other materials in order that coal veins may
12 be exposed and removed; and

13 WHEREAS, the failure to properly
14 rehabilitate lands disturbed by strip mining
15 operations can result in leaving a topography which
16 may be unsanitary, unsafe, and unsightly, as well
17 as being an economic waste to the state through
18 the inability to subsequently utilize the land for
19 any beneficial purpose;

20 NOW, THEREFORE, BE IT RESOLVED BY
21 THE SENATE OF THE STATE OF NORTH DA-
21a KOTA,
22 THE HOUSE OF REPRESENTATIVES CONCURRING
23 THEREIN:

24 That the state geological survey is hereby
25 directed to study the problem of the leveling and
26 rehabilitation of lands disturbed by strip coal
27 mining operations, with a view both toward what
28 action has been taken to rehabilitate such lands
29 in the past and what may be done in the future
30 to assure the maximum utilization of such lands
31 by the owners thereof and by the state, and to
32 make such recommendations as may be necessary to
33 the Thirty-ninth Legislative Assembly; and

34 BE IT FURTHER RESOLVED, that the
35 geological survey shall be authorized to secure
36 the assistance of any state department, agency,
37 board, or commission, or the employees thereof,
38 including, but not limited to the state forester,
39 soil and water conservation commissions, coal mine
40 inspector, and game and fish department, as well
41 as private coal mine operators and any agencies
42 and departments of the federal government.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Erickson introduced:

Senate Concurrent Resolution "OO". A concurrent resolution urging the federal social security administration to make provision for sending benefit checks to state charitable institutions in instances where the recipient is an inmate thereof.

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

Senators Reichert, Harris, Solberg, Longmire, Wartner, Torgerson and Mahoney introduced:

Senate Concurrent Resolution "PP". A concurrent resolution directing the legislative research committee, with the assistance of outstanding citizens of the state, to conduct a study of the Constitution of the state of North Dakota, and to make its recommendations in regard to the revision thereof, to the Thirty-ninth Legislative Assembly.

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

Senator Mutch introduced:

Senate Concurrent Resolution "QQ". A concurrent resolution directing the legislative research committee to conduct a study of the laws governing the division, consolidation, and disorganization of counties.

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

MOTION

Senator Erickson moved that Senate Bill No. 259 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Erickson requested unanimous consent of the Senate to withdraw Senate Bill No. 259, which request was granted.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 19, 1963

Mr. President: I have the honor to transmit:

House Bill No. 529

House Bill No. 558

House Bill No. 608

House Bill No. 650

House Bill No. 657

House Bill No. 706

House Bill No. 726

House Bill No. 746

House Concurrent Resolution "X"

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

GERALD L. STAIR, Chief Clerk.

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

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

HOWARD F. DOHERTY, Secretary.

THIRTY-THIRD DAY

Bismarck, February 19, 1963

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

Prayer by Chaplain Elmer O. Anhalt, Immanuel Lutheran Church, Buxton.

Rev. Anhalt appeared as chaplain at the request of Senator Sorlie.

Almighty God, who has given us a land wherein we are free to read and hear Thy word and to confess Thy name: Grant that these liberties handed down to us may be continued to our children, and our children's children. We ask Your continued blessing upon our State, our Nation, and upon all who are in authority. We ask Your blessing and guidance upon this assembly as it works to promote the general well being of our State. May the members be guided by Thy wisdom as they make the many important decisions which now face them. We ask that Your guiding hand will rest upon each one. In the name of our Savior, Jesus Christ our Lord, Amen.

Roll call: All Senators present except Senator Hernett.

A quorum was declared by the President.

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

On page 425, line 39, delete the word "quite" and insert in lieu thereof the word "quit".

On page 430, line 41, correct the spelling of the word "REPRESENTATIVES".

On page 441, line 52, correct the spelling of the word "issued".

And when so corrected recommend that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS AND A CONCURRENT RESOLUTION

Senate Bill No. 301. A Bill for an Act to amend and reenact section 2-05-06.1 of the North Dakota Century Code, relating to authority to accept federal or other moneys for airport construction.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie
Chesrown	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman
Kee		

Absent and not voting:

Baeverstad	Hernett	Holand
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So the bill passed and the title was agreed to.

Senate Bill No. 333. A Bill for an Act to amend and reenact sections 25-10-01 and 25-10-02 of the North Dakota Century Code Supplement changing the name of the state mental authority, to the "state mental health division".

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur

Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 334. A Bill for an Act establishing an interstate compact on juveniles and providing for the return of runaway juveniles and escapees, the out-of-state supervision of delinquent juveniles, and authorizing cooperative institutionalization of psychotic and defective delinquent juveniles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Baker	Mahoney	Sinner
Erickson	Redlin	Solberg
Harris	Reichert	Sorlie
Holand	Ringsak	Tuff
Kjos	Roen	Van Horn
Lips	Sanford	Witteaman
Longmire	Saumur	

Those voting in the negative were:

Baeverstad	George	Mutch
Beck	Kamrath	Nelson
Becker	Kautzmann	Robinson
Berube	Kee	Strinden
Bopp	Kisse	Thompson
Brooks	Luick	Torgerson
Chesrown	Meidinger	Trenbeath
Dahlund	Miller	Wadeson
Forkner	Morgan	Wartner
Foss		

Absent and not voting:
Hernett

So the bill was declared lost.

Senator Wartner moved that the vote by which Senate Bill No. 334 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 348. A Bill for an Act to enact an interstate compact with other member states of the compact relating to the interstate placement of children for the pur-

poses of foster care or adoption and for the placement of delinquent children in institutions in other member states. 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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Hernett Morgan

So the bill passed and the title was agreed to.

Senator Ringsak moved that the vote by which Senate Bill No. 348 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire: "Mr. President; I would like to explain my vote. I voted for this bill just like I voted for the last bill. Both are based on the same principle, they both go together and certainly there is no reason for killing one and not the other because they operate the same. I am glad we did decide to save at least one of these bills."

Senator Wartner: "Mr. President, I rise to a point of personal privilege. I presume the last statement by Senator Longmire was aimed at me. I do not want to stand here and go into a long dissertation as to why I voted for this bill, but I will tell you this briefly — I voted for this bill because it is entirely different in its operation than the prior one.

Senate Bill No. 349. A Bill for an Act to create and enact subsection 72 of section 40-05-01 of the North Dakota Century Code, to authorize the governing body of a municipality to construct relay or booster towers for improved television reception.

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, 7; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Baker	Kjos	Saumur

Beck	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Roen	

Those voting in the negative were:

Becker	Kisse	Robinson
Chesrown	Morgan	Torgerson
Dahlund		

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "P". A concurrent resolution urging the Congress of the United States to amend the Act of February 22, 1889, Chapter 180, 25 United States Statutes at Large, 676, the Enabling Act, to specifically permit the State of North Dakota, upon proper amendment of the Constitution of North Dakota, to expend permanent funds for capital construction and improvements at the institutions of higher learning or charitable institutions in the state.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 14; nays, 32; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Longmire	Sorlie
Harris	Miller	Trenbeath
Holand	Reichert	Wadeson
Kisse	Robinson	Wartner
Lips	Saumur	

Those voting in the negative were:

Baeverstad	George	Roen
Baker	Kamrath	Sanford
Beck	Kautzmann	Sinner
Berube	Kee	Solberg
Bopp	Kjos	Strinden
Brooks	Luick	Thompson
Chesrown	Mahoney	Torgerson
Dahlund	Meidinger	Tuff
Erickson	Morgan	Van Horn
Forkner	Redlin	Witteman
Foss	Ringsak	

Absent and not voting:

Hernett	Mutch	Nelson
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So the resolution was declared lost.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 19, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 122
 Senate Bill No. 131
 Senate Bill No. 143
 Senate Bill No. 168
 Senate Bill No. 176
 Senate Bill No. 200
 Senate Bill No. 202
 Senate Bill No. 205
 Senate Bill No. 227
 Senate Bill No. 233
 Senate Bill No. 237
 Senate Bill No. 247
 Senate Bill No. 251
 Senate Bill No. 257
 Senate Bill No. 258
 Senate Bill No. 260
 Senate Bill No. 265
 Senate Bill No. 271
 Senate Bill No. 275
 Senate Bill No. 280
 Senate Bill No. 290
 Senate Bill No. 291
 Senate Bill No. 308
 Senate Bill No. 324
 Senate Bill No. 326
 Senate Bill No. 329
 Senate Bill No. 346
 Senate Concurrent Resolution "EE"

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

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 19, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 9
 Senate Bill No. 12
 Senate Bill No. 13
 Senate Bill No. 14
 Senate Bill No. 15
 Senate Bill No. 18
 Senate Bill No. 26
 Senate Bill No. 90
 Senate Bill No. 92
 Senate Bill No. 113

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

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that after the reading of Senate Bills No. 184, 197, 206, 224, 226, 250, 269, 295, 299, 304, 309, 350, 38, 115, 188, 234, 256, 312, 357, Senate Concurrent Resolutions "S", "U", "W" and "Z", Senate Bills No. 110, 174, 235, 106, 149, and 193, that the Senate recess subject to the call of the chair, which motion prevailed.

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

**FIRST READING OF SENATE
CONCURRENT RESOLUTIONS**

Senators Wartner and Reichert introduced:

Senate Concurrent Resolution "RR". A concurrent resolution to memorialize the Congress of the United States to immediately take the necessary steps to give to the citizens of this Nation an opportunity by constitutional amendment to determine whether or not prayer shall be permitted in the public schools.

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

Senators Hernet and Reichert introduced:

Senate Concurrent Resolution "SS". A concurrent resolution for the amendment of sections 156 and 162 of the Constitution of the state of North Dakota, relating to the direction of the investment of and the types of permissible investments for the permanent funds of the common schools and institutions of the state.

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

**FIRST READING OF HOUSE BILLS AND A
HOUSE CONCURRENT RESOLUTION**

House Bill No. 529. A Bill for an Act to create and enact subsection 62 of section 39-01-01, sections 39-10-02.1, 39-10-54.1, 39-10-63.1, and chapter 39-21 of the North Dakota Century Code; to amend and reenact subsection 4 of section 24-01-13, sections 39-07-02, 39-07-03, 39-07-04, 39-07-05, 39-07-07, 39-07-11, 39-10-04, 39-10-15, 39-10-23, 39-10-24, 39-10-39, 39-10-44, and 39-10-46 of the North Dakota Century Code, relating to the operation and equipment of motor vehicles, and providing a penalty; and to repeal subsection 1 of section 39-10-22, sections 39-10-10, 39-10-66, and 39-12-10, and chapter 39-11 of the North Dakota Century Code, relating to the operation and equipment of motor vehicles.

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

House Bill No. 558. A Bill for an Act to amend and reenact section 39-04-23 of the North Dakota Century Code, providing for reregistration of certain trucks at lower weight brackets.

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

House Bill No. 608. A Bill for an Act to provide for the taxing of mobile homes, sleeping trailers, and camping trailers in lieu of any personal property taxes thereon, providing for the collection and disbursement of such license fees, and providing penalties.

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

House Bill No. 650. A Bill for an Act to require calfhood vaccination of certain dairy and beef cattle against brucellosis, and providing a penalty for violation of this Act.

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

House Bill No. 657. A Bill for an Act to amend and reenact sections 43-09-01, 43-09-02, 43-09-05, 43-09-09,

43-09-11, 43-09-16, and 43-09-22 of the North Dakota Century Code relating to the state electrical board and the licensing of electricians.

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

House Bill No. 706. A Bill for an Act to provide a procedure for the acquisition of right of way, by gift, devise, purchase or condemnation by the state highway commissioner and to repeal sections 24-01-18, 24-01-19, 24-01-20, 24-01-21, 24-01-22, 24-01-22.1, 24-01-23, 24-01-27 and 24-01-28 of the North Dakota Century Code.

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

House Bill No. 726. A Bill for an Act to amend and reenact Section 20-03-37 of the North Dakota Century Code relating to the revocation of Game and Fish Licenses or Permits.

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

House Bill No. 746. A Bill for an Act to authorize banks to invest in corporations providing bank services.

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

House Concurrent Resolution "X". A concurrent resolution urging early completion of spot bank stabilization and erosion control adjacent to the Missouri River

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 48 has had the same under consideration and recommends that the same be amended as follows:

In line 12 delete the word "ten" and insert in lieu thereof the word "twelve"

In line 92 delete the figure "31" and insert in lieu thereof the figure "1"

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 85 has had the same under consideration and recommends that the same be amended as follows:

In line 15 delete the parentheses and the words "with simple"

In line 16 delete the words "at the rate of four percent per annum"

In line 20 after the second comma and before the word "within" insert "during either the first year he begins teaching after such withdrawal or" and after the word "year" insert "of the time when such prior North Dakota teaching combined with North Dakota teaching after such withdrawal shall aggregate twenty-five years" and delete the words "after he again becomes"

In line 21 delete the words "a teacher"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 100 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was re-referred Senate Bill No. 164 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 170 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 190 has had the same under consideration and recommends that the same be amended as follows:

In line 26 after the "period" delete the words "Since there are educational"

Delete all of line 27

In line 28 delete the words "of schools," and insert in lieu thereof the following words "In accord with the educational qualifications for the office of county superintendent of schools in section 15-22-06 of the North Dakota Century Code,"

In line 32 delete "a.1" and insert in lieu thereof "(1)"

In line 35 delete "b.1" and insert in lieu thereof "(2)"

In line 41 delete the word "four" and insert in lieu thereof "nine"

In line 50 delete "c.1" and insert in lieu thereof "(3)"

In line 51 after the word "thousand" delete the word "dollars" and insert in lieu thereof the word "population"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 230 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted.

Senator Baker made the substitute motion that Senate Bill No. 230 be placed on the calendar, which motion was declared lost.

The question being on the motion of Senator Longmire that the committee report on Senate Bill No. 230 be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 241 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 243 has had the same under consideration and recommends that the same be amended as follows:

In lines 11 and 12 delete the underscoring

In line 19 after the period delete the words "The purchasing of" and insert in lieu thereof the words "Purchases by"

In line 20 delete the words "motor vehicle fuel at retail for"; after the word "all" delete the word "such"

In line 21 after the word "agencies" delete the word "shall" and insert in lieu thereof the word "may"

In line 22 after the word "chased" delete the word "only"

In line 25 after the word "chases" delete the words "providing that the purchase price of such motor" and insert in lieu thereof the words "in a sum of fifteen dollars or less."

Delete all of lines 26, 27, and 28

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 245 has had the same under consideration and recommends that the same be amended as follows:

In line 6 of the title delete everything

In line 9 of the title after the word "waterfowl" insert a period and delete the remainder of the title.

Delete lines 14 through 66 inclusive.

In line 67 delete the numeral "4" and insert the numeral "2" in lieu thereof

In line 71 after the word "BIRDS" insert the words "OTHER THAN MIGRATORY WATERFOWL"

In line 73 after the word "birds" insert the words "other than migratory waterfowl"

In line 97 delete the numeral "5" and insert the numeral "3" in lieu thereof.

In line 120 delete the numeral "6" and insert the numeral "4" in lieu thereof.

In line 126 after the semicolon insert the word "or".

In line 133 delete the numeral "7" and insert the numeral "5" in lieu thereof.

In line 138 after the word "BIRDS" insert the words "OTHER THAN MIGRATORY WATERFOWL"

In line 141 after the word "birds" insert the words "other than migratory waterfowl"

Delete lines 168 through 170 inclusive.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 253 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the period insert the following: ", and declaring an emergency"

After line 15 insert the following section:

"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.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 272 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 276 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 279 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted.

Senator Baker made the substitute motion that Senate Bill No. 279 be placed on the calendar, which motion was declared lost.

The question being on the motion of Senator Longmire that the committee report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 293 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "the" delete the word "inclusion" and insert in lieu thereof the word "classification"

In line 3 after the word "departments" insert a period; delete the words "under the merit"

Delete lines 4 and 5

In line 18 after the period delete the word "In"

Delete all of lines 19 through 40 and insert in lieu thereof the following language: "In addition, any board, commission, committee, or other person in charge of any state department, agency, division, or institution may elect to have any position or positions in his department, agency, division, or institution classified by function and wage scales established for such position or positions in accordance with classifications and pay scales developed by the Merit System Council."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 316 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the second word "of" delete the number "301,000" and insert in lieu thereof the number "300,001"

In line 16 after the word "of" delete the number "401,000" and insert in lieu thereof the number "400,001"

In line 17 after the word "and" delete the words "seventy-five" and insert in lieu thereof the word "sixty"

In line 18 after the word "of" delete the number "501,000" and insert in lieu thereof the number "500,001"

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 317 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR BAEVVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 341 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BAEVVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Bills No. 27, 142, 148, 288, 65, 195, 236, 313, 321, 323, and 331 be dispensed with, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 27 be adopted.

Senator Redlin made the substitute motion that Senate Bill No. 27 be amended as follows:

In line 3 delete the figure "\$754,860.00" and insert in lieu thereof the figure "\$722,860.00"

In line 11 delete the figure "60,660.00" and insert in lieu thereof the figure "62,660.00"

In line 13 before the word "Inspectors" insert the words "Seed and Potato", and delete the figure "210,000.00" and insert in lieu thereof the figure "250,000.00"

In line 14 delete the figure "10,000.00" and insert in lieu thereof the figure "11,000.00"

In line 18 delete the figure "40,000.00" and insert in lieu thereof the figure "45,000.00"

After line 26 insert the following line:

"Potato Basic Seed Testing 20,000.00"

In line 27 delete the figure "\$100,000.00" and insert in lieu thereof the figure "\$50,000.00"

In line 28 delete the figure "\$754,860.00" and insert in lieu thereof the figure "\$772,860.00"

Re-number the lines accordingly.

Which motion was declared lost.

Senator Redlin moved that a roll call vote be taken on his substitute motion to amend Senate Bill No. 27, which motion was declared lost.

Senator Redlin requested a division, which request was granted.

The question being on the motion of Senator Redlin that a roll call vote be taken, and there were 19 ayes, 29 nays, so the motion was declared lost.

The question being on the motion of Senator Foss that the amendments to Senate Bill No. 27 be adopted, which motion was declared carried.

Senator Brooks requested a division, which request was granted.

The question being on the motion of Senator Foss that the amendments to Senate Bill No. 27 be adopted, and there were 33 ayes, 15 nays, so the motion was declared carried.

Senator Longmire moved that the amendments to Senate Bill No. 142, printed on pages 451 and 452 of the Journal, be adopted, which motion prevailed.

Senator Longmire moved that Senate Bill No. 142 as amended above, be further amended as follows:

On line 12 of the amended bill delete everything after the period.

Delete lines 13, 14, 15, 16 and 17 and in lieu thereof insert the following:

"Unless prohibited by constitutional provision, or unless otherwise specifically restricted by the Tax Commissioner, the assistant Tax Commissioner shall be vested with all the

duties, powers, authority, and responsibilities of the Tax Commissioner."

And renumber the lines accordingly.

Which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 148 be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 288 be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 65 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 195 be adopted, which motion prevailed and Senate Bill No. 195 was re-referred to the Committee on Appropriations.

Senator Longmire moved that the amendments to Senate Bill No. 236 be adopted, which motion prevailed and Senate Bill No. 236 was re-referred to the Committee on Appropriations.

Senator Longmire moved that the amendments to Senate Bill No. 313 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 321 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 323 be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 331 be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 195

Senate Bill No. 236

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Meidinger moved that Senate Bill No. 64 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Meidinger requested the unanimous consent of the Senate to withdraw Senate Bill No. 64, which request was granted.

Senator Meidinger moved that Senate Bill No. 77 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Meidinger requested the unanimous consent of the Senate to withdraw Senate Bill No. 77, which request was granted.

SECOND READING OF SENATE BILLS AND SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "T". A concurrent resolution for the amendment of section 113 of the Constitution of the state of North Dakota relating to the office of police

magistrate; changing the name thereof to municipal judge, and providing for their selection or election, qualifications and jurisdiction.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Wittman
Kamrath	Ringsak	

Absent and not voting:

Hernett Sinner

So the resolution was declared adopted.

Senate Bill No. 75. A Bill for an Act to create and enact section 28-04-03.1 of the North Dakota Century Code, providing for the venue in court actions arising out of the negligent operation of a motor vehicle.

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, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kisse	Sanford
Baker	Kjos	Saumur
Beck	Lips	Sinner
Berube	Longmire	Solberg
Brooks	Luick	Sorlie
Bopp	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Wittman
Kee	Roen	

Those voting in the negative were:

Becker	Kautzmann	Ringsak
Chesrown		

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator Sorlie moved that the vote by which Senate Bill No. 75 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 270. A Bill for an Act to amend and reenact section 39-20-04 of the North Dakota Century Code, relating to the revocation of licenses, permits, or driving privileges upon refusal to submit to chemical testing.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Chesrown Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 300. A Bill for an Act to amend and reenact section 27-17-03 of the North Dakota Century Code, to provide that a retired district judge may temporarily assume the duties of a district judge unable to perform his duties because of sickness or other unavoidable cause.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson

Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 311. A Bill for an Act to amend and reenact subsection 3 of section 16-17-10 of the North Dakota Century Code relating to the composition of the executive committee of county political parties.

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, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Baker	Kautzmann	Strinden
Beck	Longmire	Thompson
Becker	Mahoney	Torgerson
Berube	Morgan	Tuff
Chesrown	Redlin	Van Horn
Foss	Reichert	Witteaman
Kamrath	Saumur	

Those voting in the negative were:

Baeverstad	Kisse	Robinson
Bopp	Kjos	Roen
Brooks	Lips	Sanford
Dahlund	Luick	Sinner
Erickson	Meidinger	Solberg
Forkner	Miller	Sorlie
George	Mutch	Trenbeath
Harris	Nelson	Wadeson
Holand	Ringsak	Wartner
Kee		

Absent and not voting:

Hernett

So the bill was declared lost.

Senator Trenbeath moved that the vote by which Senate Bill No. 311 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 216. A Bill for an Act to protect the golden eagle, providing penalties, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford

Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:
Hernett

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

Senate Bill No. 249. A Bill for an Act to amend and re-enact section 20-03-06 of the North Dakota Century Code, relating to the taking of any game bird on posted land by non-residents.

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, 14; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Luick	Solberg
Bopp	Mahoney	Strinden
Brooks	Morgan	Thompson
Chesrown	Mutch	Trenbeath
Dahlund	Redlin	Tuff
Foss	Reichert	Van Horn
George	Ringsak	Wadeson
Harris	Robinson	Witteman
Kamrath		

Those voting in the negative were:

Baker	Lips	Roen
Erickson	Longmire	Sorlie
Forkner	Meidinger	Torgerson
Holand	Miller	Wartner
Kisse	Nelson	

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senator Brooks 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. 328. A Bill for an Act to amend and re-enact Section 20-08-03 of the North Dakota Century Code relating to the contents of the governor's proclamation relating to the taking of game birds, fish, and game animals, and to remove therefrom provision relating to eligibility of applicants who have been unsuccessful in four successive lotteries.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Concurrent Resolution "R". A concurrent resolution favoring early development of the Pipestem Creek, near Jamestown, North Dakota, and urging the U. S. Army Corps of Engineers to expedite completion of its investigations, and develop a favorable report, thereon.

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:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Absent and not voting:

Brooks Hernett Mahoney

So the resolution was declared adopted.

Senator Holand moved that the Senate recess until 1:00 p.m., February 20, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-THIRD DAY AFTER RECESS AND
FORTY-FOURTH DAY

Bismarck, February 20, 1963

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

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and En-grossment respectfully reports that it has examined the following bills:

Senate Bill No. 1
Senate Bill No. 27
Senate Bill No. 65
Senate Bill No. 142
Senate Bill No. 148
Senate Bill No. 288
Senate Bill No. 313
Senate Bill No. 321
Senate Bill No. 323
Senate Bill No. 331

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

PERSONAL PRIVILEGE

Senator Redlin: "Mr. President. I rise to a point of personal privilege. As minority leader I want to point out that a group in this minority were denied a roll call vote through the failure of a motion asking for a record vote on the matter of grain inspection. I believe that this is a substantial departure from past procedure in this body and, while I realize that every body adopts its own rules, I do believe that quite often in reviewing past procedure — and I have checked the Journal quite thoroughly for the past two sessions in which I have served in this body — I discovered that divisions have not been handled in this way previously. I do not believe, Mr. President, that it is the intent of anyone to deny minority expression going on record when there are matters of deep concern to them and on which they would like to make a clear record, but I do believe that this opportunity for a record of minority expression should not have to be subject to the will of the majority rather than at the request of eight members. I know of the most excellent attitude of fairness and respect for democratic process which is consistently being shown by the President of the Senate, and I discussed the

matter with the President and the majority floor leader, Senator Holand. They have assured me that the minority expression by record vote will be assured when properly requested by eight members of this body. I recognize too, Mr. President, that this matter of division and record vote probably has not been sufficiently recognized or explained and I realize too that there are matters wherein we request a division for the purpose of being sure how the vote came out, and not to get a personal vote. I am sure that every member of any minority group will always seek to have a serious attitude regarding this privilege and will never use it for other than a basic issue and never use it to obstruct the orderly operation of this body. Mr. President, I would invite you, and I hope the majority leader feels this way also, to discuss this for a moment and make the procedure clear so that we may all proceed in this manner."

Lieutenant Governor: "Thank you, Senator Redlin."

Senator Holand: "Mr. President, I wish to re-affirm what Senator Redlin has said. It was unfortunate that the minority was denied a record vote. Senator Redlin, and members of this body, this interpretation was more by inadvertence than by design and insofar as the majority is concerned, it is our desire to give all persons in this body the opportunity to seek a record vote indicating the intent and wishes of all the respective Senators, and I certainly concur in asking for a discussion of the procedure involved."

Lieutenant Governor: "Members of the Senate. Rule No. 20, is the one on which I relied last evening when I denied a record vote to the minority. I ruled that they could move for a record vote. This motion was made, seconded, voted on and lost. The minority were thereby deprived of obtaining a record vote. My decision on this rule at the beginning came about in that this matter of division is to be used when there is a question about the decision of the chair on an aye and nay voice vote. A number of times during this session a division has been called for and has been granted. However, through mechanics at the desk, this vote, which I deemed necessary simply to aid me in determining the aye and nay voice vote, was recorded in the Journal. I do not believe that this is the intent of Rule 20 with respect to the question of a division. I still feel that the ruling on division should be made by the chair — we should have a vote taken by the machine but that should not be a recorded vote. Now, to protect the minority, we have Rule 23, which, in spite of the fact that the Committee on Rules spent many hours in deliberation, is still just a little bit vague. It reads like this — "The ayes and nays shall not be ordered unless demanded by eight of the members except on the passage of bills, joint resolutions and concurrent resolutions, to amend the constitution . . ." Now, I feel that although it says an aye and nay vote, it does not mention that the vote is to be recorded. However, it does go on and make reference to the ayes and nays in regard to passage of bills and resolutions, therefore we know that in passing the bills and resolutions that it has to be a recorded vote, and on that basis we will determine that an aye and nay vote, under Rule 23, is a record vote, and that when eight of the members of the Senate request a record vote, it will be so granted."

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Bills No. 48, 85, 190, 243, 245, 253, 293, and 316, be dispensed with, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 48 be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 85 be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 190 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 243 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 245 be adopted, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 253 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 293 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 316 be adopted, which motion prevailed.

FIRST READING OF A SENATE BILL AND
SENATE CONCURRENT RESOLUTIONS

The Committee on Delayed Bills introduced:

Senate Bill No. 359. A Bill for an Act to amend and reenact sections 54-15-01, 54-15-03, and 54-15-04 of the North Dakota Century Code, relating to the membership, organization, and compensation of the state budget board.

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

The Committee on Finance and Taxation introduced:

Senate Concurrent Resolution "TT". A concurrent resolution directing the legislative research committee to study methods of taxation of oil and gas production and the distribution of funds derived therefrom.

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

Senators Holand, Longmire and Foss introduced:

Senate Concurrent Resolution "UU". A concurrent resolution directing the state highway department to submit budgets for its operations to the Thirty-ninth Legislative Assembly.

Was read the first time and referred to the Committee on State and Federal Government.

Senators Holand, Redlin and Becker introduced:

Senate Concurrent Resolution "VV". A concurrent resolution directing the legislative research committee, with the aid and cooperation of the state tax department, to continue its study of the state tax laws and tax structures.

Was read the first time and referred to the Committee on Finance and Taxation.

SECOND READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control divi-

sion, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Holand	Robinson
Beck	Kisse	Roen
Becker	Longmire	Sanford
Brooks	Luick	Saumur
Erickson	Meidinger	Sorlie
Forkner	Miller	Strinden
Foss	Morgan	Torgerson
George	Redlin	Wadeson
Harris	Ringsak	Wartner

Those voting in the negative were:

Baeverstad	Kjos	Solberg
Bopp	Lips	Thompson
Chesrown	Mahoney	Trenbeath
Dahlund	Mutch	Tuff
Kamrath	Nelson	Van Horn
Kautzmann	Reichert	Witteman
Kee	Sinner	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senator Luick moved that the vote by which Senate Bill No. 31 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 189. A Bill for an Act to create subsection 6 of section 57-15-10 of the North Dakota Century Code relating to exceptions to tax levy limitations in cities and villages, and providing such levy limitations shall not apply to taxes levied on property otherwise exempt from taxation, when levied to pay said property's proportionate share of the cost of fire protection services.

Which has been read.

Senator Lips moved that Senate Bill No. 189 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 191. A Bill for an Act to create and enact subsection 13. of Section 15-10-17 of the North Dakota Century Code relating to specific powers and duties of the state board of higher education, to authorize the board to enter into agreements with North Dakota municipalities for water, sewer, fire, and police protection and services necessary to institutions under its management and control.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Brooks	Kjos	Saumur
Chesrown	Lips	Sinner
Dahlund	Longmire	Solberg
Erickson	Mahoney	Sorlie
Forkner	Meidinger	Strinden
Foss	Miller	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Wadeson,
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Those voting in the negative were:

Beck	Morgan	Torgerson
Bopp	Nelson	Van Horn
Luick	Thompson	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 198. A Bill for an Act to amend and reenact Section 54-23-01 of the North Dakota Century Code relating to the control and management of state institutions under the control of the board of administration and Section 54-21-18 of the North Dakota Century Code relating to the control and management of the state office building, executive mansion and public grounds connected therewith by the state board of administration, and to authorize the board of administration to enter into agreements with North Dakota municipalities for water, sewer, police and fire protection and services necessary to said institution and buildings.

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, 6; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kjos	Sanford
Becker	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Solberg
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Those voting in the negative were:

Beck	Kisse	Torgerson
Bopp	Morgan	Wartner

Absent and not voting:

Berube Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 199. A Bill for an Act pertaining to false or misleading advertising on articles sold or offered for sale to the public, including the price thereof.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kisse	Roen
Baker	Kjos	Sanford
Beck	Lips	Saumur
Becker	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman
Kee		

Those voting in the negative were:

Bopp

Absent and not voting:

Berube Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 184. A Bill for an Act designating an outdoor recreation agency for the purpose of planning and coordinating recreational projects.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson

Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan
Kautzmann	Robinson	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 197. A Bill for an Act to amend and reenact subsection 10 of section 57-02-08 of the North Dakota Century Code and subsection 11 of section 57-02-08 of the supplement of the North Dakota Century Code defining the limits of exemption from taxation of property.

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, 23; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Ringsak
Baker	Kautzmann	Roen
Becker	Lips	Sanford
Brooks	Longmire	Saumur
Chesrown	Meidinger	Sinner
Dahlund	Mutch	Tuff
Erickson	Redlin	Wadeson
George	Reichert	

Those voting in the negative were:

Beck	Luick	Strinden
Bopp	Mahoney	Thompson
Forkner	Miller	Torgerson
Harris	Morgan	Trenbeath
Kamrath	Nelson	Van Horn
Kee	Robinson	Wartner
Kisse	Solberg	Witteinan
Kjos	Sorlie	

Absent and not voting:

Berube	Foss	Hernett
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So the bill was declared lost.

MOTIONS

Senator Foss moved that the Senate reconsider the action by which Senate Bill No. 197 was lost.

Senator Forkner made the substitute motion that the vote by which Senate Bill No. 197 was passed be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

Senator Wartner requested a division, which request was granted and a division was had and there were 28 ayes, 19 nays, so the motion of Senator Forkner was declared lost.

The question being on the motion of Senator Foss, which motion prevailed.

Senator Longmire moved that Senate Bill No. 197 be placed at the foot of the calendar, which motion was lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 197. A Bill for an Act to amend and reenact subsection 10 of section 57-02-08 of the North Dakota Century Code and subsection 11 of section 57-02-08 of the

supplement of the North Dakota Century Code defining the limits of exemption from taxation of property.

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, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Ringsak
Baker	Kautzmann	Roen
Becker	Lips	Sanford
Brooks	Longmire	Saumur
Chesrown	Meidinger	Sinner
Dahlund	Mutch	Solberg
Erickson	Redlin	Tuff
Foss	Reichert	Wadeson
George		

Those voting in the negative were:

Beck	Luick	Strinden
Bopp	Mahoney	Thompson
Forkner	Miller	Torgerson
Harris	Morgan	Trenbeath
Kamrath	Nelson	Van Horn
Kee	Robinson	Wartner
Kisse	Sorlie	Witteman
Kjos		

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senator Foss moved that the vote by which Senate Bill No. 197 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 206. A Bill for an Act to amend and reenact section 57-15-10.1 of the North Dakota Century Code, relating to the authority of counties and cities to levy a tax for advertising purposes.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner

Kamrath	Ringsak	Witteinan
Kautzmann	Robinson	

Absent and not voting:
Berube Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 224. A Bill for an Act to provide for an interstate compact on mental health, assuring care and treatment of mentally ill persons in any member state, permitting the transfer of patients, and providing for after care services for mental patients released from the state hospital in any member state.

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, 2; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Holand	Redlin	Witteinan
Kamrath	Reichert	

Those voting in the negative were:

Ringsak	Wadeson
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Absent and not voting:

Berube	Hernett	Wartner
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So the bill passed and the title was agreed to.

Senator Ringsak: "Mr. President. I want to explain my vote. I voted "no" on Senate Bill No. 224 for several reasons, mainly because of the vote yesterday on Senate Bill No. 334. Here we have another compact bill, Senate Bill No. 224. It has merit — it has lots of merit — in caring for the mentally ill in any state, but, Mr. President and Senators, yesterday this body saw fit to turn down Senate Bill No. 334 which would provide for the in-between element — that group that is neither mentally retarded nor mentally ill. Members of the Senate and Mr. President, I think we are today being overcome and swept overboard by the word "mental illness". All we have to hear is the word "mental illness" and that group then gets everything they ask for — but what about this in-between group, these young boys and girls we talked about yesterday? Are we going to let them go down in the pit of iniquity? Yesterday we asked that a law be passed whereby we could go and get young boys and girls and bring them back to the State, so that these children would not become mental

cases later on. This body saw fit to turn it down. Therefore, I voted "no" on this bill."

Senate Bill No. 226. A Bill for an Act to create and enact subsection 5 of section 39-06-02, subsection 8 of section 39-06-32, and section 39-09-11, and to amend and reenact sections 39-03-01, 39-03-02, 39-03-03, 39-03-05, 39-03-06, 39-03-07, 39-03-09, 39-03-10, subsection 2 of section 39-03-13, section 39-03A-07, subdivision i of subsection 2 of section 39-04-18, section 39-06-16, sections 39-06-42, 39-07-05, 39-07-09, 39-07-12, 39-08-09, 39-08-12, 39-08-18 and 39-20-07 of the North Dakota Century Code, relating to the organization, powers and duties of the highway patrol in the enforcement of motor vehicle laws; and to repeal section 39-03-15 of the North Dakota Century Code, relating to the use of radar in speed law enforcement.

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:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Witteman
Kautzmann		

Absent and not voting:

Berube	Hernett	Wartner
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So the bill passed and the title was agreed to.

MOTION

Senator Baker moved that Senate Bill No. 189 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 189. A Bill for an Act to create subsection 6 of section 57-15-10 of the North Dakota Century Code relating to exceptions to tax levy limitations in cities and villages, and providing such levy limitations shall not apply to taxes levied on property otherwise exempt from taxation, when levied to pay said property's proportionate share of the cost of fire protection services.

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, 17; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Reichert
Baker	Kautzmann	Ringsak
Becker	Kee	Roen
Brooks	Kjos	Sanford
Chesrown	Lips	Saumur
Dahlund	Longmire	Sinner
Erickson	Meidinger	Solberg
Foss	Miller	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Wadeson

Those voting in the negative were:

Beck	Mahoney	Thompson
Bopp	Morgan	Torgerson
Forkner	Nelson	Van Horn
Kamrath	Robinson	Wartner
Kisse	Sorlie	Witteaman
Luick	Strinden	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 250. A Bill for an Act giving the North Dakota aeronautics commission all powers of an airport authority as defined in Chapter 2-06, Airport Authorities Act and amendments thereto of the North Dakota Century Code, with certain exceptions, for the purpose of constructing an airport near the International Peace Garden and such other airports or landing fields as the commission may determine, and declaring an emergency.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Berube	Hernett
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So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 269. A Bill for an Act to amend and reenact section 15-04-15 of the North Dakota Century Code

to provide that in the collection of rentals on behalf of the state land commissioner's office, the state land commissioner rather than the county treasurer shall collect rentals due and give receipts therefor.

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, 10; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Sinner
Brooks	Kjos	Solberg
Chesrown	Lips	Sorlie
Dahlund	Longmire	Thompson
Erickson	Mahoney	Torgerson
Forkner	Meidinger	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Robinson	Witteman

Those voting in the negative were:

Baker	Miller	Ringsak
Bopp	Morgan	Strinden
Foss	Nelson	Wartner
Luick		

Absent and not voting:

Berube	Hernett	Saumur
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So the bill passed and the title was agreed to.

Senate Bill No. 295. A Bill for an Act to provide for a tax levy for the city fire department operation and maintenance when sub-station facilities are required, and declaring an emergency.

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, 6; nays, 39; absent and not voting, 4.

Those voting in the affirmative were:

Baker	Harris	Longmire
Beck	Lips	Mahoney

Those voting in the negative were:

Baeverstad	Kisse	Sanford
Becker	Kjos	Saumur
Bopp	Luick	Solberg
Brooks	Meidinger	Sorlie
Chesrown	Miller	Strinden
Dahlund	Morgan	Thompson
Erickson	Mutch	Torgerson
Forkner	Nelson	Trenbeath
George	Redlin	Tuff
Holand	Reichert	Van Horn
Kamrath	Ringsak	Wadeson
Kautzmann	Robinson	Wartner
Kee	Roen	Witteman

Absent and not voting:

Berube Hernet Sinner
Foss

So the bill was declared lost.

MOTIONS

Senator Morgan moved that the Senate reconsider the action by which Senate Bill No. 295 was lost, which motion prevailed.

Senator Baker moved that Senate Bill No. 295 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 299. A Bill for an Act to amend and reenact section 44-02-04 of the North Dakota Century Code, relating to vacancies of county offices.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Solberg
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Torgerson
George	Mutch	Tuff
Harris	Nelson	Van Horn
Holand	Redlin	Wadson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman

Those voting in the negative were:

Baker

Absent and not voting:

Berube Hernet Trenbeath

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, February 20, 1963

Mr. President: I have the honor to return:

Senate Bill No. 9

Senate Bill No. 12

Senate Bill No. 13

Senate Bill No. 14

Senate Bill No. 15

Senate Bill No. 18

Senate Bill No. 26

Senate Bill No. 90

Senate Bill No. 92

Senate Bill No. 113

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, February 20, 1963

Mr. President: I have the honor to transmit:

House Bill No. 561 .

House Bill No. 562

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 9
Senate Bill No. 12
Senate Bill No. 13
Senate Bill No. 14
Senate Bill No. 15
Senate Bill No. 18
Senate Bill No. 26
Senate Bill No. 90
Senate Bill No. 92
Senate Bill No. 113

Were delivered to the Governor for his approval at the hour of 3:45 o'clock p.m., Wednesday, February 20, 1963.

SENATOR HARRIS, Chairman.

Senator Holand moved that after the reading of Senate Bills No. 1, 185, 262, 263, 327, Senate Concurrent Resolution "Y", that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 343

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 39 has had the same under consideration and recommends that the same be amended as follows:

In line 5 of the title after the word "of" delete the word "nonresident"

In line 32 after the word "wages" delete the semicolon and the word "and" and insert a period in lieu thereof.

Delete lines 33 through 44 inclusive.

In line 49 after the word "OF" delete the word "NON-RESIDENT"

In line 50 after the word "to" delete the word "all"

In line 51 delete the word "nonresident"

In line 52 preceding the word "wages" insert the word "such", after the word "wages" delete the rest of the line

and insert in lieu thereof the words "the amount or amounts set forth in subsection 3. of this section;"

Delete lines 53 through 55 inclusive.

In line 56 delete the words "1954, as amended;"

In line 58 after the word "to" delete the word "a" and insert the word "an" in lieu thereof.

In line 59 delete the word "nonresident", after the word "employee" insert a period and delete the rest of the line.

Delete line 60.

In line 68 after the word "may" delete the words "adjust the percentage" and insert in lieu thereof the words "make an adjustment"

In line 71 after the word "commissioner" delete everything and insert the word "shall" in lieu thereof.

Delete all of lines 72 and 73.

Delete lines 80 through 93 inclusive and insert in lieu thereof:

"4. On or before the date of the commencement of employment with an employer, the employee shall furnish the employer with a signed withholding exemption certificate relating to the number of withholding exemptions which he claims, which shall in no event exceed the number to which he is entitled. The certificate shall be in such form and shall contain such information as the tax commissioner shall prescribe. The furnishing of such certificate or a new certificate if the exemption status of the employee changes, the time for furnishing the certificate and the time it shall take effect shall be governed by the similar provisions of the United States Internal Revenue Code of 1954, as amended."

In line 102 after the word "all" delete the word "non-resident"

In line 113 after the words "his" delete the word "non-resident"

In line 124 after the word "each" delete the word "non resident"

In line 130 after the word "each" delete the word "non-resident"

In line 196 delete the words "All nonresident" and insert the word "Each" in lieu thereof.

In line 197 delete the word "taxpayers" and insert in lieu thereof the word "taxpayer"

In line 198 after the word "of" delete the word "their" and insert the word "his" in lieu thereof.

In line 201 after the word "if" delete the word "their" and insert in lieu thereof the words "his estimated tax on"

In line 203 after the word "exceed" delete the word "sixty" and insert the word "forty" in lieu thereof.

In line 229 after the word "after" delete the words "December 31" and insert the words "June 30" in lieu thereof.

Remember the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 45 has had the same under consideration and recommends that the same be amended as follows:

Following the word "higher." in the last line of the bill as amended insert the following language "In addition, the provisions of this section, including the provisions in regard to tuition payments, shall not apply to any school district not operating a high school but for which there exists a contract or agreement with another state or a school district in another state for the admission of high school students from the district not operating a high school. Upon due cause being shown, the state board of public school education may hear appeals upon petition of the school board of any school district affected by the provisions of this section. If it shall find that the provisions of this section would result in an unworkable or unfeasible plan of school district organization it may grant a waiver to such school district. Thereafter such school district shall not be subject to the provisions of this section, except that tuition payments for students from such districts shall be paid in the same amounts as provided in this section for students from counties in which there are no high schools."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 129 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the second word "to" delete the words "two-thirds" and insert in lieu thereof the words "sixty per cent"

In line 12 after the second parentheses delete the words "two-thirds" and insert in lieu thereof the words "sixty per cent"

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 153 has had the same under consideration and recommends that the same be amended as follows:

In line 15 after the word "agreement" insert a comma

In line 16 delete the comma and insert in lieu thereof a period; after the comma delete the words "or the terms"

Delete lines 17 and 18

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 177 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted.

Senator Sinner made the substitute motion that Senate Bill No. 177 be placed on the calendar.

The question being on the substitute motion of Senator Sinner, there were 23 ayes, 25 nays, so the motion was declared lost.

The question being on the motion of Senator Brooks that the committee report on Senate Bill No. 177 be adopted, which motion prevailed.

Senator Redlin requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Brooks that the committee report on Senate Bill No. 177 be adopted, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Roen
Baker	Kjos	Sanford
Becker	Luick	Solberg
Chesrown	Meidinger	Sorlie
Dahlund	Miller	Strinden
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Wadeson
George	Ringsak	Wartner
Harris		

Those voting in the negative were:

Beck	Kisse	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Thompson
Brooks	Mahoney	Tuff
Kamrath	Redlin	Van Horn
Kautzmann	Reichert	Witteman
Kee	Robinson	

Absent and not voting:
Hernett

So the motion was declared adopted.

Senator Becker moved that the vote by which Senate Bill No. 177 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 183 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 14, 15 and 16

In line 17 delete the words "and one half dollars" and insert in lieu thereof the following words "and one-quarter times one hundred seventy-five dollars or a total of two hundred eighteen dollars and seventy-five cents"

In line 19 delete both parentheses; and delete the words "one hundred seventy-five"

In line 26 delete the parenthesis

In line 27 delete the parenthesis; and delete the words "one hundred seventy-five"

In line 28 delete the "parenthesis"

In line 29 delete the "parenthesis"; and the words "two hundred eighteen"

In line 30 delete the words "and seventy-five cents"

In line 33 delete the parentheses; and delete the words "one hundred"

In line 34 delete the words "seventy-five"

In line 42 delete the parentheses; and delete the words "one hundred"

In line 43 delete the words "seventy-five"

In line 52 after the period delete the words "It is"

Delete lines 53 through 73 inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was re-referred Senate Bill No. 186 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the word "products" delete the period and insert the following ", and providing a savings clause."

In line 23 after the word "section" delete the period and insert the following "in a civil action."

In line 30 after the word "defendant" delete the period and insert the following "in a civil action."

Add the following section: "SECTION 2. SAVINGS CLAUSE.) If any section, subsection, subdivision, sentence, phrase, clause, word or words of this Act shall for any reason be held to be unconstitutional, such decision shall not affect the validity of the remaining portions of the Act.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 195 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted.

Senator Reichert made the substitute motion that Senate Bill No. 195 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Appropriations to

whom was referred Senate Bill No. 203 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 204 has had the same under consideration and recommends that the same be amended as follows:

In line 6 of the title delete the word “, and” and insert in lieu thereof a period.

Delete all of lines 7 and 8 of the title

In line 27 delete the words “enter an order” and insert in lieu thereof the words “approve or reject the application.”

Delete lines 28 through 32 inclusive

In line 33 delete the words “AND ORDER TO” and insert in lieu thereof the word “— CONTRACT —”

In line 34 delete the words “CONSTITUTE A CONTRACT” and insert in lieu thereof the words “RATE OF TAX” and delete the words “The application of the”

Delete lines 35 and 36 and insert in lieu thereof the words “An agreement between the owner or operator of the native woodland, with the approval, by resolution, of the county commissioners of the county, or counties, wherein such woodlands are located, shall constitute a contract,”

In line 38 after the period and before the word “Any” insert the words “The county commissioners shall determine the rate of tax per acre which shall not be less than twenty-five cents per acre.”, and delete the word “order” and insert in lieu thereof the word “contract”

In line 40 delete the word “orders” and insert in lieu thereof the word “contracts”

Between lines 44 and 45 insert the following sentence “A copy of such contract shall be forwarded to the owner or operator of the land, to the local assessor of any township or district wherein the land is located, to the clerk of the township if the township is organized, and to the county auditor.”

In line 50 delete the word “, RATE,”

In line 54 delete the words “of twenty cents per” and insert in lieu thereof the words “determined by the county commissioners, but in no case less than twenty cents per acre.”

Delete all of line 55

In line 73 delete the word “return” and insert in lieu thereof the word “returned” and after the period insert the words “A copy of the declassification order shall be sent to the owner or operator of the land, to the local assessor of the township or district wherein the land is located, to the clerk of the township if the township is organized, and to the county auditor.

Delete lines 79 through 152 inclusive.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 210 has had the same under consideration and recommends that the same be amended as follows:

In the 4th line of the title after the word "Round-Up" delete the words "at a place within the Badlands of" and insert in lieu thereof the word "in".

In the 5th line of the title after the word "Dakota" the first time it occurs delete the words "near the city of Medora, North Dakota,".

In line 11 after the word "within" delete the words "the Badlands of".

In line 12 delete the words "near Medora, North Dakota,".

In line 13 delete the words "in the year 1965".

In line 17 after the word "the" the first time it occurs delete the words "members who are directors of the Theodore Roosevelt" and insert in lieu thereof the words "governor as chairman, a co-chairman who shall be the President of the Theodore Roosevelt National Memorial Park and Badlands Association, and such additional members as the governor may appoint".

In line 18 delete the words "National Memorial Park and Badlands Association".

In line 20 after the word "remuneration" delete the words "and the president of the association shall".

Delete all of line 21.

In line 33 after the word "of" the first time it occurs delete the words "a site within the Badlands of".

In line 34 delete the words "North Dakota near Medora,".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 215 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 217 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act providing for the appointment of a county supervisor of assessments.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. COUNTY SUPERVISOR OF ASSESSMENTS - APPOINTMENT.) The board of county commissioners of each county may appoint a county supervisor

of assessments who shall serve at the pleasure of the county commissioners. The compensation of such supervisor shall be determined by the county commissioners and such position may be either on a full-time or part-time basis in their discretion. The county commissioners may appoint as supervisor of assessments either the county auditor or a deputy county auditor or other elected county official, or any other person who is qualified. It shall be the responsibility of the county supervisor of assessments to supervise all assessors in the county to insure that uniform methods and procedures of real and personal property assessments are adhered to and to require them to conform to all state laws and to all rules and regulations regarding assessment methods and procedures as may be promulgated by the state tax commissioner or the board of county commissioners."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 223 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 225 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted.

Senator Brooks: "Mr. President. I rise to a point of personal privilege and ask that my remarks be printed in the Journal. The purpose of the report is to get out of the pressure chamber before we all get the bends. This is my fifth session and I have had a lot of pressure. I have been in politics for thirty years and pressure does not bother me. I can go back and get beat if I run again. The purpose of this committee report is so that we can get down to business and not have people whom I consider bigots putting pressure not only on me but on every person in this chamber. I have never in all my political career seen anything like the deluge of pressure that has been visited on the members of this chamber and the members of the House. It just isn't worth it. We have a lot to do and we might as well get on with it, and as I say before we all get the bends, let's get rid of the bill. I would say this — that I appreciate the friends who have taken the pressure unflinchingly and I refer particularly to my good friend and colleague, Bud Sinner. I understand that the restaurant people in Cass County voted 100% against Senate Bill No. 225. The papers have never printed that the Chamber of Commerce of Fargo, through its legislative committee, voted 100% for it and submitted it to the Board of Directors of the Chamber of Commerce, who voted 100% for it and enthusiastically. I don't know whether the

restaurant people of Cass County belong, but I am sure there must be some in Fargo who belong to the Fargo Chamber of Commerce. I would suggest that hereafter they submit their thinking to the Chamber of Commerce. I have taken a lot of abuse on this which, as I say, I am used to. I have carried the load in my committees. I have taken a lot of abuse about the way the hearing on Senate Bill No. 225 was held — not being fair and so on. About half an hour ago we finally got the last bill in from my committee. As far as I am concerned, I have done my job. At this time, Mr. President, I am tendering my resignation as chairman of the Committee on Industry, Business and Labor. I have served the committee and gotten the bills out. Now let someone else carry the ball."

The question being on the motion of Senator Brooks that the committee report on Senate Bill No. 225 be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 240 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 244 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "chapter" delete the parentheses

In line 11 after the second comma delete the parentheses; after the parentheses delete the word "an"

Delete lines 12, 13 and 14

In line 15 delete the words "or a finding of guilt on a traffic law violation charge,"

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 248 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the period insert the following language: ", and declaring an emergency"

After line 16 insert the following section:

"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.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 252 has had the same

under consideration and recommends that the same be amended as follows:

In line 37 delete the parantheses and the word "fifteen"
And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 254 has had the same under consideration and recommends that the same be amended as follows:

In line 4 after the comma delete the word "or" and insert in lieu thereof the word "and"

In line 27 after the word "than" delete the word "seven" and insert in lieu thereof the word "fifteen"

In line 28 delete the word "fifty"

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 268 has had the same under consideration and recommends that the same be amended as follows:

AMENDMENT TO SENATE BILL No. 268

In line 1 of the title after "57-50-11" insert the following: "and to create and enact section 57-50-11.1"

In line 3 of the title after the word "claims" insert the following: ", requiring a permit during a certain period and providing for the revocation thereof"

In line 15 delete the words "In addition"

Delete all of lines 16 to 35 inclusive and insert in lieu thereof the following:

"SECTION 2.) Section 57-50-11.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

57-50-11.1. PERMIT REQUIRED DURING CERTAIN PERIOD - REVOCATION THEREOF.) Refund claims on motor fuel tax resulting from sales of motor fuel occurring during the period from the first day of April through the thirtieth day of September may be assigned to the seller of the fuel when any sales receipt for the purchase of motor fuel on which a tax refund is owing under this chapter becomes thirty days or more old. The purchaser may assign to the seller his claim for refund by acknowledging the assignment agreement in writing on the face of the sales receipt. Before any person shall be allowed to assign his motor fuel tax refund to the seller during this period, he must have an unrevoked permit issued by the state auditor authorizing such assignment. The permit herein shall be issued to every applicant upon completion and forwarding to the state auditor an application form prescribed and furnished by the state auditor. Such application shall contain the sworn statement of the applicant that he is engaged in the business of agriculture and intends to use any fuel so assigned for agricultural purposes only. Such permit shall

not be transferable and shall be valid for the person in whose name it is issued only. Permits issued under the provisions of this section shall be valid and effective until revoked by the state auditor. Where such assignment is made the seller may forward it to the state auditor for credit on his fuel tax return in the amount of the refund owing on the assigned sales receipt. Any purchaser who shall assign his claim for refund under the provisions of this section must file an annual report with the state auditor within the time limitation set forth in section 57-50-03. If any purchaser shall fail to file such report within the period of time designated herein the state auditor shall revoke such permit authorizing such assignment in the same manner as provided for in section 57-54-11. Such report forms shall be furnished by the state auditor in substantially the same form as is prescribed in section 57-50-02."

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 274 has had the same under consideration and recommends that the same be amended as follows:

Delete the title and insert in lieu thereof the following title:

"For an Act to create and enact sections 65-02-05.1, 65-02-05.2, 65-04-04.2, 65-04-04.3, 65-04-04.4, 65-04-04.5, 65-04-04.6, and to amend and reenact sections 65-01-02, 65-01-05, 65-01-08, 65-01-09, 65-01-10, 65-01-11, 65-02-13, 65-02-14, 65-03-02, 65-04-01, 65-04-04, 65-04-04.1, 65-04-07, 65-04-08, 65-04-10, 65-04-17, 65-04-18, 65-04-19, 65-04-20, 65-04-21, 65-04-27, 65-04-27.1, 65-04-28, 65-04-29, 65-04-30, 65-05-01, 65-05-02, 65-05-05, 65-05-06, 65-05-07, 65-05-09, 65-05-10, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-17, 65-05-25, 65-05-26, 65-05-27, 65-05-28, 65-05-30, 65-07-01, 65-07-02, 65-07-03, 65-08-01, 65-08-02, 65-08-03, 65-09-04, 65-10-01, 65-10-02, 65-10-03, 26-08-02, 26-14-07 and 26-28-02 of the North Dakota Century Code, relating to workmen's compensation, and to permit employers at their option to provide workmen's compensation insurance through insurance companies, by qualification as self-insured employers, or by contributions to the North Dakota workmen's compensation fund; specifying the terms and conditions under which the same may be done; providing for action of the workmen's compensation bureau upon all controversial claims; providing for liability of the carrier or fund insuring workmen's compensation coverage, and to permit insurance companies to provide workmen's compensation insurance, and providing for an effective date."

In line 23 after the word "Section" delete the numerals "65-04-04b" and insert in lieu thereof the numeral "65-04-04.3"

In line 342 after the word "and" delete the following: "if not otherwise exempt"

Delete lines 343, 344, 345 and 346.

In line 347 delete the words "payroll reports as provided in section 65-04-14 and"

In line 389 after the word "the" delete the word "commissioner" and insert in lieu thereof the word "commissioners"

In line 509 after the numeral "65-04-13" delete the following: ", 65-04-27.1"

In line 603 after the period add the following sentence: "A copy of such notice shall be served on the bureau either personally or by certified mail."

In line 807 after the word "carrier" insert the following words: "if such can be determined"

In line 1775 underscore the numeral "7."

In line 1781 preceding the numeral "8." insert the numeral ((7.))

After line 1820 insert the following section:

"SECTION 63. ASSIGNED RISK PLAN.) If the commissioner of insurance after a hearing of which public notice shall be given and interested parties shall be given an opportunity to be heard, shall find that the total losses incurred by the state fund on account of employers who had been refused coverage by two or more insurance companies, materially and adversely affect the loss experience of the state fund, he shall approve a plan for apportioning between the insurance companies and the state fund those employers who, after the approval of such plan, are rejected by the state fund and one insurance company or by two or more insurance companies. Such plan shall be fair and equitable to the insurance companies and the state fund. The distribution of assignments among the insurance companies and the state fund shall be made in proportion to their respective share of the total net direct workmen's compensation premium written in North Dakota during the preceding calendar year. After approval of the plan by the commissioner of insurance, all insurance companies writing workmen's compensation insurance in this state and the state fund shall subscribe and participate in accordance with the rules of the plan. Any employer who has been assigned under the plan, any insurance company affected, or the bureau may appeal to the commissioner of insurance from any ruling or decision of the manager designated to operate such plan. Any order or act of the commissioner of insurance under this section shall be subject to review as provided in Chapter 28-32, North Dakota Century Code, as amended."

In line 1828 after the word "on" delete the words "January 1, 1964" and insert in lieu thereof the words "July 1, 1965"

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 282 has had the same under consideration and recommends that the same be amended as follows:

In line 26 after the period insert the following: "If a registered agent changes his or its business address to a place within the same county he or it may change such

address and the address of the registered office of any corporations of which he or it is the registered agent by filing a statement as required above with one copy thereof for each corporation listed on the certificate except that it need be signed only by the registered agent, need not be responsive to E. or G. and must recite that a copy of the statement has been mailed to each such corporation."

Delete lines 33 through 73

In line 74 delete the number "3" and insert in lieu thereof the number "2"

In line 106 after the period insert the following: "If a registered agent changes his or its business address to a place within the same county he or it may change such address and the address of the registered office of any corporations of which he or it is the registered agent by filing a statement as required above with one copy thereof for each corporation listed on the certificate except that it need be signed only by the registered agent, need not be responsive to E. or G. and must recite that a copy of the statement has been mailed to each such corporation."

Delete lines 113 through 153

In line 154 delete the number "3" and insert in lieu thereof the number "2"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 285 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 297 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 302 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 303 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 306 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted.

Senator Reichert made the substitute motion that Senate Bill No. 306 be placed on the calendar, which motion was declared lost.

The question being on the motion of Senator Wartner that the committee report on Senate Bill No. 306 be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 307 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the numerals "16-10-07" insert the following: "16-10-08"

In line 7 after the parentheses delete the words "precinct committeemen" and insert in lieu thereof the words "chairmen of the county central committees"

In line 18 after the word "the" delete the word "committeeman" and insert in lieu thereof the word "chairman"

Delete lines 22, 23, 24, 25 and 26

After line 26 insert the following section:

"SECTION 2. AMENDMENT.) Section 16-10-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-10-08 CHAIRMAN OF COUNTY CENTRAL COMMITTEE MAY ((NOMINATE))) "APPOINT" PERSON AS JUDGE OF ELECTIONS.) At least one week prior to a primary or general election, the chairman of the county central committee of each of the two parties which cast the largest number of votes in the state at the last general election may ((nominate))) "appoint" a member of such party as judge of election. Each person ((nominated))) "appointed" shall have the qualifications prescribed in this chapter and shall be given a certificate of ((nomination))) "appointment" signed by the chairman of the county central committee. If such certificate is presented to the inspector of elections prior to the opening of the polls, he shall appoint ((the person nominated))) "such appointee" as a judge of election."

In line 27 after the word "SECTION" delete the numeral "2" and insert in lieu thereof the numeral "3"

In line 33 after the second parentheses delete the words "precinct committeemen" and insert in lieu thereof the words "judge of the election"

In line 40 after the word "party" delete the word "as"

In line 41 delete the words "the precinct committeeman"

In line 44 after the parentheses delete the words "precinct committeemen" and insert in lieu thereof the words "judge of the election"

In line 54 after the period delete the words "If no precinct committeeman eligible to"

Delete lines 55, 56, 57, 58 and 59

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 318 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 319 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 320 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "hospital" delete the words "and state school for the feeble-minded"

In line 4 of the title after the comma delete the words "and the state tuberculosis"

Delete line 5 of the title

In line 6 of the title delete the words "department of health,"

In line 12 of the title after the first comma delete the numerals "25-04-03, 25-04-04, 25-04-05, 25-04-06,"

Delete lines 13, 14, 15 and 16 of the title

In line 17 of the title delete the numerals "25-05-30, 25-05-33, 25-05-34,"

In line 20 of the title after the numerals "54-23-01," delete the word "and"; after the numeral "54-23-21" insert the following: ",and 54-23-22"

In line 21 of the title after the word "repeal" delete the word "sections" and insert in lieu thereof "section"; after the numerals "54-23-16" delete the word "and"

In line 22 of the title delete the numerals "54-23-22" of the title

Delete all of lines 6 through 11

In line 12 delete the figure "4" and insert in lieu thereof the figure "2"

In line 14 delete the figure "5" and insert in lieu thereof the figure "3"

In line 15 delete the figure "6" and insert in lieu thereof the figure "4"

In line 17 delete the word "and"

In line 18 delete the figure "7" and insert in lieu thereof the figure "5"

In line 19 delete the words ", the state school, and the" and insert a semicolon

Delete all of line 20

After line 20 insert the following subsection:

"6. "Director" shall mean the director of the division who shall be a board certified psychiatrist."

In line 21 delete the words "AND STATE SCHOOL"

In line 22 delete the words "FOR THE FEEBLE-MINDED"

In line 23 delete the words "TRANSFER OF STATE TUBERCULOSIS"

Delete all of line 24

In line 25 delete the words "OF MENTAL RETARDATION"

In line 26 delete the words ", the Grafton state"

Delete all of line 27

In line 28 delete the words "for the feeble-minded"

In line 30 delete the words "The administration and control of the"

Delete all of lines 31 through 38

In line 234 delete the words "and mentally retarded"

In line 236 delete the words "and mentally retarded"

In line 237 delete the words "and state school,"

In line 240 delete the word "institutions" and insert in lieu thereof the word "institution"

Delete lines 242 through 255 inclusive

In line 385 delete the figure "26" and insert in lieu thereof the figure "25"

In line 467 delete the figure "26" and insert in lieu thereof the figure "25"

In line 674 delete the words "Patients of the state hospital"

Delete lines 675 through 679

Delete all of lines 760 and 761

In line 762 delete the figure "13" and insert in lieu thereof the figure "12"

In line 763 delete the figure "14" and insert in lieu thereof the figure "13"

In line 765 delete the figure "15" and insert in lieu thereof the figure "14"

In line 776 after the comma insert triple parentheses

In line 777 delete the triple parentheses

Delete all of lines 781 and 782

In line 783 delete the word "sanatorium"; delete the comma and insert in lieu thereof the word "or"; and delete the words "or department"

In line 789 delete the triple parentheses before and after the word "board" and delete the word "division"

In line 792 delete the triple parentheses before and after the word "board" and delete the word "division"

In line 797 delete the comma and insert in lieu thereof the word "OR" and delete the words "OR DEPARTMENT"

In line 800 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 807 delete the comma after the word "board" and insert in lieu thereof the word "or" and delete the words "or department"

In line 812 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 814 delete the comma after the word "board" and insert in lieu thereof the word "or"

In line 815 delete the words ", or department"

In line 829 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 833 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 848 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 856 delete the words "and state school"

In line 860 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 871 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 874 delete the comma and insert in lieu thereof the word "or"

In line 875 delete the words "or department"

In line 883 insert triple parentheses before the word "and", and also after the word "school"

In line 897 delete the comma and insert in lieu thereof the word "or" and delete the last word "or"

In line 898 delete the word "department"

In line 906 delete the comma and insert in lieu thereof the word "or"

In line 907 delete the words "or department"

In line 908 delete the comma and insert in lieu thereof the word "or"

In line 909 delete the words "or department"

In line 926 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 932 delete the comma and insert in lieu thereof the word "OR" and delete the words "OR DEPARTMENT"

In line 935 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 941 delete the comma and insert in lieu thereof the word "or" and delete the words "or department"

In line 963 delete the first comma and insert in lieu thereof the word "or"; delete the words ", or department"; and delete the third comma and insert in lieu thereof the word "or"

In line 964 delete the words "or department"

In line 978 after the second comma insert the word "OR"

In line 979 delete the words ", OR DEPARTMENT"

In line 981 after the second comma insert the word "or"

In line 982 delete the words ", or department"

In line 1151 delete the parentheses before and after the word "board" and delete the word "division"

Delete lines 1155 through 1620

In line 1631 delete the parentheses before and after the words "board of administration", and after the word "administration" insert the words "or the"

In line 1632 delete the words "or the department of health"

In line 1642 delete the parentheses before and after the words "board of administration"; after the word "administration" insert the words "or the"; and delete the last word "or"

In line 1643 delete the words "the department of health"

In line 1651 delete the parentheses before and after the words "board of administration", and after the word "administration" insert the words "or the"

In line 1652 delete the words "or the department of health"

In line 1655 delete the parentheses before the word "board"

In line 1656 delete the parentheses after the word "administration"; after the word "administration" insert the words "or the"; and delete the last words "or the"

In line 1657 delete the words "department of health"

In line 1663 delete the parentheses before and after the words "board of administration", and after the word "administration" insert the words "or the"

In line 1664 delete the words "or the department of health"

In line 1679 delete the parentheses before the word "board"

In line 1680 delete the parentheses after the word "administration"; after the word "administration" insert the words "or the"; and delete the last word "or"

In line 1681 delete the words "the department of health"

In line 1691 delete the parentheses before and after the words "board of administration", and after the word "administration" insert the words "or the"

In line 1692 delete the word "or"

In line 1693 delete the words "the state department of health"

In line 1694 delete the parentheses before and after the word "board"; after the word "board" insert the word "or"; and delete the words "or department"

In line 1705 delete the parentheses before the word "board"

In line 1706 delete the parentheses after the word "administration"; after the word "administration" insert the words "or the"; and delete the last words "or the"

In line 1707 delete the words "department of health"

In line 1713 delete the parentheses before and after the word "board", and after the word "board" insert the word "or"

In line 1714 delete the words "or department"

In line 1723 delete the parentheses before and after the words "board of administration", and after the word "administration" insert the words "or the"

In line 1724 delete the words "or department of health"

In line 1727 delete the parentheses before and after the words "board of administration", and after the word "administration" insert the words "or the"

In line 1728 delete the words "or department of health"

In line 1740 delete the parentheses before and after the words "board of administration"; and after the word "administration" insert the words "or the"; and delete the last word "or"

In line 1741 delete the words "department of health"

In line 1743 delete the parentheses before and after the word "board"; after the word "board" insert the word "or"; and delete the words "or department"

In line 1749 delete the parentheses before and after the word "board"; after the word "board" insert the word "or"; and delete the words "or department of health"

In line 1752 delete the parentheses before and after the word "board"; after the word "board" insert the word "or"; and delete the word "or"

In line 1753 delete the words "the department of health"

In line 1761 delete the parentheses before and after the words "board of administration", and after the word "administration" insert the words "or the"

In line 1762 delete the words "or the department of health"

In line 1777 delete the parentheses before and after the words "board of administration", and after the word "administration" insert the words "or the"

In line 1778 delete the words "or the department of health"

In line 1793 delete the parentheses before the word "board"

In line 1794 delete the parentheses after the word "administration"; after the word "administration" insert the words "or the"; and delete the last words "or the"

In line 1795 delete the words "department of health"

In line 1797 delete the parentheses before and after the words "board"; after the word "board" insert the word "or"; and delete the last word "or"

In line 1798 delete the words "department of health"

In line 1799 delete the parentheses before the word "board"

In line 1800 delete the parentheses after the word "administration"; after the word "administration" insert the words "or the"; and delete the last words "or the"

In line 1801 delete the words "department of health"

In line 1813 delete the triple parentheses and after the word "administration" insert the words "or the"

In line 1827 delete the words "the state department of health,"

In line 1842 delete the parentheses before the words "the Grafton"

In line 1843 delete the parentheses after the words "state school,"

In line 1844 delete the parentheses before and after the words "the state tuberculosis sanatorium,"

In line 1855 delete the parentheses before the word "INVESTIGATION"

In line 1856 insert parentheses before the word "AND"

In line 1862 delete parentheses before the word "It"

In line 1864 insert parentheses between the words "of" and "the" and between the words "and" and "the"

In line 1865 delete the first comma

In line 1867 delete the word "institutions" and insert in lieu thereof the word "institution"

In line 1868 delete the parentheses after the word "therein."

Between lines 1871 and 1872 insert the following language:

Delete the words Section 78

"SECTION 78. AMENDMENT.) Section 54-23-22 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

54-23-22. TRANSFER OF INMATES FROM ONE INSTITUTION TO ANOTHER.) The board and the mental health division of the state department of health by mutual agreement may transfer inmates of the state training school to the state hospital or to the Grafton state school, or transfer patients of the state hospital to the Grafton state school, or patients or pupils of the Grafton state school to the state hospital whenever the superintendent of any such institution shall recommend such transfer and the board is satisfied, upon investigation, that such transfer is advisable. If any inmate, so transferred, is maintained at the expense of the county from which he was committed, the cost of his maintenance in the institution to which he is transferred shall be charged to such county and shall be collected therefrom upon notice to the county auditor of said county by the board."

In line 1872 delete the word "Sections" and insert in lieu thereof the word "Section"

In line 1873 delete the words "and 54-23-22", and delete the word "are" and insert in lieu thereof the word "is"

Remove the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 330 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 332 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the first comma insert the numbers "15-21-02,"

In line 5 of the title after the word "officials" insert the words ",and providing an effective date"

In line 7 after the second parentheses delete the word "seven" and insert in lieu thereof the word "nine"; after the word "thousand" delete the words "five hundred"

After line 7 insert the following section:

"SECTION 1. AMENDMENT.) Section 15-21-02 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

15-21-02. SALARY AND TRAVELING EXPENSES.) The superintendent of public instruction shall receive an annual salary of (((seventy-two hundred))) eleven thousand dollars. He shall be allowed in addition thereto his necessary and actual expenses incurred in the discharge of his official duties, such expenses to be paid monthly on a warrant prepared by the department of accounts and purchases and signed by the state auditor, upon the filing of an itemized and verified statement of expenses."

In line 13 after the second parentheses delete the word "seven" and insert in lieu thereof the word "nine"

In line 14 after the word "thousand" delete the words "five hundred"

In line 19 after the second parentheses delete the word "seven" and insert in lieu thereof the word "nine"

In line 20 after the word "thousand" delete the words "five hundred"

In line 46 after the second parentheses delete the word "seven" and insert in lieu thereof the word "nine"; after the word "thousand" delete the words "five hundred"

In line 52 after the second parentheses delete the word "seven" and insert in lieu thereof the word "nine"; after the word "thousand" delete the words "five hundred"

In line 58 after the second parentheses delete the word "seven" and insert in lieu thereof the word "nine"; after the word "thousand" delete the words "five hundred"

In line 64 after the second parentheses delete the word "ten" and insert in lieu thereof "twelve"

In line 69 after the second parentheses delete the word "seven" and insert in lieu thereof the word "nine"

In line 70 after the word "thousand" delete the words "five hundred"

After line 70 insert the following section:

EFFECTIVE DATE. The provisions of this Act shall be effective January 1, 1965.

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 335 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 336 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 337 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 340 has had the same under consideration and recommends that the same be amended as follows:

In line 30 after the comma delete the words "two officers of which are" and insert in lieu thereof the words "the majority stock in which is owned by"

In line 47 after the period add the following: "The provisions of subsection 5 of this section shall not apply to hospital pharmacies furnishing service only to patients in such hospital."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 343 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 344 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 347 has had the same under consideration and recommends that the same be amended as follows:

In line 40 after the first word "the" delete the words "state auditor" and insert in lieu thereof the words "director of accounts and purchases"

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 351 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 352 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 354 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 358 has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 359 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Concurrent Resolution "V" has had the same under consideration and recommends that the same do pass.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Concurrent Resolution "CC" has had the same under consideration and recommends that the same further be re-referred to the legislative research resolutions committee.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "PP" has had the same under consideration and recommends that the same further be re-referred to the legislative research resolutions committee.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "MM" has had

the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution "QQ" has had the same under consideration and recommends that the same further be re-referred to the legislative research resolutions committee.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "RR" has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "SS" has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution "TT" has had the same under consideration and recommends that the same do pass and further, be re-referred to the Legislative Research Resolutions Committee.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution "VV" has had the same under consideration and recommends that the same do pass and further, be re-referred to the Legislative Research Resolutions Committee.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

MOTION

Senator Morgan moved that the Senate reconsider the action by which Senate Bill No. 337 was indefinitely postponed, which motion was declared lost.

Senator Morgan requested a division, which division was not granted for lack of eight members requesting the same.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 50 has had the same under consideration and recommends that the same be amended as follows:

Delete line 1 in the title and insert in lieu thereof the following: "For an Act to amend and reenact section 57-38-31 and to create and enact section 57-38-65 of the"

In the last line of the title before the period insert the following: ", and declaring an emergency"

In line 7 after the word "of" delete the words "one and two-tenths" and insert in lieu thereof the word "three"

In line 8 after the second word "of" delete the word "their" and insert the word "his" in lieu thereof.

In line 9 after the word "and" delete the word "the" and insert the following: "a personal exemption of six hundred dollars in the case of an estate, trust, single individual or married individual filing a separate return and an exemption of twelve hundred dollars in the case of a married couple filing a joint return"

Delete all of line 10 and in line 11 delete the words "section 57-38-26"

In line 12 after the word "to" delete the word "twenty-five" and insert in lieu thereof the word "ten"

Delete the period at the end of line 15, insert in lieu thereof a semicolon and the following: "provided that the tax liability due and payable under this section shall in no case be less than five dollars for each estate, trust or individual required to file a return except that in the case of a married couple who file a joint return the tax liability due and payable shall not be less than ten dollars."

After line 24 of the bill add the following:

SECTION 2. AMENDMENT.) Section 57-38-31 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

"57-38-31. ((DUTY OF INDIVIDUALS TO MAKE RETURN.) The following individuals shall be required to make returns:

1. Each individual, including minor children, subject to taxation under the provisions of this chapter, having a net income during the income year of six hundred dollars or over, if single, or if married and not living with husband or wife at the close of the income year, or having a net income for the fiscal year of fifteen hundred dollars or over, if married and living with husband or wife at the close of the income year, and every individual having a gross income during the income year of five thousand dollars, or more, regardless of the amount of his net income, shall make a return, stating specifically the items of his gross income and the deductions and exemptions allowed by this chapter and claimed by him. The return shall be signed by the person required to make it and shall contain a written declaration that it is made and subscribed under penalties of perjury;
2. If a husband or wife living together have an aggregate net income of fifteen hundred dollars or over, each shall make such a return, unless the income of each is included in a single joint return;
3. If the taxpayer is unable to make his own return, the return shall be made by a duly authorized agent or by a guardian or other person charged with the care of the person or property of the taxpayer;

4. Every fiduciary subject to taxation under the provisions of this chapter shall make a return for the individual, estate or trust for which he acts, if the net income thereof amounts to six hundred dollars or over; the return shall be signed by the person required to make it and shall contain a written declaration that it is made and subscribed under the penalties of perjury. Subsections 4 and 5 of this section shall apply to every income year beginning after December 31, 1952;
5. The return made by a fiduciary shall state specifically the items of gross income and the deductions and exemptions allowed by this chapter, and such other facts as the tax commissioner may prescribe. Under such regulations as the tax commissioner may prescribe a return may be made by one or more joint fiduciaries;
6. A fiduciary required to make a return under this chapter shall be subject to all of the provisions of the chapter which apply to an individual;
7. The return shall be accompanied by a true copy of the federal income tax return of the taxpayer or by equivalent information on forms furnished and under regulations promulgated by the state tax commissioner.))

57-38-31. DUTY OF INDIVIDUALS AND FIDUCIARIES TO MAKE RETURNS.)

1. Returns with respect to taxes imposed by this chapter shall be made by the following persons:
 - a. Every individual who is required to file a federal income tax return under the provisions of the United States Internal Revenue Code of 1954 as amended shall be required to make and file a return with the tax commissioner; provided that no individual shall be required to make and file a return with the tax commissioner unless he has a gross income as defined for federal income tax purposes of six hundred dollars or more; provided further, that if a husband and wife make a joint return of income for federal income tax purposes they shall make a joint return of income for the purpose of complying with this chapter;
 - b. Every estate the gross income of which for the taxable year is six hundred dollars or more;
 - c. Every trust having for the taxable year any taxable income, or having gross income of six hundred dollars or over, regardless of the amount of taxable income.
2. If an individual is deceased, the return of such individual required under subdivision a of subsection 1 of this section shall be made by his executor, administrator, or other person charged with property of such decedent.
3. If an individual is unable to make a return required under subdivision a of subsection 1 of this section, the return of such individual shall be made by a duly authorized agent, his committee, guardian, fiduciary or other person charged with the care of the person or

property of such individual, except that this subsection shall not apply in the case of a receiver appointed by authority of law in possession of only a part of the property of an individual.

4. Returns of an estate or a trust shall be made by the fiduciary thereof.
5. If a return is made by one of two or more joint fiduciaries for federal income tax purposes, a similar return shall be made for the purposes of complying with this chapter.
6. Each return shall be signed by the person required to make it and shall contain a written declaration that is made and signed under penalties of perjury; in the case of a joint return, both the husband and wife if both are living shall sign it.
7. Each return shall include thereon the identifying account number required for federal income tax purposes.

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.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was re-referred Senate Bill No. 236, as amended, has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate do now adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-FOURTH DAY

Bismarck, February 20, 1963

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain John Holton, Christ Episcopal, Mandan.

O God, the fountain of all wisdom, whose statutes are good, and gracious, and whose law is truth; We beseech Thee so to guide and bless the Senate of this State, that it may ordain for our governance only such things as please Thee, to the glory of Thy name and the welfare of the people; through Jesus Christ, Thy Son, our Lord. Amen.

Roll call: All Senators present except Senator Hernet.

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-second day after recess and forty-third day and recommends that the same be corrected as follows:

On page 455, line 1, correct the spelling of the word "TUESDAY"

On page 468, in line 13, delete the word "Senator" and insert in lieu thereof "Senators" and after the name "Hernett" insert the following: "and Reichert".

And when so corrected recommends that the same do pass.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 304. A Bill for an Act to amend and reenact sections 40-18-03, 40-18-01, and 40-18-11 of the North Dakota Century Code, relating to the appointment of alternate police magistrates and proceedings in police magistrate court.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Brooks Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 309. A Bill for an Act to amend and reenact sections 57-22-01, 57-22-02, and 57-22-03 of the North Dakota Century Code, relating to collection by the sheriff of delinquent personal property taxes.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie

Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:
 Brooks Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 350. A Bill for an Act to create and enact section 25-09-11 relating to expenses of care and treatment at the Grafton state school and providing for the reduction of and limitations upon claims for the expense of care and treatment at such institution, and declaring an emergency.

Which has been read.

Senator Ringsak moved that Senate Bill No. 350 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 38. A Bill for an Act making an appropriation and providing for a study and analysis of state policies and procedures in regard to the collection of sales and use taxes.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:
 Brooks Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 115. A Bill for an Act to create and enact subsection 6 of section 39-04-02 and section 39-04-02.1

of the North Dakota Century Code, relating to the payment of personal property taxes as a prerequisite to the registration of motor vehicles and providing a penalty; and to amend and reenact section 57-20-01 of the North Dakota Century Code, relating to forms mailed by the county treasurer to the taxpayer and the motor vehicle registrar upon payment of such taxpayer's personal property taxes.

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, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Mutch	Torgerson
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Those voting in the negative were:

Berube	Miller	Trenbeath
Dahlund	Morgan	

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 188. A Bill for an Act providing for a legislative committee on audits and fiscal review, defining its organization, powers, and duties, making an appropriation, and creating section 54-14-03.1 of the North Dakota Century Code, relating to reports by the auditing board.

Which has been read.

Senator Baker moved that Senate Bill No. 188 be amended as follows:

In line 28 after the word "to", insert the following words: "employ an expert staff, to"

In line 51 delete the following words: ", but the committee shall meet at"

In line 52 delete the following words: "least once in each quarter year"

In line 81 delete the figure "\$12,900.00" and insert in lieu thereof the figures "\$35,000.00"

Renumber the lines accordingly.

Which motion was declared lost.

ROLL CALL

The question being on the final passage of Senate Bill

No. 188, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Roen	

Those voting in the negative were:

Baker	Miller	Robinson
Berube		

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 234. A Bill for an Act, to amend and re-enact Section 25-09-02, 25-09-03, 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-09 of the North Dakota Century Code, deleting reference to tuberculosis sanatorium and to provide for payment by the state of all costs of care and treatment for persons suffering from tuberculosis or suspected of having tuberculosis.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Luick	Solberg
Brooks	Longmire	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 20, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 75

Senate Bill No. 216

Senate Bill No. 249

Senate Bill No. 270

Senate Bill No. 300

Senate Bill No. 301

Senate Bill No. 328

Senate Bill No. 333

Senate Bill No. 348

Senate Bill No. 349

Senate Concurrent Resolution "R"

Senate Concurrent Resolution "T"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that after the reading of Senate Bills No. 27, 142, 148, 288, 65, 313, 321, 323, 331, 164, 241, 272, 276, and 317, that the Senate recess until 1:00 p.m., February 21, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-FOURTH DAY AFTER RECESS AND
FORTY-FIFTH DAY

Bismarck, February 21, 1963

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 reports that it has examined the following bills:

Senate Bill No. 48
Senate Bill No. 85
Senate Bill No. 190
Senate Bill No. 243
Senate Bill No. 245
Senate Bill No. 253
Senate Bill No. 293
Senate Bill No. 316

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 182 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR BROOKS, Chairman.

Senator Brooks moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "L" has had the same under consideration and recommends that the same be amended as follows:

In line 18 after the period insert the following: "No person shall be eligible for the office of governor for more than two terms."

In line 37 after the first word "for" delete the words "the office of treasurer" and insert in lieu thereof the following: "any office enumerated in this section"

In line 38 delete the word "consecutive"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Bills No. 39, 45, 50, 129, 153, 183, 186, 204, 210, 217, 244, 248, 252, 254, 268, 274, 282, 307, 320, 332, 340, and 347, be dispensed with, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 39 be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 45 be adopted, which motion prevailed.

Senator Sinner moved that Senate Bill No. 45 be further amended as follows:

Delete all of line 42.

In line 43 delete the words "school therein."

Which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 50 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 129 be adopted, which motion prevailed.

Senator Kee moved that the amendments to Senate Bill No. 153 be adopted, which motion prevailed.

Senator Roen moved that the amendments to Senate Bill No. 183 be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 186 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 204 be adopted, which motion prevailed.

Senator Foss moved that the amendments to Senate Bill No. 210 be adopted, which motion prevailed.

Senator Roen moved that Senate Bill No. 210 be further amended as follows:

In line 61 delete the period and insert the following language "which includes acting as security officers to guard Girl Scout equipment and supplies for sixty days before, the two weeks during, and fifteen days after, the encampment."

And renumber the lines accordingly.

Which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 217 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 244 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 248 be adopted, which motion prevailed.

Senator Longmire moved that Senate Bill No. 248 be further amended as follows:

In line 12 after the period add the following: "Provided, however, this limitation shall not apply to any banking institution which has already received a permit for the construction of such a receiving and paying station."

Renumber the lines accordingly.

Which motion prevailed.

Senator Kee moved that the amendments to Senate Bill No. 252 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 254 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 268 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 274 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 282 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 307 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 320 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to Senate Bill No. 332 be adopted, which motion prevailed.

Senator Brooks moved that the amendments to Senate Bill No. 340 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to Senate Bill No. 347 be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 256. A Bill for an Act to amend and reenact section 12-55-26.1 of the North Dakota Century Code Supplement, making it unlawful knowingly and willfully to cause persons on parole to violate their parole and providing a penalty.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 312. A Bill for an Act to provide that any person who is required to approve warrants for, or to pay any compensation to any state employee shall require a statement from the tax commissioner that such officer or

employee has filed and paid his state income tax prior to his receiving such compensation or, in the alternative, shall require a sworn statement from such employee that he was not required to file a return or that no state income tax is due.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

MOTION

Senator Becker moved that Senate Concurrent Resolutions "S", "U", "W", "Z" and "Y", be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 357. A Bill for an Act to grant the city of Minot, North Dakota, a perpetual underground easement for storm sewer purposes across the property of the state of North Dakota Normal School in the city of Minot, North Dakota, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson

Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 110. A Bill for an Act to amend and reenact section 15-62-02 of the North Dakota Century Code relating to eligibility for scholarships.

Which has been read.

Senator Ringsak moved that Senate Bill No. 110 be amended as follows:

In line 9 after the word "school" insert the following: "or who have a state high school general achievement certificate issued by the department of public instruction of the state of North Dakota or have passed the entrance examination and"

Delete all of lines 17 through 24

And renumber the lines accordingly.

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 110 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 110, as amended from the floor, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:
Hernett Saumur

So the bill passed and the title was agreed to.

MOTION

Senator Becker moved that Senate Bill No. 174 be moved down on the calendar just below Senate Bill No. 276, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 235. A Bill for an Act to authorize the state board of higher education to sell its interest in certain lands to the state highway department for use as a radio tower site and access road and highway rights of way.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 106. A Bill for an Act to authorize certain counties to levy a tax for county fair purposes, providing for the expenditure of the proceeds, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner

Kamrath Ringsak Witteman
 Absent and not voting:
 Hernet

So the bill passed and the title was agreed to, and the emergency clause carried.

MOTION

Senator Baker moved that Senate Bill No. 106 be reprinted, which motion prevailed.

Senate Bill No. 149. A Bill for an Act to establish a commission on peace officers' standards and training, to provide for the appointment of a director and other employees, to provide for the establishment of standards and curriculum for peace officers' school and making an appropriation therefor.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:
 Hernet

So the bill passed and the title was agreed to.

Senate Bill No. 193. A Bill for an Act to create and enact Sections 26-17-01.1, 26-17-01.2, 26-17-01.3, 26-17-01.4, 26-17-01.5, 26-17-01.6, 26-17-01.7, 26-17-01.8, of the North Dakota Century Code, relating to written examination for insurance agents license, providing an examination fee, providing exemptions, providing for a temporary license certificate without written examination, providing for non-resident Life and Accident and Health insurance agents, providing for the commissioner to enter into reciprocal agreements waiving written examinations, providing for an effective date, providing for advisory boards, providing for a penalty, providing for a savings clause and appropriating funds for its administration; and to amend and reenact section 26-17-01 of the North Dakota Century Code relating to licensing of insurance agents by Insurance Commissioner, renewals and expiration date of license.

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, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kjos	Sanford
Brooks	Lips	Saumur
Chesrown	Longmire	Sorlie
Erickson	Luick	Strinden
Forkner	Mahoney	Trenbeath
Foss	Meidinger	Van Horn
George	Mutch	Wadeson
Harris	Reichert	Wartner

Those voting in the negative were:

Berube	Miller	Solberg
Bopp	Morgan	Thompson
Dahlund	Nelson	Torgerson
Kamrath	Redlin	Tuff
Kisse	Sinner	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator Mutch moved that the vote by which Senate Bill No. 193 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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.

Which has been read.

Senator Becker moved that Senate Bill No. 1 be amended as follows:

Delete lines 590 through 600 of the engrossed bill and insert in lieu thereof the following language "Economic development and community betterment \$125,000.00"

In line 601 of the engrossed bill delete the figure "\$161,300.00" and insert in lieu thereof the figure "\$125,000.00"

In line 691 of the engrossed bill delete the figure "\$12,270,845.11" and insert in lieu thereof the figure "\$12,234,545.11"

And renumber the lines accordingly.

Which motion was declared lost.

Senator Becker requested a division, and there were eight Senators joining in the request, which request was granted.

The question being on the motion of Senator Becker to amend Senate Bill No. 1, and there were 17 ayes, 31 nays, so th motion was lost.

Senator Becker moved that Senate Bill No. 1 be placed at the foot of the calendar, which motion was lost.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 32; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Thompson
Erickson	Mahoney	Trenbeath
Foss	Meidinger	Tuff
Harris	Miller	Van Horn
Holand	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman
Kee	Saumur	

Those voting in the negative were:

Baker	Forkner	Robinson
Beck	George	Roen
Becker	Kisse	Sanford
Berube	Morgan	Strinden
Dahlund	Mutch	Torgerson

Absent and not voting:

Hernett	Nelson
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So the bill passed and the title was agreed to.

Senator Saumur moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 21, 1963

Mr. President: I have the honor to transmit:

House Bill No. 652

House Concurrent Resolution "H-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 555 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 633 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 664 has had the same under consideration and recommends that the same be amended as follows:

In line 8 after the word "and" delete the words "ninety-nine" and insert in lieu thereof the words "ninety-five"

In line 21 delete the word "nine" and insert in lieu thereof the word "five"

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 736 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 741 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 843 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

**FIRST READING OF A HOUSE BILL AND
A HOUSE CONCURRENT RESOLUTION**

House Bill No. 652. A Bill for an Act relating to payment and collection of wages for labor; requiring semi-monthly payments; providing for separation of employees from payroll; imposing certain conditions in event of industrial disputes; requiring the prompt payments of wages conceded to be due; prohibiting contracts waiving the terms of this Act; making principal contractor liable for payroll of subcontractor; placing responsibility for enforcement of this Act; granting the commissioner of agriculture and labor and his deputy certain powers and imposing certain duties; generally providing for the enforcement of this Act; fixing penalties for violations; permitting assignment of claims for wages to the commissioner; imposing upon the commissioner of agriculture and labor and his deputy the duty to prosecute actions; fixing costs to be paid, charged and collected; providing for power to promulgate regulations.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Concurrent Resolution "H-1". A concurrent Resolution expressing the public policy of the state to maintain a permanent institution of higher learning, at Ellendale.

Was read the first time and referred to the Committee on Education.

SECOND READING OF SENATE BILLS

Senate Bill No. 185. A Bill for an Act to amend and re-enact section 57-39-02 of the North Dakota Century Code to provide for the extension of the sales tax imposition for the 1963-65 biennium.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 262. A Bill for an Act to amend and re-enact Section 15-53-11 of the North Dakota Century Code, relating to approval by the state committee for school district reorganization of plans involving territory in more than one county, and declaring an emergency.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson

Harris
Holand
Kamrath

Redlin
Reichert
Ringsak

Wartner
Witteinan

Absent and not voting:

Hernett Trenbeath

So the bill passed and the title was agreed to and the emergency clause carried.

Senate Bill No. 263. A Bill for an Act to amend and reenact Section 15-53-09 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to the publishing of notices for public hearings on school district reorganization, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan

Absent and not voting:

Hernett

So the bill passed and the title was agreed to and the emergency clause carried.

SECOND READING OF SENATE BILLS

Senate Bill No. 327. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, providing for the members of the legislative assembly to receive thirty-five dollars for each month of the biennium for which they were elected for expenses incurred while carrying out their legislative duties when the legislative assembly is not in session, and declaring an emergency.

Which has been read.

Senator Holand moved that Senate Bill No. 327 be referred to the Committee on Appropriations.

Senator Baker made the substitute motion that Senate Bill No. 327 be indefinitely postponed, which motion was declared lost.

The question being on the motion of Senator Holand that Senate Bill No. 327 be re-referred to the Committee on Appropriations, which motion prevailed.

The Senate then stood at ease subject to the call of the chair.

The Senate reconvened at the call of the chair, the president presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 295. A Bill for an Act to provide for a tax levy for the city fire department operation and maintenance when sub-station facilities are required, and declaring an emergency.

Which has been read.

Senator Baker moved that Senate Bill No. 295 be amended as follows:

In line 1 of the title delete the underscore under the words "provide for"

In line 1, delete the word "The" and insert in lieu thereof the following language: "TAX LEVY FOR FIRE DEPARTMENT SUB-STATIONS.) Upon the approval of a majority of the electors voting thereon at any regular election or special election called for such purpose, the"

Renumber the lines accordingly.

Which motion prevailed.

Senator Baker moved that rules be suspended and that Senate Bill No. 295 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 295 as amended from the floor, the roll was called and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Holand	Reichert
Baker	Kamrath	Sanford
Beck	Lips	Solberg
Becker	Longmire	Sorlie
Bopp	Mahoney	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Miller	Wartner
George	Redlin	Witteman
Harris		

Those voting in the negative were:

Berube	Kjos	Saumur
Brooks	Luick	Sinner
Chesrown	Morgan	Strinden
Dahlund	Mutch	Thompson
Erickson	Nelson	Tuff
Kautzmann	Ringsak	Van Horn
Kee	Robinson	Wadeson
Kisse	Roen	

Absent and not voting:

Hernett

So the bill passed and the title was agreed to, and the emergency clause lost.

Senator Lips moved that the vote by which Senate Bill No. 295 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

Senate Bill No. 27. A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

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, 1, absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Those voting in the negative were:

Brooks

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 142. A Bill for an Act to provide for the appointment of an assistant tax commissioner and prescribing his powers and duties; and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 148. A Bill for an Act to amend and re-enact section 20-05-02 of the North Dakota Century Code, relating to the season for taking big game, and to repeal section 20-05-02.1 of the North Dakota Century Code, relating to the hour for the opening of the deer and antelope hunting season, and to the transportation, shipment or possession of big game.

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, 12; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Harris	Mutch
Baker	Holand	Nelson
Beck	Kee	Redlin
Becker	Kisse	Ringsak
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Trenbeath
Foss	Miller	Tuff
George	Morgan	Wadeson

Those voting in the negative were:

Forkner	Robinson	Torgerson
Kamrath	Roen	Van Horn
Kautzmann	Solberg	Wartner
Reichert	Thompson	Witteman

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 288. A Bill for an Act to amend and re-enact section 15-40-17 of the North Dakota Century Code Supplement, relating to the payment of tuition for a high school student attending school in a district other than his district of residence.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Brooks	Luick	Sorlie
Bopp	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath

Forkner	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan
Kautzmann	Robinson	

Absent and not voting:

Foss	Hernett
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So the bill passed and the title was agreed to.

Senate Bill No. 65. A Bill for an Act to allow certain school districts, upon approval of the electorate of such districts and the superintendent of public instruction, to enter into agreements with school districts of adjoining states for the joint erection, operation and maintenance of school facilities and to levy and collect taxes for such purpose.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 313. A Bill for an Act to amend and reenact Section 60-07-01 of the North Dakota Century Code, relating to the fee schedule chargeable by the North Dakota Public Service Commission.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner

Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 321. A Bill for an Act to create and enact section 54-44-05.1 of the North Dakota Century Code, relating to purchasing by state officers, offices, departments, and agencies, and providing penalties.

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, 11; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Mahoney	Solberg
Erickson	Meidinger	Thompson
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman
Kautzmann		

Those voting in the negative were:

Becker	Luick	Strinden
Chesrown	Mutch	Torgerson
Dahlund	Ringsak	Trenbeath
Forkner	Sorlie	

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 323. A Bill for an Act to amend and reenact sections 54-06-03, 54-06-04, 54-06-05, 2-05-04, 4-02-22, 4-05-03.4, 4-05-10, 4-06-04, 4-13-02, 4-13-09, 4-27-11, 6-01-10, 7-05-03, 15-02-08, 15-10-14, 15-11-14, 15-20-10, 15-20-24, 15-21-14, 15-52-28, 18-01-29, subsection 3 of section 20-02-04, sections 23-01-06, 24-02-10, subsection 7 of section 26-01-02, sections 26-22-04, 26-23-21, 27-15-08, 34-05-01, 34-06-20, 36-01-11, subsection 5 of section 37-03-05, sections 37-14-09, 37-15-19, 38-03-12, 43-01-06, 43-02-06, 43-04-19, 43-09-05, 43-10-08, 43-13-09, 43-15-12, 43-17-12, 43-19-10, 43-23-02, 43-28-09, subsection 3 of section 46-02-04, sections 46-04-14,

47-23-07, 49-01-13, 50-06-13, 52-02-03, 52-10-09, 53-01-08, subsection 9 of section 54-09-02, subsection 3 of section 54-10-01, subsection 12 of section 54-11-01, sections 54-12-05, 54-15-08, subdivision b of subsection 3 of section 54-15-13, sections 54-17-06, 54-21-09, 54-24-06, 54-36-06, subsection 7 of section 54-38-05, section 54-42-05, subsections 15 and 16 of section 54-44-04, sections 54-46-11, 54-49-08, subsection 9 of section 57-01-02, sections 61-03-04, and 65-02-09 of the North Dakota Century Code, relating to reports of executive and administrative agencies and departments, the time when such reports shall be made, the printing and binding of such reports and their distribution, and repealing sections 4-05-08.5, 4-05-09, 46-03-02, 46-04-11, and 46-04-13 of the North Dakota Century Code, relating to official reports, their printing and distribution.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

REPORT OF A STANDING COMMITTEE

Mr. President: The majority of Your Committee on Appropriations to whom was re-referred Senate Bill No. 327 has had the same under consideration and recommends that the same be passed out without recommendation.

Senators:

Foss, Chairman
 Luick, Vice Chairman
 Erickson
 Holand
 Kee
 Ringsak
 Saumur
 Sorlie
 Bopp
 Thompson
 Van Horn

Senator Foss moved that the report of majority be adopted.

Mr. President: A minority of Your Committee on Appropriations to whom was re-referred Senate Bill No. 327, recommends that the same be indefinitely postponed.

Senators:

Baker
Kjos
Lips
Wadeson

Senator Baker moves that the report of the minority be substituted for that of the majority.

The question being on the motion of Senator Baker that the report of the minority be substituted for that of the majority, which motion was declared lost.

Senator Baker requested a division, which request was granted and there were 15 ayes, 33 nays, so the motion was declared lost.

The question being on the motion of Senator Foss that the report of the majority be adopted on Senate Bill No. 327, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 327 be placed at the top of the calendar, which motion prevailed.

Senator Baker moved that Senate Bill No. 327 be amended as follows:

In line 11, delete the words "thirty-five" be deleted and insert in lieu thereof the word "ten".

Which motion was lost.

Senator Baker moved that Senate Bill No. 327 be amended as follows:

In line 11 delete the words "thirty-five" and insert in lieu thereof the words "twenty-five".

Which motion lost.

SECOND READING OF A SENATE BILL

Senate Bill No. 327. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, providing for the members of the legislative assembly to receive thirty-five dollars for each month of the biennium for which they were elected for expenses incurred while carrying out their legislative duties when the legislative assembly is not in session, and declaring an emergency.

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, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Kisse	Roen
Brooks	Longmire	Sanford
Chesrown	Luick	Sinner
Foss	Mahoney	Sorlie
George	Meidinger	Thompson
Holand	Redlin	Van Horn
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman
Kee		

Those voting in the negative were:

Baeverstad	Harris	Saumur
Baker	Kjos	Solberg
Beck	Lips	Strinden
Becker	Miller	Torgerson
Bopp	Morgan	Trenbeath
Dahlund	Mutch	Tuff
Erickson	Nelson	Wadeson
Forkner	Robinson	

Absent and not voting:

Hernett

So the bill passed and the title was agreed to, and the emergency clause lost.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 21, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1

Senate Bill No. 193

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE GOVERNOR

February 21, 1963

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I have signed Senate Bills 9, 18, 26, 90, 92 and 113.
These bills have been filed with the Secretary of State.

Sincerely yours,
William L. Guy
Governor

Senator Holand moved that after the reading of Senate Bills No. 48, 85, 190, 243, 245, 253, 293, 316, 195, 203, 215, 223, 236, 285, 302, 303, 318, 319, 330, 343, 352, 358, 359, and Senate Concurrent Resolutions "V", "MM", "RR", and "SS", that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Holand and Redlin introduced:

Senate Concurrent Resolution "WW". A concurrent resolution commending the North Dakota State Medical Association and several of its individual members for the excellent work done in establishing and staffing the emergency first aid station in the State Capitol Building, Bismarck, North Dakota, during the Thirty-eighth Legislative Assembly.

Was read the first time.

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolution "WW" be not referred to committee, be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "WW"

Introduced by Senators Holand and Redlin

A concurrent resolution commending the North Dakota State Medical Association and several of its individual members for the excellent work done in establishing and staffing the emergency first aid station in the State Capitol Building, Bismarck, North Dakota, during the Thirty-eighth Legislative Assembly.

1 WHEREAS, the State Medical Association provided,
2 without charge, an emergency first aid station for
3 the members and employees of the Thirty-eighth
4 Legislative Assembly as well as members of the news
5 media, lobbyists and visitors; and

7 WHEREAS, individual members of the State Medical
8 Association were in daily attendance at the State
9 Capitol Building; and

10 WHEREAS, these individual physicians were ever
11 ready to provide service;

12 NOW, THEREFORE, BE IT RESOLVED BY THE
13 SENATE OF THE STATE OF NORTH DAKOTA,
14 THE HOUSE OF REPRESENTATIVES CONCURRING
15 THEREIN:

16 That we commend the North Dakota State Medical
17 Association for providing emergency first aid care
18 for all who required it during the Thirty-eighth
19 Legislative Assembly; and

20 BE IT FURTHER RESOLVED, that the secretary of
20a the
21 senate be instructed to send a copy of this resolution
22 to Mr. Lyle A. Limond, Executive Secretary of the
23 North Dakota State Medical Association.

Senators Holand, Redlin, Sinner, Mahoney, Thompson, Bopp, Solberg, Van Horn, Becker, Wartner, Kjos, Kisse, Chesrown, Kautzmann, Sanford, Roen, Berube, Reichert, Tuff, Witteman, Kamrath, Trenbeath, Forkner, Baeverstad, Ringsak, Nelson, Mutch, Harris, Lips, Erickson, Wadeson, Beck, Strinden, Saumur, Torgerson, Longmire, Sorlie, Miller and Kee introduced:

Senate Concurrent Resolution "XX". A concurrent resolution directing the legislative research committee to study and prepare necessary rules changes for the purpose of placing every member of the legislative assembly on an appropriations subcommittee.

Was read the first time and referred to the Committee on Judiciary.

Senators Erickson and Lips introduced:

Senate Memorial Resolution No. 1000. A memorial resolution in memory of Victor L. Gilbreath.

Was read the first time.

Senator Erickson moved that the rules be suspended and that Senate Memorial Resolution No. 1000 be not referred to committee, be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE MEMORIAL RESOLUTION NO. 1000

Introduced by Senators Erickson and Lips

A memorial resolution in memory of Victor L. Gilbreath.

1 WHEREAS, Almighty God in His infinite wisdom,
1a has2 called from our midst a friend and an outstanding
2a citizen

3 of North Dakota, Victor L. Gilbreath;

4 AND WHEREAS, Mr. Gilbreath had served our state
4a in the5 Income Tax Division of the Tax Department, as Deputy
5a State6 Treasurer, as State Budget Director, as Chief Clerk and
7 Assistant Chief Clerk of the House of Representatives,

7a and

8 in numerous volunteer activities relating to highway
9 construction and water conservation;10 AND WHEREAS, Mr. Gilbreath had served as As-
10a sistant11 Secretary of the Senate, as Sergeant at Arms of the
11a Senate,

12 and, for two sessions, as Secretary of the Senate;

13 AND WHEREAS, his dedication to our form of gov-
13a ernment14 and, particularly, his devotion to the legislative as-
14a ssembly,15 set an example of true Americanism and contributed
15a greatly

16 to the functioning of the government of this state;

17 AND WHEREAS, his unflinching courage in the face
17a of18 incurable illness was a source of inspiration to all who
19 knew him;20 NOW, THEREFORE, BE IT RESOLVED BY THE
20a SENATE OF THE

21 THIRTY-EIGHTH LEGISLATIVE ASSEMBLY:

22 That on behalf of the citizens of this state, it
23 expresses its deepest appreciation for the valuable and24 outstanding contributions to the state of North Dakota
25 that have been made by Victor L. Gilbreath, and

25a hereby

26 expresses the heartfelt sympathy of its members to his
27 widow and children; and28 BE IT FURTHER RESOLVED, that the secretary of
28a state29 forward a properly enrolled copy of this resolution to
30 his widow Mrs. Victor L. Gilbreath, his daughter Laura

31 Gilbreath, and his son Roy Gilbreath.

SECOND READING OF SENATE BILLS

Senate Bill No. 331. A Bill for an Act to provide for an increase in teachers' insurance and retirement annuities to retired teachers meeting certain requirements.

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, 13; absent and not voting, 1.

Those voting in the affirmative were:

Baker

Kautzmann

Saumur

Beck	Kee	Sinner
Becker	Lips	Sorlie
Berube	Longmire	Strinden
Bopp	Luick	Thompson
Brooks	Mahoney	Torgerson
Chesrown	Miller	Trenbeath
Dahlund	Morgan	Tuff
Forkner	Redlin	Van Horn
Foss	Ringsak	Wadeson
Harris	Roen	Witteaman
Kamrath	Sanford	

Those voting in the negative were:

Baeverstad	Kjos	Reichert
Erickson	Meidinger	Robinson
George	Mutch	Solberg
Holand	Nelson	Wartner
Kisse		

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 164. A Bill for an Act to amend and reenact Section 15-40-14 of the 1961 Supplement of the North Dakota Century Code, relating to the school term in school districts educating children of agricultural migratory workers.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 241. A Bill for an Act to amend and reenact Sections 57-15-24 and 15-40-02 of the North Dakota Century Code, relating to the county equalization fund and mill levy therefor.

Which has been read.

Senator Kisse moved that Senate Bill No. 241 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 272. A Bill for an Act to amend and reenact sections 57-22-26 and 57-22-27 of the North Dakota Century Code, relating to deductions of personal property taxes from salaries and claims against public funds and who are subject to such deductions.

Which has been read.

Senator Holand moved that Senate Bill No. 272 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 276. A Bill for an Act to amend and reenact sections 54-14-02 and 54-14-03 of the North Dakota Century Code, providing that members of the state auditing board may appoint a deputy or substitute to act in their behalf when such members are unable to attend meetings of the auditing board and the state auditing board may delegate to the director of accounts and purchases authority to approve payments for payrolls, purchases, and other items deemed desirable.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senate Bill No. 174. A Bill for an Act to create and enact section 15-40-18.1 of the North Dakota Century Code, relating to deductions from grants in aid to counties under the state equalization program.

Which has been read.

Senator Baeverstad moved that Senate Bill No. 174 be amended as follows:

In the 1st line of the title, following the numeral "15-40-18.1" insert the following:

"and to amend and reenact subsection 3 of section 57-51-15"

In the 4th line of the title after the word "program" insert the following:

"and the distribution of the oil and gas gross production tax"

In line 9 delete the word "eighty" and insert in lieu thereof the word "fifty"

Immediately following line 13, insert a new section 2 as follows:

"SECTION 2. AMENDMENT.) Subsection 3 of section 57-51-15 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. Forty percent of all revenues allocated to any county hereunder shall be credited by the county treasurer to the county road and bridge fund. Forty-five percent of all revenues allocated to any county shall be apportioned by the county treasurer (((quarterly))) at the end of each school semester to school districts within the county on the average daily (((attendance))) membership distribution basis, as certified to him by the county superintendent of schools as follows:

An amount of not more than one-half of the money allocated to schools under this subsection shall be allocated to school districts on the basis of the number of elementary and high school pupils enrolled in each such school district whose parent or guardian is actively engaged in the production of oil or gas, provided that such payment on behalf of such student shall not exceed two hundred dollars in any school year. The remainder shall be placed in the county equalization fund. Fifteen percent of all revenues allocated to any county hereunder shall be paid quarterly by the county treasurer to the incorporated cities and villages of the county based upon the population of each incorporated city and village according to the last official decennial federal (((or official state))) census."

Renumber the lines accordingly.

Which motion prevailed.

Senate Bill No. 317. A Bill for an Act to amend and reenact section 57-51-15 of the North Dakota Century Code, relating to the apportionment of the proceeds of the oil and gas production tax.

Which has been read.

Senator Trenbeath moved that Senate Bill No. 317 be amended as follows:

In line 4 of the title following the word "tax", insert a comma and the words "and providing an effective date"

In line 14 insert triple parentheses after the numeral "2" and following the word "of"

In line 15 before the word "annual" insert the word "ALL"

Delete all of the underlined words in lines 18, 19, 20, and 21

In line 23 following the word "fund" and before the period insert the words "except that whenever the annual allocation to any county equals the sum of two hundred thousand dollars, the annual revenue from oil or gas produced in such county shall thereafter be allocated eighty percent to the state general fund and twenty percent to that county"

In line 23 after the period insert triple parentheses

In lines 27, 28, 29, and 30 delete the underlined words

In lines 36, 37, 38, and 39 delete the underlined words

In line 41 following the period insert triple parentheses

Delete all of lines 42 through 67 inclusive

In line 68 delete the triple parentheses before and after the figure "3" and delete the figure "4"

Immediately following line 83 insert a new section as follows:

"SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall be effective July 1, 1965 and the provisions of this Act relating to the allocation of the oil and gas gross production tax revenues shall apply to proceeds collected for quarters commencing after June 30, 1965, and for oil and gas produced after June 30, 1965."

Renumber the lines accordingly.

Which motion prevailed.

Senate Bill No. 350. A Bill for an Act to create and enact section 25-09-11 relating to expenses of care and treatment at the Grafton state school and providing for the reduction of and limitations upon claims for the expense of care and treatment at such institution, and declaring an emergency.

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, 3; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Sanford
Baker	Kjos	Saumur
Beck	Lips	Sinner
Becker	Longmire	Solberg
Berube	Luick	Sorlie
Bopp	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Ringsak	Wartner
Holand	Robinson	Witteman
Kamrath	Roen	

Those voting in the negative were:

Brooks	Forkner	Morgan
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Absent and not voting:

Hernett	Kisse	Trenbeath
Kee	Reichert	

So the bill passed and the title was agreed to.

Senator Longmire: Mr. President. I would like to explain my vote on Senate Bill No. 350. In view of the fact that I had something to do with originating Bill 580 in the House, I thought too it better to pass this bill over to the House so that we could get time to study both of these bills and put some of the provisions perhaps of each together and then pass one of the bills.

Senate Bill No. 48. A Bill for an Act to create and enact section 15-34-26.1, and to amend and reenact sections 15-34-24 and 15-34-25 of the North Dakota Century Code, relating to the authorization of a mill levy for pupil transportation to offset any decline in payments from the county equalization fund, and to the computation and method of making payments from the state and county equalization funds for pupil transportation; and to repeal subsection 5 of section 15-34-23 of the North Dakota Century Code, relating to the definition of "pupil miles".

Which has been read.

Senator Mutch moved that Senate Bill No. 48 be amended as follows:

In line 11, delete the words "having a capacity of" and insert in lieu thereof the word "transporting".

In line 13, delete the words "having a capacity of" and insert in lieu thereof the words "transporting".

Which motion was lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 48, as amended, the roll was called and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Beck	Kisse	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Brooks	Mahoney	Solberg
Chesrown	Meidinger	Sorlie
Dahlund	Miller	Strinden
Erickson	Morgan	Thompson
Foss	Nelson	Torgerson
George	Redlin	Tuff
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteman

Those voting in the negative were:

Baker	Kjos	Trenbeath
Bopp	Luick	Van Horn
Forkner	Mutch	

Absent and not voting:

Hernett	Kee
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So the bill passed and the title was agreed to.

Senate Bill No. 85. A Bill for an Act to amend and reenact section 15-39-40 of the North Dakota Century Code, relating to the withdrawal and reinstatement of members of the teachers' insurance and retirement fund.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kisse	Roen

Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Absent and not voting:

Hernett

Kee

Sanford

So the bill passed and the title was agreed to.

Senate Bill No. 190. A Bill for an Act to amend and reenact subsection 2 of Section 11-10-10 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to salaries of the county superintendents of schools.

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, 25; nays, 21; absent and not voting, 3.

Those voting in the affirmative were:

Baker	Longmire	Sinner
Beck	Mahoney	Sorlie
Becker	Meidinger	Strinden
Berube	Mutch	Thompson
Foss	Redlin	Trenbeath
Harris	Reichert	Tuff
Holand	Ringsak	Van Horn
Kamrath	Sanford	Witteaman
Lips		

Those voting in the negative were:

Baeverstad	George	Robinson
Bopp	Kautzmann	Roen
Brooks	Kjos	Saumur
Chesrown	Luick	Solberg
Dahlund	Miller	Torgerson
Erickson	Morgan	Wadson
Forkner	Nelson	Wartner

Absent and not voting:

Hernett

Kee

Kisse

So the bill passed and the title was agreed to.

Senate Bill No. 243. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code providing for the operation of a centralized purchasing service and to provide for credit card purchases of motor vehicle fuel by the department of accounts and purchases.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Forkner	Morgan	Trenbeath
Erickson	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witte-man

Those voting in the negative were:

Mahoney Sinner

Absent and not voting:

Hernett Kee

So the bill passed and the title was agreed to.

Senate Bill No. 245. A Bill for an Act to provide that no court of this state or game warden of this state shall enforce any laws that protect any species of ducks or geese, nor shall such game wardens serve as federal officers while employed by the state, to amend and reenact 20-04-02, 20-04-03, 20-08-02, and 20-08-03 of the North Dakota Century Code, relating to protection of migratory waterfowl.

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, 5; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Robinson
Baker	Kamrath	Roen
Beck	Kautzmann	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Ringsak	Witte-man

Those voting in the negative were:

Longmire	Reichert	Wartner
Redlin	Trenbeath	

Absent and not voting:

Hernett Kee

So the bill passed and the title was agreed to.

Senate Bill No. 253. A Bill for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the exemption of farm structures from property taxation, and declaring an emergency.

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	Kautzmann	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:

Hernett Kee

So the bill passed and the title was agreed to and the emergency clause carried.

Senate Bill No. 293. A Bill for an Act to amend and reenact section 54-42-06 of the North Dakota Century Code, relating to the classification of personnel of state departments.

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, 10; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Sanford
Baker	Kjos	Saumur
Beck	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Forkner	Morgan	Tuff
Foss	Redlin	Van Horn
George	Reichert	Wadeson
Harris	Robinson	Wartner
Holand	Roen	Witteaman
Kamrath		

Those voting in the negative were:

Becker	Miller	Ringsak
Dahlund	Mutch	Torgerson
Erickson	Nelson	Trenbeath
Kisse		

Absent and not voting:

Hernett	Kee
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So the bill passed and the title was agreed to.

Senate Bill No. 316. A Bill for an Act to amend and re-enact Section 60-02-07 of the North Dakota Century Code, relating to the fee schedule chargeable by the Grain Elevator Division of the North Dakota Public Service Commission.

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	Kautzmann	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:

Hernett	Kee
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So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that Senate Bill No. 272 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 272. A Bill for an Act to amend and re-enact sections 57-22-26 and 57-22-27 of the North Dakota Century Code, relating to deductions of personal property taxes from salaries and claims against public funds and who are subject to such deductions.

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	Kautzmann	Roen
Baker	Kisse	Sanford

Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Redlin	Van Horn
George	Reichert	Wadeson
Harris	Ringsak	Wartner
Holand	Robinson	Witteaman
Kamrath		
Absent and not voting:		
Hernett	Kee	Nelson

So the bill passed and the title was agreed to.

Senate Bill No. 195. A Bill for an Act to create and enact chapter 21-10 of the North Dakota Century Code, relating to the investment of public funds, creation of a state investment board, appointment of a director, types of legal investments, providing a penalty, and providing an appropriation for the operation of the board; and to amend and reenact sections 15-39-26, 26-23-03, 26-24-07, 54-27-16, and 65-04-31 of the North Dakota Century Code, relating to the investment of public funds.

Which has been read.

Senator Reichert moved that Senate Bill No. 195 be placed down on the calendar just above Senate Concurrent Resolution "SS" which motion prevailed.

Senate Bill No. 203. A Bill for an Act making an appropriation for the development and implementation of a regional interstate compact in the field of higher education.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie
Chesrown	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Those voting in the negative were:

Dahlund	Torgerson
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Absent and not voting:

Hernett Kee

So the bill passed and the title was agreed to.

Senate Bill No. 215. A Bill for an Act to provide for maximum rates of charge for installment bank loans.

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, 5; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kisse	Roen
Baker	Kjos	Sanford
Beck	Lips	Saumur
Becker	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Meidinger	Sorlie
Dahlund	Miller	Strinden
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	

Those voting in the negative were:

Berube	Mahoney	Witteaman
Bopp	Thompson	

Absent and not voting:

Harris Hernett Kee

So the bill passed and the title was agreed to.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "XX" has had the same under consideration and recommends that the same do pass and be re-referred to the legislative research resolutions committee

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolution "XX" be placed on the calendar, which motion prevailed.

Senator Holand moved that the absent Senator be excused, which motion prevailed.

Senator Holand moved that the Senate do now adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-FIFTH DAY

Bismarck, February 21, 1963

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Wm. R. Lindsay, First Presbyterian, Bismarck.

Roll Call: All Senators present except Senators Hernet and Kee.

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 recommends the same be corrected as follows:

On page 501, in line 34, delete the comma and insert a period, and delete the word "which". In line 35 delete the words "motion prevailed."

On page 518, in line 6, delete the word "and" and insert in lieu thereof the word "an".

On page 519, in line 25, correct the spelling of the word "promulgated".

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

Senator Holand moved that the Senate recess until 10:30 a. m., on February 22, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-FIFTH DAY AFTER RECESS

Bismarck, February 22, 1963

The Senate convened at 10:30 a.m., pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 45

Senate Bill No. 252

Senate Bill No. 295

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 129

Senate Bill No. 153

Senate Bill No. 210

Senate Bill No. 217

Senate Bill No. 248

Senate Bill No. 254

Senate Bill No. 274

Senate Bill No. 282

Senate Bill No. 332

Senate Bill No. 340

Senate Bill No. 347

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 561

House Bill No. 562

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 561

House Bill No. 562

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF AMENDMENTS

Senator Wartner moved that the amendments to Senate Concurrent Resolution "L" be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 31

Senate Bill No. 38

Senate Bill No. 115

Senate Bill No. 184

Senate Bill No. 188

Senate Bill No. 189

Senate Bill No. 191

Senate Bill No. 197

Senate Bill No. 198

Senate Bill No. 199

Senate Bill No. 206

Senate Bill No. 224

Senate Bill No. 226

Senate Bill No. 234

Senate Bill No. 250

Senate Bill No. 269

Senate Bill No. 299

Senate Bill No. 304

Senate Bill No. 309

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 223. A Bill for an Act relating to the effect of foreclosure action upon unrecorded conveyance or lien and providing for conclusive judgment against holders thereof.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath

Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteinan
Absent and not voting:		
Forkner	Hernett	Ringsak
Saumur		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 223 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 236. A Bill for an Act to create and enact sections 54-46-12 and 54-46-13 of the North Dakota Century Code, authorizing the state records administrator to establish and maintain a central storage system for state records and a central microfilm unit, and to amend and reenact sections 46-04-19 and 54-46-08 of the North Dakota Century Code, relating to the disposal of obsolete official state publications and state records, and providing an appropriation.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kjos	Sanford
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteinan
Kamrath		

Those voting in the negative were:

Kisse

Absent and not voting:

Hernett Saumur

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 236 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 285. A Bill for an Act regulating the modification of motor vehicles, and to amend and reenact sections 39-01-01, 39-10-03, and to create and enact section 39-10-03.1, and to amend and reenact sections 39-09-06, 39-10-08, 39-10-12, 39-10-25, 39-10-34, 39-10-43, and 39-10-61

of the North Dakota Century Code relating to definitions, emergency vehicles, rules of the road and vehicle equipment.

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, 15; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Beck	Kisse	Sinner
Becker	Lips	Sorlie
Brooks	Longmire	Strinden
Forkner	Luick	Trenbeath
Foss	Meidinger	Tuff
George	Morgan	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman
Kautzmann	Roen	

Those voting in the negative were:

Baker	Erickson	Ringsak
Berube	Kjos	Robinson
Bopp	Mahoney	Solberg
Chesrown	Miller	Thompson
Dahlund	Mutch	Torgerson

Absent and not voting:

Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 285 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 302. A Bill for an Act to provide for the regulation of employment agents and employment agencies and providing a penalty.

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, 4; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Sanford
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Luick	Strinden
Brooks	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Those voting in the negative were:

Chesrown	Roen	Sorlie
Longmire		

Absent and not voting:

Forkner	Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 302 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 303. A Bill for an Act to amend and reenact section 6-05-15 of the North Dakota Century Code, relating to investment of trust funds.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 303 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 318. A Bill for an Act to amend and reenact subdivision b of subsection 1 of section 56-01-04 of the North Dakota Century Code, relating to the succession to property of persons dying without a will.

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, 11; absent and not voting, 3.

Those voting in the affirmative were:

Baker	Kee	Sanford
Beck	Kisse	Solberg
Becker	Lips	Sorlie
Berube	Luick	Strinden
Brooks	Meidinger	Thompson

Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kautzmann	Roen	

Those voting in the negative were:

Baeverstad	Kjos	Reichert
Bopp	Longmire	Sinner
Chesrown	Mahoney	Wadeson
Foss	Mutch	

Absent and not voting:

Forkner	Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 318 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 319. A Bill for an Act to amend and reenact subsection 2 of section 57-37-07 of the North Dakota Century Code Supplement; Subsection 4 of section 57-37-02 and subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code; and sections 57-37-09, 57-37-21, 57-37-23, and 57-37-27 of the North Dakota Century Code; relating to the provisions for life insurance, definitions, exemptions, credits, appraisals, liens, and receipts in the estate tax law.

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann		

Those voting in the negative were:

Beck

Absent and not voting:

Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 319 was passed be reconsidered and the motion to

reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 330. A Bill for an Act to amend and reenact sections 32-16-01 and 32-16-46 of the North Dakota Century Code, relating to partition of property.

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	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann		

Absent and not voting:

Berube	Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 330 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 22, 1963

Mr. President: I have the honor to return:

Senate Bill No. 54

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 22, 1963

Mr. President: I have the honor to transmit:

House Bill No. 512
 House Bill No. 513
 House Bill No. 515
 House Bill No. 522
 House Bill No. 525
 House Bill No. 526
 House Bill No. 599
 House Bill No. 600
 House Bill No. 628
 House Bill No. 639
 House Bill No. 662
 House Bill No. 678

House Bill No. 709
 House Bill No. 721
 House Bill No. 738
 House Bill No. 740
 House Bill No. 756
 House Bill No. 761
 House Bill No. 766
 House Bill No. 778
 House Bill No. 782
 House Bill No. 783
 House Bill No. 805
 House Bill No. 814
 House Bill No. 815
 House Bill No. 816
 House Bill No. 828
 House Bill No. 829
 House Bill No. 838
 House Bill No. 846
 House Bill No. 852
 House Bill No. 866
 House Bill No. 874
 House Bill No. 880
 House Bill No. 885
 House Bill No. 886
 House Bill No. 887

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, February 22, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "D-1"
 House Concurrent Resolution "Q-1"
 House Concurrent Resolution "R-1"
 House Concurrent Resolution "S-1"
 House Concurrent Resolution "U-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 39
 Senate Bill No. 50
 Senate Bill No. 110
 Senate Bill No. 174
 Senate Bill No. 183
 Senate Bill No. 204
 Senate Bill No. 244
 Senate Bill No. 268
 Senate Bill No. 307
 Senate Bill No. 317

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 186

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 27

Senate Bill No. 48

Senate Bill No. 65

Senate Bill No. 85

Senate Bill No. 106

Senate Bill No. 110

Senate Bill No. 142

Senate Bill No. 148

Senate Bill No. 149

Senate Bill No. 164

Senate Bill No. 185

Senate Bill No. 190

Senate Bill No. 203

Senate Bill No. 215

Senate Bill No. 235

Senate Bill No. 243

Senate Bill No. 245

Senate Bill No. 253

Senate Bill No. 256

Senate Bill No. 262

Senate Bill No. 263

Senate Bill No. 272

Senate Bill No. 276

Senate Bill No. 288

Senate Bill No. 293

Senate Bill No. 295

Senate Bill No. 312

Senate Bill No. 313

Senate Bill No. 316

Senate Bill No. 321

Senate Bill No. 323

Senate Bill No. 327

Senate Bill No. 331

Senate Bill No. 350

Senate Bill No. 357

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 22, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 223

Senate Bill No. 236

Senate Bill No. 285
 Senate Bill No. 302
 Senate Bill No. 303
 Senate Bill No. 318
 Senate Bill No. 319
 Senate Bill No. 330

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 343. A Bill for an Act to implement the provisions of the initiated constitutional amendment approved at the general election of November 6, 1962, authorizing the state of North Dakota to issue its bonds and to use the proceeds thereof to make loans to privately or cooperatively owned enterprises for facilities to convert North Dakota natural resources into low cost power and to generate and transmit such low cost power; providing for the filing, processing and evaluation of loan applications by the economic development commission, the setting of investigation and inspection fees and the appropriation and expenditure thereof, and the approval of loan applications by the economic development commission; for the appropriation of funds to the state industrial commission for disbursement in the making of such loans, the issuance of bonds by the industrial commission as agent of the state, and the security and tax levy and use of other funds for the payment of state bonds; for the investment of sinking fund moneys and bond proceeds; and for the limitations of actions questioning the validity of bonds.

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, 17; absent and not voting, 4.

Those voting in the affirmative were:

Baker	Kjos	Solberg
Beck	Lips	Sorlie
Dahlund	Longmire	Strinden
Erickson	Mahoney	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Miller	Tuff
Harris	Morgan	Wadeson
Holand	Reichert	Wartner
Kamrath	Sinner	Witteman
Kautzmann		

Those voting in the negative were:

Baeverstad	Kisse	Robinson
Becker	Luick	Roen
Bopp	Mutch	Sanford
Brooks	Nelson	Thompson
Chesrown	Redlin	Van Horn
George	Ringsak	

Absent and not voting:

Berube	Kee	Saumur
Hernett		

So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which Senate Bill No. 343 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 352. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to salaries of judges of county courts of increased jurisdiction.

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, 14; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kee	Sanford
Berube	Kisse	Sinner
Bopp	Kjos	Solberg
Brooks	Lips	Sorlie
Chesrown	Longmire	Strinden
Foss	Luick	Thompson
George	Mahoney	Torgerson
Harris	Meidinger	Tuff
Holand	Miller	Van Horn
Kamrath	Redlin	Wartner
Kautzmann	Reichert	Witteaman

Those voting in the negative were:

Baeverstad	Forkner	Robinson
Baker	Morgan	Roen
Beck	Mutch	Trenbeath
Dahlund	Nelson	Wadeson
Erickson	Ringsak	

Absent and not voting:

Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 352 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 358. A Bill for an Act to amend and reenact sections 10-30-01, 10-30-05, 10-30-12, and 10-30-14 of the North Dakota Century Code, changing the name of small business investment corporations to "state development corporations" and providing that their existence may be perpetual.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson

Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Absent and not voting:

Hernett	Nelson	Saumur
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So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 358 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 359. A Bill for an Act to amend and reenact sections 54-15-01, 54-15-03, and 54-15-04 of the North Dakota Century Code, relating to the membership, organization, and compensation of the state budget board.

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:

Baeverstad	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Chesrown	Luick	Strinden
Erickson	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Nelson	Van Horn
Holand	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman

Those voting in the negative were:

Baker	Dahlund	Sanford
Brooks	Mutch	

Absent and not voting:

Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 359 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 241. A Bill for an Act to amend and reenact Sections 57-15-24 and 15-40-02 of the North Dakota Century Code, relating to the county equalization fund and mill levy therefor.

Which has been read.

Senator Kisse moved that Senate Bill No. 241 be placed immediately below Senate Bill No. 183 on the calendar, which motion prevailed.

MOTIONS

Senator Holand moved that Senate Concurrent Resolutions "V", "MM", "RR", "S", "U", "W", "Y", "Z" and "XX" be placed below Senate Bill No. 317 on the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS
AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 320. A Bill for an Act to provide for the administration of the state hospital under the jurisdiction of the mental health division of the state department of health, to amend and reenact sections 23-08-01, 23-08-02, 25-01-01, 25-01-02, 25-01-03, 25-01-04, 25-01-05, 25-01-06, 25-01-07, 25-01-08, 25-01-10, 25-01-12, 25-01-13, 25-02-04, 25-02-09, 25-03-15, subsection 1 of section 25-03-16, subsection 2 of section 25-03-20, sections 25-03-25, 25-03-26, 25-04-02, 25-09-02, subsection 2 of section 25-09-03, sections 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-08, 25-09-10, 32-36-22, 48-02-01, 54-23-01, 54-23-21, and 54-23-22 of the North Dakota Century Code; and to repeal section 54-23-16 of the North Dakota Century Code, relating to the state hospital and state school for the feeble-minded, and to transfer all duties and responsibilities hereinbefore administered by the state board of administration regarding such institutions to the mental health division of the state department of health, and to transfer all the duties and responsibilities hereinbefore administered by the state board of administration regarding the state tuberculosis sanatorium to the state department of health.

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, 6; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Beck	Kisse	Sinner
Becker	Kjos	Solberg
Berube	Lips	Sorlie
Bopp	Longmire	Strinden
Brooks	Luick	Thompson
Chesrown	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Foss	Miller	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman
Kautzmann	Roen	

Those voting in the negative were:

Baker	Forkner	Ringsak
Dahlund	Morgan	Robinson

Absent and not voting:

Hernett	Saumur
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 320 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Wartner: "Mr. President. I would like to explain my vote on Senate Bill No. 320. I had been thinking seriously of voting against this change because everytime we have been in session, during the last four sessions, there has always been some question about the operation of the State Hospital—no one seems to be satisfied. We have tried at least in two past sessions to make changes so that those who did complain would feel we were taking care of the ill. I realize everytime we make a change at the State Hospital we step on someone's toes and I don't think the situation is going to change now. Just as soon as there is a new director he has to eliminate somebody. I presume because naturally he is going to have somebody he does not want. I hope now that the medical profession, who have taken, presumably, such an interest in this matter, and who pretends to know all the answers, are going to—if it doesn't work right—take the responsibility.

Senate Bill No. 195. A Bill for an Act to create and enact chapter 21-10 of the North Dakota Century Code, relating to the investment of public funds, creation of a state investment board, appointment of a director, types of legal investments, providing a penalty, and providing an appropriation for the operation of the board; and to amend and reenact sections 15-39-26, 26-23-03, 26-24-07, 54-27-16, and 65-04-31 of the North Dakota Century Code, relating to the investment of public funds.

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, 12; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kamrath	Robinson
Beck	Kautzmann	Roen
Berube	Kee	Sinner
Bopp	Kjos	Solberg
Brooks	Longmire	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Redlin	Van Horn
Harris	Reichert	Wartner
Holand	Ringsak	

Those voting in the negative were:

Baeverstad	Lips	Sanford
Becker	Luick	Sorlie
George	Mutch	Wadeson
Kisse	Nelson	Witteaman

Absent and not voting:

Hernett Saumur

So the bill passed and the title was agreed to.

Senator Reichert moved that the vote by which Senate Bill No. 195 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "SS". A concurrent resolution for the amendment of sections 156 and 162 of the

Constitution of the state of North Dakota, relating to the direction of the investment of and the types of permissible investments for the permanent funds of the common schools and institutions of the state.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Hernett Saumur

So the resolution was declared adopted.

MOTIONS

Senator Mutch moved that Senate Bill No. 317 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 317. A Bill for an Act to amend and reenact section 57-51-15 of the North Dakota Century Code, relating to the apportionment of the proceeds of the oil and gas production tax, and providing an effective date.

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, 21; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Ringsak
Beck	Lips	Sinner
Bopp	Luick	Sorlie
Brooks	Mahoney	Thompson
Chesrown	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Morgan	Wadeson
George	Mutch	Wartner
Harris	Nelson	

Those voting in the negative were:

Baker	Kee	Roen
Becker	Kisse	Sanford

Berube	Kjos	Solberg
Dahlund	Longmire	Strinden
Erickson	Redlin	Torgerson
Kamrath	Reichert	Van Horn
Kautzmann	Robinson	Witteaman

Absent and not voting:
Hernett Saumur

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 317 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Senator Baeverstad moved that Senate Bill No. 174 be placed at the head of the calendar, which motion prevailed.

Senator Baeverstad: "Mr. President. I would like to have the letter which I presented to the members of the Senate Committee on Education printed in the Journal.

TO THE MEMBERS OF THE SENATE EDUCATION COMMITTEE

I am enclosing herewith an amendment to SB174, which I trust will have your consideration and approval. It is based on the information and testimony I have heard, as SB 317 has been discussed in the Finance and Taxation Committee, as well as the public hearing your committee had on SB 174. You will note that this amendment proposes a reduction from 80 to 50 percent on that portion of the oil and gas production share of the 45 percent allotted to schools, shall be placed in the County Equalization Fund to be considered as tax income, in calculating the amount due to them from the School Foundation Program; and that the other one-half shall be allocated to the school districts of the County on the basis of the number of elementary and high school pupils enrolled in each such school district whose parent or guardian is actively engaged in the production of oil or gas, provided that such payment on behalf of such student shall not exceed two hundred dollars in any school year.

You will remember that testimony pointed out that the "Tioga School District" in Williams County, the heart of the oil and gas production area, was in difficulty, as was also the community of Westhope in Bottineau County in their school and civic affairs. Their population growth and expansion was tremendous, and their problems pointed out that the oil and gas production payments were really not going to the proper place, at the impact of the oil expansion. The Minot and Grand Forks air base school children both receive Federal aid, in addition to aid from our State Equalization Fund. This is what prompted me to provide in this legislation, additional assistance to these distressed areas.

I have presented to Senator Roen, your Committee Chairman, two different pamphlets, one from the Legislative Research Committee, and another from a tax consultant. From neither am I able to get a definite and positive comparison of the tax revenues allotted to the States and to the Counties. Some of the States have a severance tax, as in North Dakota, others have ad valorem taxes, and

some a combination of both. It seems like every State is different. However, I do believe that these pamphlets will convince the most skeptical that North Dakota in its present plan does give to the County much more revenue than any other State.

Attached hereto is a copy of our State statute, section 57-51-03 "GROSS PRODUCTION TAX TO BE IN LIEU OF OTHER TAXES" which should be positive proof that the intent of the legislature was that the portion of the tax income allotted for schools should be accounted for, before receiving aid from the School Equalization Fund. Surely this fact, as well as the fact that North Dakota Counties in the gas and oil production area do receive an allowance from the State, far greater than any other oil producing State in the nation, be sufficient proof of the fairness of this legislation. I believe the allowance of the one-half of this tax for the purpose of lending special help to the communities really affected by the impact of the production problems should make it possible for all the members of the Senate to support this legislation. Surely those Senators in the area not affected by this legislation have an obligation to their State and County taxpayers to see that funds belonging to the State Equalization Fund are not unfairly taken away.

Testimony at both the hearings indicated that the value of the property not eligible for taxation under section 57-51-03 would, if taxed, bring in much more revenue to them than the allotment under the present plan. However, they then expressed themselves as in favor of the present plan, as an ad valorem tax plan would allocate the revenue more directly to the production field and the distribution problems would be greater. I would like to see all members of both the Education Committee and Finance and Taxation Committee join in a request for the LRC to make a complete study of these problems.

Senator H. B. Baeverstad

The above is a copy of the letter I presented to the Education Committee several days ago, with the request that they consider the amendment that I now am obliged to present to you on the floor today. I am sorry that they did not think it necessary to notify me of their action, and I now find this bill before you without the amendment.

I am glad to advise you that the Senate Finance and Taxation Committee has presented a resolution asking the LRC to study these matters.

In view of the fact that the Senate has now passed Senate Bill No. 317 which changes the method of distribution of the complete formula of the gas and oil production tax, and because I know that many have stated they are in favor of the resolution asking that the LRC make a study of this matter in the next interim two year period; I ask permission of the Senate to withdraw Senate Bill No. 174.

Senator Baeverstad requested the unanimous consent of the Senate to withdraw Senate Bill No. 174, which request was granted.

Senator Becker moved that Senate Concurrent Resolution "TT" be returned to the Senate from the Legislative Research Resolutions Committee, which motion prevailed.

Senator Becker requested unanimous consent of the Senate to withdraw Senate Concurrent Resolution "TT". Senator Baeverstad objected thereto and the request to withdraw Senate Concurrent Resolution "TT" was denied.

Senator Holand moved that Senate Concurrent Resolution "TT" be re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

MESSAGE FROM THE GOVERNOR

February 22, 1963

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bills 12, 13, 14 and 15.
These bills have been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
Governor

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 22, 1963

Mr. President: I have the honor to transmit:

House Bill No. 691
House Bill No. 719
House Bill No. 749
House Bill No. 750
House Bill No. 758
House Bill No. 771
House Bill No. 776
House Bill No. 794
House Bill No. 806
House Bill No. 813
House Bill No. 835
House Bill No. 844
House Bill No. 860
House Bill No. 869
House Bill No. 873
House Bill No. 883

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that after the reading of Senate Bill No. 182 and Senate Concurrent Resolution "XX" that the Senate recess subject to the call of the chair.

The Senate reconvened pursuant to recess taken, the President presiding.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 320
Senate Concurrent Resolution "L"

And find the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 195

Senate Bill No. 317

Senate Bill No. 320

Senate Bill No. 343

Senate Bill No. 352

Senate Bill No. 358

Senate Bill No. 359

Senate Concurrent Resolution "SS"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 39. A Bill for an Act creating and enacting sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, and 57-38-64 of the North Dakota Century Code, relating to withholding of income taxes from wages of employees, declaration and payment of estimated income, amendment of declaration, and providing an effective date and penalties.

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, 7; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Sinner
Berube	Kjos	Strinden
Bopp	Lips	Thompson
Brooks	Luick	Torgerson
Chesrown	Miller	Tuff
Dahlund	Morgan	Van Horn
Forkner	Nelson	Wadeson
Foss	Redlin	Wartner
George	Reichert	Witteman
Holand		

Those voting in the negative were:

Erickson	Meidinger	Ringsak
Harris	Mutch	Trenbeath
Mahoney		

Absent and not voting:

Hernett	Saumur	Sorlie
Longmire	Solberg	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 39 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 45. A Bill for an Act to create and enact section 15-22-24 of the North Dakota Century Code, relating to the operation of high schools by all school districts, and the reorganization or annexation of high schools not meeting statutory standards.

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, 28; nays, 15; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Holand	Redlin
Baker	Kamrath	Ringsak
Becker	Kautzmann	Sinner
Berube	Kisse	Strinden
Bopp	Lips	Thompson
Brooks	Mahoney	Tuff
Chesrown	Meidinger	Van Horn
Foss	Morgan	Wartner
George	Nelson	Witteaman
Harris		

Those voting in the negative were:

Beck	Kjos	Robinson
Dahlund	Luick	Roen
Erickson	Miller	Sanford
Forkner	Mutch	Torgerson
Kee	Reichert	Wadeson

Absent and not voting:

Hernett	Saumur	Sorlie
Longmire	Solberg	Trenbeath

So the bill passed and the title was agreed to .

Senator Holand moved that the vote by which Senate Bill No. 45 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 22, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 39

Senate Bill No. 45

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 50. A Bill for an Act to create and enact section 57-38-31 and to create and enact section 57-38-65 of the North Dakota Century Code to provide for the levying and collection of an adjusted tax on individual income and declaring an emergency.

Which has been read.

Senator Baeverstad moved that Senate Bill No. 50 be amended as follows:

Delete lines 10 through 14 inclusive of the engrossed bill and insert in lieu thereof the words "the amount of their personal exemptions as defined in the United States Internal Revenue Code of 1954, as amended"

In line 15 of the engrossed bill delete the word "return"

Renumber the lines accordingly.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

The question being on the motion of Senator Baeverstad that Senate Bill No. 50 be amended.

Senator Baeverstad requested leave to withdraw his motion to amend Senate Bill No. 50, which request was granted.

Senator Baeverstad moved that Senate Bill No. 50 be amended as follows:

In line 7, delete the underscored word three and insert in lieu thereof the word two.

Delete lines 10 through 14 inclusive of the engrossed bill and insert in lieu thereof the words "the amount of their personal exemptions as defined in the United States Internal Revenue Code of 1954, as amended"

In line 15 of the engrossed bill delete the word "return".

Renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 50 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

Senate Bill No. 50. A Bill for an Act to create and enact section 57-38-31 and to create and enact section 57-38-65 of the North Dakota Century Code to provide for the levying and collection of an adjusted tax on individual income and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended from the floor, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Strinden
Brooks	Luick	Thompson
Chesrown	Mahoney	Torgerson
Dahlund	Miller	Trenbeath
Erickson	Morgan	Tuff
Forkner	Mutch	Van Horn
Foss	Nelson	Wadeson
George	Redlin	Wartner
Harris	Reichert	Witteman
Holand	Ringsak	

Those voting in the negative were:

Meidinger

Absent and not voting:

Hernett	Saumur	Sorlie
Longmire		

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Holand moved that the vote by which Senate Bill No. 50 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

MOTIONS

Senator Holand moved that Senate Concurrent Resolution "WW" be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "WW". A concurrent resolution commending the North Dakota State Medical Association and several of its individual members for the excellent work done in establishing and staffing the emergency first aid station in the State Capitol Building, Bismarck, North Dakota, during the Thirty-eighth Legislative Assembly.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "WW" be adopted, which motion prevailed.

MOTION

Senator Holand moved that Senate Memorial Resolution 1000 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE MEMORIAL RESOLUTION

Senate Memorial Resolution No. 1000. A memorial resolution in memory of Victor L. Gilbreath.

Which has been read.

MOTION

Senator Holand moved that Senate Memorial Resolution No. 1000 be adopted by a rising vote, and said resolution was adopted by a rising vote of all Senators present.

Senator Erickson moved that Senate Memorial Resolution No. 1001, which was adopted in the joint session on February 22, 1963, be printed in the Journal, and not as a bill, which motion prevailed.

SENATE MEMORIAL RESOLUTION No. 1001

Introduced by Committee on Senate Memorial Resolutions

A memorial resolution for deceased members of the Senate of the state of North Dakota.

- 1 WHEREAS, since the adjournment of the Thirty-
- 1a seventh
- 2 Legislative Assembly, God in His wisdom has seen fit to
- 3 summon to eternal rest His servants and our former
- 4 colleagues:
- 5 S. J. ATKINS, who served in the eighteenth to the
- 6 twenty-third legislative assemblies, inclusive, from the
- 7 twenty-second legislative district, died August 16, 1962.

8 PETER A. BERG, who served in the sixteenth and the
9 seventeenth legislative assemblies from the fourteenth
10 legislative district, died April 7, 1962.

11 W. J. "BILLY" BRAUN, who served in the twenty-
11a sixth to
12 the thirty-first legislative assemblies, inclusive, from
13 the twelfth legislative district, died January 28, 1963.

14 HENRY C. FROJEN, who served in the twenty-ninth
14a and the
15 thirtieth legislative assemblies from the twenty-fifth
16 legislative district, died December 23, 1961.

17 GOTTLIEB ISAAK, who served in the twenty-first
17a to the
18 twenty-fourth legislative assemblies, inclusive, and the
19 twenty-ninth legislative assembly in the house of
20 representatives and who also served in the senate in the
21 twenty-sixth and the twenty-seventh legislative as-
21a semblies
22 from the forty-eighth legislative district, died
23 August 25, 1961.

24 WILLIAM KAMRATH, who served in the sixteenth
24a to the
25 twentieth legislative assemblies, inclusive, in the
26 house of representatives and who also served in the
27 senate in the twenty-first to the thirty-fourth
28 legislative assemblies, inclusive, from the forty-seventh
29 legislative district, died June 12, 1961.

30 ALEX LIND, who served in the twenty-third and the
31 twenty-fourth legislative assemblies from the forty-
31a fifth
32 legislative district, died December 3, 1962.

33 STEVEN C. NELSON, who served in the twenty-
33a eighth to
34 the thirty-first legislative assemblies, inclusive, from
35 the sixteenth legislative district, died November 8,
35a 1961.

36 MARTIN OLSON, who served in the twenty-sixth
36a to the
37 twenty-ninth legislative assemblies, inclusive, from the
38 thirty-fourth legislative district, died January 20, 1962.

39 WHEREAS, today, we as member of the Senate of the
40 Thirty-eighth Legislative Assembly of the state of
40a North

41 Dakota, pause to mourn the passing of our former
42 colleagues, and to honor their memories; and

43 WHEREAS, these men rendered outstanding service
43a to the

44 people of this state by their contribution to their fellow
45 men and their communities:

46 NOW, THEREFORE, BE IT RESOLVED BY THE
47 SENATE OF THE THIRTY-EIGHTH LEGISLATIVE
47a ASSEMBLY

48 OF THE STATE OF NORTH DAKOTA:

49 That we express our keen sorrow on their passing and
50 our appreciation, on behalf of the people of North Da-
50a kota,

51 of the loyal and devoted service of these, our former
52 colleagues.

53 BE IT FURTHER RESOLVED, that for the perpetu-
53a ation of their

54 memory, this token of respect and sympathy by their

55 successors in trust be printed in the Journal of the
 55a Senate
 56 and that dully enrolled copies of this resolution be
 57 presented by the secretary of state to the surviving
 58 families of these deceased senators.

SECOND READING OF SENATE BILLS

Senate Bill No. 129. A Bill for an Act to amend Sub-section 7 of Section 7-02-08 of the North Dakota Century Code, permitting savings and loan associations to make business loans up to sixty per cent of the cash value of the property mortgaged.

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:

Baeverstad	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Bopp	Kjos	Sinner
Brooks	Lips	Solberg
Chesrown	Luick	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Baker	Longmire	Sorlie
Berube	Mahoney	Strinden
Hernett	Saumur	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 129 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 153. A bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code relating to the rescinding of motor vehicle registration.

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, 3; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Beck	Kautzmann	Robinson
Becker	Kee	Sanford
Bopp	Kisse	Sinner
Brooks	Kjos	Solberg
Chesrown	Lips	Thompson
Dahlund	Luick	Torgerson
Erickson	Mahoney	Trenbeath

Forkner	Meidinger	Tuff
Foss	Miller	Van Horn
George	Morgan	Wadson
Harris	Mutch	Wartner
Holand	Redlin	Witteaman

Those voting in the negative were:

Nelson	Ringsak	Roen
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Absent and not voting:

Baker	Longmire	Sorlie
Berube	Saumur	Strinden
Hernett		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 153 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Senator Brooks moved that Senate Bills No. 183 and 241 be placed at the foot of the calendar, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 183 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 186. A Bill for an Act to amend and re-enact section 4-14-04 of the North Dakota Century Code, relating to unfair discrimination in sale of farm products, and providing a savings clause.

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, 28; nays, 14; absent and not voting, 7.

Those voting in the affirmative were:

Beck	Kisse	Redlin
Dahlund	Kjos	Reichert
Erickson	Lips	Ringsak
Foss	Luick	Robinson
George	Mahoney	Sanford
Harris	Meidinger	Sinner
Holand	Miller	Trenbeath
Kamrath	Morgan	Van Horn
Kautzmann	Nelson	Wartner
Kee		

Those voting in the negative were:

Baeverstad	Forkner	Torgerson
Becker	Mutch	Tuff
Bopp	Roen	Wadson
Brooks	Solberg	Witteaman
Chesrown	Thompson	

Absent and not voting:

Baker	Longmire	Sorlie
Berube	Saumur	Strinden
Hernett		

So the bill passed and the title was agreed to.

Senator Holand 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.

Senate Bill No. 204. A Bill for an Act to provide for a native woodland tax, prescribing the land that may be subject to such tax, prescribing the duties of the state forester and local assessor, providing for the rate and manner of collection of said tax, the conditions for eligibility under the native woodland tax, declassification orders.

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, 33; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

Baker	Kjos	Roen
Beck	Lips	Sanford
Becker	Luick	Sinner
Bopp	Mahoney	Solberg
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Nelson	Tuff
Holand	Redlin	Van Horn
Kee	Reichert	Wadeson
Kisse	Robinson	Witte-man

Those voting in the negative were:

Baeverstad	Harris	Mutch
Brooks	Kamrath	Ringsak
Chesrown	Kautzmann	Wartner
Forkner		

Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	Strinden

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 204 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Trenbeath moved that Senate Bill No. 204 be reprinted, which motion prevailed.

Senate Bill No. 210. A Bill for an Act to create a Girl Scouts Round-Up Commission for the purpose of encouraging and aiding the Girl Scouts of the United States of America to hold their 1965 Round-Up in North Dakota, making an appropriation therefor, and declaring an emergency.

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:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen

Becker	Kjos	Sanford
Bopp	Lips	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	Strinden

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Holand moved that the vote by which Senate Bill No. 210 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 217. A Bill for an Act providing for the appointment of a county supervisor of assessments.

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, 8; absent and not voting, 6

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Baker	Kisse	Sinner
Becker	Kjos	Solberg
Brooks	Lips	Thompson
Chesrown	Luick	Torgerson
Dahlund	Mahoney	Trenbeath
Foss	Meidinger	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman
Kautzmann	Ringsak	

Those voting in the negative were:

Beck	Forkner	Robinson
Bopp	Miller	Roen
Erickson	Morgan	

Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	Strinden

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 217 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 244. A Bill for an Act to amend and reenact section 39-06-30 of the North Dakota Century Code, relating to the licensing of motor vehicle operators and definition of the term conviction.

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, 9; nays, 34; absent and not voting, 6.

Those voting in the affirmative were:

George	Mahoney	Robinson
Holand	Miller	Sinner
Kisse	Reichert	Wartner

Those voting in the negative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Solberg
Becker	Kjos	Strinden
Bopp	Lips	Thompson
Brooks	Luick	Torgerson
Chesrown	Morgan	Trenbeath
Dahlund	Mutch	Tuff
Erickson	Nelson	Van Horn
Forkner	Redlin	Wadeson
Foss	Ringsak	Witteman
Harris		

Absent and not voting:

Berube	Longmire	Saumur
Hernett	Meidinger	Sorlie

So the bill was declared lost.

Senate Bill No. 248. A Bill for an Act to amend and re-enact section 6-03-14 of the North Dakota Century Code relating to paying and receiving stations, and declaring an emergency.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Sinner
Bopp	Kjos	Solberg
Brooks	Lips	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Van Horn
Foss	Morgan	Wadeson
George	Mutch	Wartner
Harris	Nelson	Witteman
Holand	Redlin	

Those voting in the negative were:

Reichert	Tuff
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Absent and not voting:

Berube	Longmire	Saumur
Hernett	Ringsak	Sorlie

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Holand moved that the vote by which Senate Bill No. 248 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and En-grossment respectfully reports that it has examined the following bill:

Senate Bill No. 50

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 50

Senate Bill No. 129

Senate Bill No. 153

Senate Bill No. 186

Senate Bill No. 204

Senate Bill No. 210

Senate Bill No. 217

Senate Bill No. 248

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 252. A Bill for an Act to amend and re-enact section 39-06-17 of the North Dakota Century Code, relating to restricted and junior operator licenses and hours during which minors may operate motor vehicles.

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, 20; nays, 24; absent and not voting, 5.

Those voting in the affirmative were:

Beck	Morgan	Strinden
Brooks	Nelson	Thompson
Erickson	Redlin	Tuff
Harris	Reichert	Van Horn
Kee	Ringsak	Wadeson
Luick	Roen	Witteaman
Mahoney	Solberg	

Those voting in the negative were:

Baeverstad	George	Miller
Baker	Holand	Mutch
Becker	Kamrath	Robinson
Bopp	Kautzmann	Sanford
Chesrown	Kisse	Sinner
Dahlund	Kjos	Torgerson
Forkner	Lips	Trenbeath
Foss	Meidinger	Wartner

Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	

So the bill was declared lost.

Senator Wartner moved that the vote by which Senate Bill No. 252 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 254. A Bill for an Act to provide for separate drive-in facilities for banks.

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, 12; absent and not voting, 7.

Those voting in the affirmative were:

Baeverstad	Harris	Ringsak
Baker	Holand	Sanford
Beck	Kamrath	Sinner
Becker	Kautzmann	Solberg
Bopp	Kee	Strinden
Brooks	Lips	Thompson
Chesrown	Luick	Torgerson
Dahlund	Morgan	Tuff
Foss	Mutch	Wadeson
George	Redlin	Witteaman

Those voting in the negative were:

Erickson	Mahoney	Robinson
Forkner	Meidinger	Roen
Kisse	Miller	Trenbeath
Kjos	Reichert	Van Horn

Absent and not voting:

Berube	Nelson	Sorlie
Hernett	Saumur	Wartner
Longmire		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 254 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 268. A Bill for an Act to amend and reenact section 57-50-11 and to create and enact section 57-50-11.1 of the North Dakota Century Code, relating to the assignment of motor vehicle fuel refund claims, requiring a permit during a certain period and providing for the revocation thereof.

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, 6; absent and not voting, 9.

Those voting in the affirmative were:

Baker	Kisse	Sanford
Beck	Kjos	Solberg
Becker	Lips	Strinden
Bopp	Luick	Thompson
Chesrown	Meidinger	Torgerson

Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Nelson	Van Horn
Holand	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Robinson	Witteaman
Kee		

Those voting in the negative were:

Baeverstad	Harris	Ringsak
Erickson	Mutch	Roen

Absent and not voting:

Berube	Hernett	Saumur
Brooks	Longmire	Sinner
Dahlund	Mahoney	Sorlie

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 268 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 274. A Bill for an Act to create and enact sections 65-02-05.1, 65-02-05.2, 65-04-04.2, 65-04-04.3, 65-04-04.4, 65-04-04.5, 65-04-04.6, and to amend and re-enact sections 65-01-02, 65-01-05, 65-01-08, 65-01-09, 65-01-10, 65-01-11, 65-02-13, 65-02-14, 65-03-02, 65-04-01, 65-04-04, 65-04-04.1, 65-04-07, 65-04-08, 65-04-10, 65-04-17, 65-04-18, 65-04-19, 65-04-20, 65-04-21, 65-04-27, 65-04-27.1, 65-04-28, 65-04-29, 65-04-30, 65-05-01, 65-05-02, 65-05-05, 65-05-06, 65-05-07, 65-05-09, 65-05-10, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-17, 65-05-25, 65-05-26, 65-05-27, 65-05-28, 65-05-30, 65-07-01, 65-07-02, 65-07-03, 65-08-01, 65-08-02, 65-08-03, 65-09-04, 65-10-01, 65-10-02, 65-10-03, 26-08-02, 26-14-07, and 26-28-02 of the North Dakota Century Code, relating to workmen's compensation, and to permit employers at their option to provide workmen's compensation insurance through insurance companies, by qualification as self-insured employers, or by contributions to the North Dakota workmen's compensation fund; specifying the terms and conditions under which the same may be done; providing for action of the workmen's compensation bureau upon all controversial claims; providing for liability of the carrier or fund insuring workmen's compensation coverage, and to permit insurance companies to provide for workmen's compensation insurance, and providing for an effective date.

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, 29; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Beck	Kee	Ringsak
Becker	Kisse	Robinson
Brooks	Kjos	Sanford
Chesrown	Lips	Strinden
Dahlund	Luick	Torgerson
Erickson	Meidinger	Trenbeath
Foss	Miller	Wadeson
George	Morgan	Wartner
Harris	Mutch	

Those voting in the negative were:

Baker	Mahoney	Solberg
Bopp	Redlin	Thompson
Forkner	Reichert	Tuff
Kamrath	Roen	Van Horn
Kautzmann	Sinner	Witteman

Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	

So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 274 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 282. A Bill for an Act to create and enact subsection 20 of section 10-23-04 and to amend and reenact sections 10-19-10 and 10-22-09 of the North Dakota Century Code, relating to the change of registered office or registered agent for domestic and foreign corporations and establishing a fee for the filing of such change.

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, 2; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Bopp	Kjos	Sanford
Brooks	Lips	Sinner
Chesrown	Luick	Solberg
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Wadeson
Harris	Nelson	Wartner
Holand	Redlin	Witteman

Those voting in the negative were:

Thompson	Van Horn
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Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	

So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 282 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 307. A Bill for an Act to amend and reenact sections 16-10-07, 16-10-08 and 16-10-12 of the North Dakota Century Code, relating to the appointment of judges of elections and poll clerks.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 307 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 332. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to the salary of certain elected state officials, and providing an effective date.

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, 2; absent and not voting, 5.

Those voting in the affirmative were:

Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Bopp	Kjos	Sinner
Brooks	Lips	Solberg
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Those voting in the negative were:

Baeverstad	Mutch
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Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 332 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 22, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 254

Senate Bill No. 268

Senate Bill No. 274

Senate Bill No. 282

Senate Bill No. 307

Senate Bill No. 332

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 340. A Bill for an Act to amend and reenact section 43-15-35 of the North Dakota Century Code relating to the requirements for issuance of permits to operate pharmacies.

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, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Brooks	Kjos	Sinner
Chesrown	Lips	Solberg
Dahlund	Luick	Strinden
Erickson	Mahoney	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Those voting in the negative were:

Baker	Miller	Van Horn
Bopp	Thompson	

Absent and not voting:

Berube	Longmire	Saumur
Hernett	Nelson	Sorlie

So the bill passed and the title was agreed to.

Senator Brooks moved that the vote by which Senate Bill No. 340 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 347. A Bill for an Act to amend and reenact subsections 4 and 5 of section 27-17-01 of the North Dakota Century Code Supplement, relating to retirement of supreme court judges and district court judges.

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, 7; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kee	Reichert
Baker	Kisse	Ringsak
Beck	Kjos	Sinner
Becker	Lips	Strinden
Chesrown	Luick	Thompson
Erickson	Mahoney	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
Harris	Mutch	Wadeson
Holand	Nelson	Wartner
Kamrath	Redlin	Witteaman
Kautzmann		

Those voting in the negative were:

Bopp	Meidinger	Roen
Dahlund	Robinson	Van Horn
George		

Absent and not voting:

Berube	Longmire	Solberg
Brooks	Sanford	Sorlie
Hernett	Saumur	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 347 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 182. A Bill for an Act to create a North Dakota department of labor and to prescribe the duties and organization thereof, to amend and reenact sections 34-05-01, 34-05-03, 34-05-04, subsection 1 of section 34-06-01, subsection 4 of section 34-07-03, sections 34-07-15, 34-07-18, 34-07-19, 34-07-20, 34-07-21, 34-10-02, and 34-10-03 of the North Dakota Century Code, relating to responsibilities and powers of the commissioner of agriculture and labor, and to repeal section 34-05-02 of the North Dakota Century Code, relating to the labor division within the department of agriculture and labor.

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, 19; absent and not voting, 6.

Those voting in the affirmative were:

Baker	Kamrath	Sinner
Becker	Kautzmann	Solberg
Bopp	Kjos	Thompson
Chesrown	Mahoney	Torgerson
Dahlund	Miller	Tuff
Forkner	Redlin	Van Horn
Foss	Reichert	Wartner
Holand	Sanford	Witteaman

Those voting in the negative were:

Baeverstad	Lips	Ringsak
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Beck	Luick	Robinson
Erickson	Meidinger	Roen
George	Morgan	Strinden
Harris	Mutch	Trenbeath
Kee	Nelson	Wadeson
Kisse		

Absent and not voting:

Berube	Hernett	Saumur
Brooks	Longmire	Sorlie

So the bill was declared lost.

Senate Bill No. 241. A Bill for an Act to amend and reenact Sections 57-15-24 and 15-40-02 of the North Dakota Century Code, relating to the county equalization fund and mill levy therefor.

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, 21; nays, 21; absent and not voting, 7.

Those voting in the affirmative were:

Baker	Meidinger	Strinden
Becker	Redlin	Thompson
Dahlund	Reichert	Torgerson
Erickson	Robinson	Trenbeath
Kamrath	Sanford	Van Horn
Kisse	Sinner	Wartner
Lips	Solberg	Witteman

Those voting in the negative were:

Baeverstad	Harris	Miller
Beck	Holand	Morgan
Bopp	Kautzmann	Mutch
Chesrown	Kee	Nelson
Forkner	Kjos	Ringsak
Foss	Luick	Roen
George	Mahoney	Tuff

Absent and not voting:

Berube	Longmire	Sorlie
Brooks	Saumur	Wadeson
Hernett		

So the bill was declared lost.

MOTIONS

Senator Baker moved that the Senate reconsider the action by which Senate Bill No. 241 was lost, which motion was lost.

Senator Baker requested a division, which request was granted, there being eight members joining in the request, and a division was had and said motion was declared lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 183. A Bill for an Act to amend and reenact Sections 15-40-24 and 15-40-14 of the North Dakota Century Code, relating to elementary and high school per pupil payments respectively.

Which has been read.

Senator Meidinger moved that Senate Bill No. 183 be indefinitely postponed.

After some discussion Senator Meidinger withdrew his motion.

ROLL CALL

The question being on the final passage of Senate Bill No. 183, the roll was called and there were ayes, 34; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kisse	Roen
Baker	Kjos	Sanford
Beck	Lips	Sinner
Becker	Mahoney	Solberg
Bopp	Meidinger	Strinden
Brooks	Miller	Thompson
Dahlund	Morgan	Torgerson
Erickson	Redlin	Trenbeath
Forkner	Reichert	Van Horn
Harris	Ringsak	Wartner
Holand	Robinson	Witteman
Kamrath		

Those voting in the negative were:

Chesrown	Kee	Nelson
Foss	Luick	Tuff
George	Mutch	Wadeson
Kautzmann		

Absent and not voting:

Berube	Longmire	Sorlie
Hernett	Saumur	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 183 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Senator Baker moved that the rules be suspended and that the Senate reconsider the action by which Senate Bill No. 241 was lost, which motion prevailed.

Senator Baeverstad requested a division, and there being eight Senators joining in the request, which request was granted, and there being 32 ayes, 12 nays, the motion was declared lost for lack of a two-thirds vote.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, February 22, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 183

Senate Bill No. 340

Senate Bill No. 347

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 22, 1963

Mr. President: I have the honor to transmit:

House Bill No. 648

House Bill No. 764

House Bill No. 781

House Bill No. 854

House Bill No. 876

House Bill No. 881

House Bill No. 788

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-FIFTH DAY AFTER RECESS

Bismarck, February 22, 1963

The Senate convened pursuant to call of the chair, the President presiding.

FIRST READING OF A SENATE
CONCURRENT RESOLUTION

Senator Brooks introduced:

Senate Concurrent Resolution "YY". A concurrent resolution directing the legislative research committee to study the operation of and the laws relating to the state fire and tornado fund and the state bonding fund.

Was read the first time and referred to the Committee on State and Federal Government.

FIRST READING OF HOUSE BILLS
AND HOUSE CONCURRENT RESOLUTIONS

House Bill No. 512. 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. 513. 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. 515. 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. 522. A Bill for an Act to provide for 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. 525. A Bill for an Act making an appropriation to the State Water Conservation Commission for continued participation in the investigation, planning, construction and maintenance of multiple-purpose projects for beneficial utilization, control and management of public waters and providing that moneys appropriated by this Act, and any unused balance of moneys remaining unexpended, appropriated for the purpose mentioned, shall be covered into a fund designated "multiple-purpose fund" and that such fund shall remain available to the Commission until expended.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 526. 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. 599. A Bill for an Act to amend and reenact section 15-28-02 of the North Dakota Century Code Supplement, relating to the membership of a school board.

Was read the first time and referred to the Committee on Education.

House Bill No. 600. A Bill for an Act to create and enact section 15-53-14.1 of the North Dakota Century Code, relating to an election for the purpose of reorganizing by consolidation of two or more previously reorganized school districts, and declaring an emergency.

Was read the first time and referred to the Committee on Education.

House Bill No. 628. A Bill for an Act to amend and reenact section 39-04-36 of the North Dakota Century Code relating to the transfer of registration and number plates to provide for such transfer in certain instances.

Was read the first time and referred to the Committee on Transportation.

House Bill No. 639. A Bill for an Act to provide for the payment by a condemnor, or prospective condemnor, of the actual cost of moving personal property located on the property taken, or to be taken, at the time of taking of the real estate or possession thereof, and providing for a judicial determination of disputes as to moving expenses.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 648. A Bill for an Act to create and enact chapter 57-38.1 and to amend and reenact sections 57-35-04, 57-35-13, 57-35.1-02, 57-35.1-06, subsections 1, 6, and 8 of section 57-38-01, subsection 5 of section 57-38-04, section 57-38-10, subsection 4 of section 57-38-17, sections 57-38-21, 57-38-22.1, subsection 2 of section 57-38-38, subsection 1 of section 57-38-42, section 57-38-44, and subsection 4 of section 57-38-45 of the North Dakota Century Code, relating to the rate of tax upon banks, trust companies, and building and loan associations, and imposing a franchise tax upon corporations measured by their net income, providing for the taxation of corporate dividends, providing for the administration of such tax, providing penalties for delinquencies and violations, and providing an effective date; and to repeal subsections 3 and 4 of section 57-38-01, sections 57-38-09, 57-38-11, 57-38-12, 57-38-13, 57-38-14, 57-38-15.1, 57-38-15.2, subsections 2 and 6 of section 57-38-15.3, and sections 57-38-16, 57-38-19, 57-38-22, 57-38-30, and 57-38-32 of the North Dakota Century Code, relating to the imposition of an income tax upon corporations, providing for the administration thereof, providing penalties, and providing an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 662. A Bill for an Act to amend and reenact sections 65-05-09, 65-05-11, 65-10-01, and 65-10-03 of the North Dakota Century Code, relating to the amount of workmen's compensation benefits and appeals from decisions of the workmen's compensation bureau.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 678. A Bill for an Act to provide for a state game and fish advisory board, prescribing its duties, powers and compensation; creating subsection 15 of section 20-02-04; and amending section 20-02-01 of the North Dakota Century Code, relating to the appointment of the state game and fish commissioner and his duties.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 691. A Bill for an Act to create and enact Chapter 15-63 of the North Dakota Century Code, relating to educational television and the establishment of a state committee on educational television.

Was read the first time and referred to the Committee on Education.

House Bill No. 709. A Bill for an Act to amend and reenact section 2 of the Initiated Measure which was Measure No. 3 on the 1962 general election ballot, as approved by the people in November 1962, and sections 16-04-20, 16-04-26, 16-12-04, 16-13-01 and 16-17-03 of the North Dakota Century Code, relating to the consolidation of the separate primary election ballots; and to repeal sections 16-04-15 and 16-17-05 of the North Dakota Century Code, relating to separate primary election ballots.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 719. A Bill for an Act directing a study by the legislative research committee and the board of higher education of the future role and responsibility of each institution of higher learning, development of a ten-year plan to provide needed facilities, participation in interstate and regional compacts in higher education, and making an appropriation.

Was read the first time and referred to the Committee on Education.

House Bill No. 721. A Bill for an Act to amend and reenact subsection 7 of section 10-04-05, subsection 5 of section 10-04-06, subsection 3 of section 10-04-10, and section 10-04-18 of the North Dakota Century Code, relating to the supervision of issue and sale of securities.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 738. A Bill for an Act to amend and reenact section 55-01-01 of the North Dakota Century Code Supplement to provide for a board of directors and officers thereof for the state historical society, and declaring an emergency.

Was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 740. A Bill for an Act to create and enact Chapter 57-40.1 of the North Dakota Century Code, relating to the imposition of an excise tax on motor vehicles and mobile homes, providing for the administration of the provisions of said chapter and the collection and distribution of revenues derived therefrom, and providing for penalties for violation of the provisions thereof; to amend and reenact the following provisions of the North Dakota Century Code: subsection 8 of section 39-01-01 defining semi-trailer, subdivision j of subsection 2 of section 39-04-18

and subsection 3 of section 39-04-19 relating to exemptions for motor vehicles of certain disabled veterans, section 39-04-38 relating to exemption of certain vehicles from personal property taxes, subsection 6 of section 39-05-01, as amended, defining motor vehicle for title registration purposes, section 39-05-12, as amended, relating to carrying of registration card, inspection thereof, and penalty for violation thereof, and subsection 4 of section 57-40-03 relating to exemption of certain vehicles from use tax; and to repeal subsection 9 of section 57-40-01 and sections 57-40-12, 57-40-13 and 57-40-14 of the North Dakota Century Code.

Was read the first time and referred to the Committee on Transportation.

House Bill No. 749. A Bill for an Act to amend and reenact Section 15-34-05 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to transportation of nonresident students.

Was read the first time and referred to the Committee on Education.

House Bill No. 750. A Bill for an Act to amend and reenact Section 57-15-14 of the North Dakota Century Code, relating to levy limitations in school districts.

Was read the first time and referred to the Committee on Education.

House Bill No. 756. A Bill for an Act to amend and reenact Section 57-39-01 of the North Dakota Century Code, relating to the definitions of a retail sale or sale at retail under the Sales Tax Law.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 758. A Bill for an Act authorizing the board of administration to lease certain property now owned by the state and under the control of the state industrial school.

Was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 761. A Bill for an Act to amend and reenact subsections 7 and 9 of section 57-02-08 of the North Dakota Century Code, relating to the exemption from taxation of the property of religious corporations and organizations.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 764. A Bill for an Act, to amend section 10-23-06 of the North Dakota Century Code to provide that said section shall not apply to building and loan and savings and loan associations with regard to the payment of license fees for domestic corporations.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 766. A Bill for an Act to amend and reenact Sections 15-40-14 and 15-40-26 of the North Dakota Century Code relating to the attendance of high school and elementary pupils in public out-of-state schools.

Was read the first time and referred to the Committee on Education.

House Bill No. 771. A Bill for an Act to authorize cities having undertaken an urban renewal project or projects to levy taxes not exceeding one and one-half mills for ten successive years for such cities' participating shares in additional projects in new urban renewal areas, and not subject to other tax levy limitations, and declaring an emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 776. A Bill for an Act to amend and reenact sections 39-06-31 and 39-06-32 of the North Dakota Century Code, relating to the licensing of motor vehicle operators and the revocation of licenses.

Was read the first time and referred to the Committee on Transportation.

House Bill No. 778. A Bill for an Act to amend and reenact Section 49-11-16 of the North Dakota Century Code relating to caution signs, specifications thereof and posting thereof at railroad crossings.

Was read the first time and referred to the Committee on Transportation.

House Bill No. 781. A Bill for an Act relating to the regulation of advertising devices adjacent to highways in the state of North Dakota, and providing a penalty.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 782. A Bill for an Act relating to the operation of cemeteries in the state of North Dakota, and funds for the perpetual care and maintenance thereof, and the sale of burial space therein, and providing penalties for the violation thereof.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 783. A Bill for an Act to amend and reenact section 39-04A-04 of the North Dakota Century Code, relating to the fee for registration of motor vehicles engaged in transportation of property.

Was read the first time and referred to the Committee on Transportation.

House Bill No. 788. A Bill for an Act to create and enact section 21-03-10.1 of the North Dakota Century Code and to amend and reenact section 57-15-16 and subsection 1 of Section 57-15-17 of the North Dakota Century Code, relating to the levying of taxes and the issuance of bonds by a school district for the purpose of building or improving schools.

Was read the first time and referred to the Committee on Education.

House Bill No. 794. A Bill for an Act to provide for the issuance of revenue bonds by the state historical society for the purpose of financing the construction of campsites recreation areas, and tourist accommodations at selected sites throughout the state, providing the powers of the state historical society in connection with the management thereof, and providing an appropriation for the sinking fund for the retirement of such bonds.

Was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 805. A Bill for an Act to amend and reenact section 15-21-19 of the North Dakota Century Code, relating to powers and duties of state board of public school education.

Was read the first time and referred to the Committee on Education.

House Bill No. 806. A Bill for an Act to amend and reenact subdivisions a and b(1) of subsection 3 of section 39-04-39 of the North Dakota Century Code, as amended by the 1961 Legislature, relating to distribution of motor vehicle fees, and declaring an emergency.

Was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 813. A Bill for an Act to authorize the establishment of community mental health service units, to provide for their administration and for state aid and assistance from mental health division of the state department of health, and to authorize a mill levy of not to exceed three-quarters of one mill for such purpose.

Was read the first time and referred to the Committee on Social Welfare and Veterans' Affairs.

House Bill No. 814. A Bill for an Act to amend and reenact section 57-22-21.1 of the North Dakota Century Code, relating to the immediate assessment of personal property taxes upon property belonging to residents but stored in another state or province, and declaring an emergency.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 815. A Bill for an Act to amend and reenact section 57-40-02 of the North Dakota Century Code relating to the imposition of an excise tax.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 816. A Bill for an Act to amend and reenact section 20-03-12 and 20-03-13 of the North Dakota Century Code Supplement relating to the schedule of fees for hunting, trapping or fishing licenses, and providing for the use of funds for the propagation of upland game.

Was read the first time and referred to the Committee on Natural Resources.

House Bill No. 828. A Bill for an Act to create and enact chapter 50-24 of the North Dakota Century Code, establishing a combined program for assistance to the aged, blind, disabled, and medical assistance for the aged, prescribing powers of the state and county welfare boards in the administration thereof, setting standards of eligibility for assistance, providing for the financing of the program, and providing a penalty for fraudulent acts, and to repeal chapters 50-07, 50-08, 50-10A, and 50-23 of the North Dakota Century Code, relating to the individual programs for aid to the blind, old age assistance, aid to the permanently and totally disabled, and medical assistance for the aged.

Was read the first time and referred to the Committee on Social Welfare and Veterans' Affairs.

House Bill No. 829. A Bill for an Act to provide for a uniform system of retaining and disposing of county records to be promulgated by the secretary of state.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 835. A Bill for an Act to require contractors to give preference to the employment of qualified North Dakota residents in the performance of contracts entered into with the state or any of its political subdivisions, and providing penalties.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 838. A Bill for an Act to create and enact subsection 10 of section 57-02-01 of the North Dakota Century Code, relating to the definition of a farm for tax purposes.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 844. A Bill for an Act to amend and reenact sections 15-22-21, as amended by chapter 157 of the 1961 Session Laws, and 15-22-22 of the North Dakota Century Code, providing for the dissolution of school districts and the attachment of dissolved districts to adjoining school districts, and declaring an emergency.

Was read the first time and referred to the Committee on Education.

House Bill No. 846. A Bill for an Act to amend and reenact sections 43-21-01, 43-21-02, 43-21-03, 43-21-04, 43-21-07, 43-21-08, 43-21-09, and 43-21-11 of the North Dakota Century Code, relating to the regulation of the practice of practical nursing and to provide for examination and licensure of practitioners of practical nursing.

Was read the first time and referred to the Committee on Social Welfare and Veterans' Affairs.

House Bill No. 852. A Bill for an Act to amend and reenact sections 48-02-15, 48-02-16 and 48-02-17 of the North Dakota Century Code relating to notice of completion of public buildings, and the limitation of claims against the contractor or his surety to require the mailing of such notice.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 854. A Bill for an Act to amend and reenact sections 6-01-02, 6-02-01, 6-05-01, and 6-05-02 of the North Dakota Century Code relating to definitions and compliance with laws for organization of banks and trust companies, and declaring an emergency.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 860. A Bill for an Act to reappropriate to the North Dakota highway patrol all unexpended funds appropriated to the public safety division, to repeal chapter 24-14 of the North Dakota Century Code relating to the public safety division, and declaring an emergency.

Was read the first time and referred to the Committee on Transportation.

House Bill No. 866. A Bill for an Act to amend and reenact section 57-20-24 of the North Dakota Century Code authorizing the county auditor to pay the holder of a tax sale certificate upon its presentment without the approval of the county commissioners.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 869. A Bill for an Act to amend and reenact section 40-27-13 of the North Dakota Century Code, relating to the refunding by municipalities of callable funding bonds or refunding improvement bonds or warrants, and declaring an emergency.

Was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 873. A Bill for an Act to provide for a North Dakota Heritage Study Committee, designating an area of the capitol building as a heritage center or exhibition area for displaying mementos pertinent to North Dakota heritage, and making an appropriation.

Was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 874. A Bill for an Act relating to insurance and providing for licensing of sale of insurance by vending machines and other media, and for certain penalties.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 876. A Bill for an Act to amend and reenact section 57-22-29 of the North Dakota Century Code, authorizing the county commissioners to pay any elector of the county a salary for the collection of delinquent taxes in lieu of a percentage of the amount collected, and to contract with any person, firm, or corporation for the collection of taxes owed by any person not residing in North Dakota, and declaring an emergency.

Was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 880. A Bill for an Act to amend section 53-02-12 of the North Dakota Century Code relating to dancing on premises at or near which liquor is sold.

Was read the first time and referred to the Committee on Social Welfare and Veterans' Affairs.

House Bill No. 881. A Bill for an Act to provide that any city or village may levy an excise tax on the proceeds from gross sales of liquor by a nonprofit corporation if such nonprofit corporation is the only licensed liquor retailer in the city or village.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 883. A Bill for an Act to create and enact subsection 5 of Section 21-03-07 of the North Dakota Century Code relating to reorganized school district bond elections.

Was read the first time and referred to the Committee on Education.

House Bill No. 885. A Bill for an Act to authorize the board of administration to lease certain property to the Devils Lake Public School District.

Was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 886. A Bill for an Act to create a coordinating committee on mental retardation, providing for

the membership and officers thereof, and prescribing its powers, duties, and responsibilities.

Was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 887. A Bill for an Act to provide for the discipline of attorneys at law and repealing Sections 27-02-07 and 27-14-03 to 27-14-09 NDCC.

Was read the first time and referred to the Committee on Judiciary.

House Concurrent Resolution "D-1". A concurrent resolution providing for the amendment of section 1 of Article 60 of the Amendments to the Constitution of the state of North Dakota and of subsection (1) of section 186 of the Constitution of the state of North Dakota, and for the repeal of Article 56 of the Amendments to the Constitution of the state of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

House Concurrent Resolution "Q-1". A concurrent resolution requesting Congress to investigate and study the policy-making procedures, methods of assessing foreign developments, and personnel practices of the United States Department of State.

Was read the first time and referred to the Committee on State and Federal Government.

House Concurrent Resolution "R-1". A concurrent resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and otherwise lawful in the premises.

Was read the first time and referred to the Committee on Agriculture.

House Concurrent Resolution "S-1". A concurrent resolution urging the Great Northern and Northern Pacific Railroads to establish a seventy cent rate per one hundred pounds upon North Dakota wheat shipped to west coast ports for export overseas.

Was read the first time and referred to the Committee on Agriculture.

House Concurrent Resolution "U-1". A concurrent resolution naming the airfield to be constructed at the International Peace Garden "Carl Ben Eielson Airfield".

Was read the first time and referred to the Committee on State and Federal Government.

MOTION

Senator Holand moved that Senate Concurrent Resolutions "RR", "S" and "W" be placed on the calendar immediately below Senate Concurrent Resolution "V", which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "V". A concurrent resolution relating to public printing.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "V" be adopted, which motion prevailed.

Senate Concurrent Resolution "RR". A concurrent resolution to memorialize the Congress of the United States to immediately take the necessary steps to give to the citizens of this Nation an opportunity by constitutional amendment to determine whether or not prayer shall be permitted in the public schools.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "RR" be adopted, which motion prevailed.

Senate Concurrent Resolution "S". A Concurrent resolution urging the board of higher education, board of administration, and industrial commission to study and review printing operations of state institutions and industries.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "S" be adopted, which motion prevailed.

Senate Concurrent Resolution "W". A concurrent resolution urging the United States Congress to provide for the payment of the bonded indebtedness and the special assessments of any property which the federal government acquires by condemnation.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "W" be adopted, which motion prevailed.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-FIFTH DAY AFTER RECESS, FORTY-SIXTH
DAY, FORTY-SEVENTH DAY AND
FORTY-NINTH DAY

Bismarck, February 25, 1963

The Senate reconvened pursuant to recess taken, the President presiding.

MOTIONS

Senator Sorlie moved that the rules be suspended and that the Senate reconsider the action by which Senate Bill No. 241 was lost, which motion was lost.

Senator Longmire moved that the Senate reconsider the action by which Senate Bill No. 182 was lost, which motion was lost.

Senator Longmire requested a division, and there were eight Senators joining in such request, which request was granted, and there were 21 ayes and 25 nays, so the motion to reconsider was lost.

Senator Redlin requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Longmire, the roll was called and there were ayes, 23; nays, 24; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kisse	Sinner
Berub	Lips	Solberg
Bopp	Longmire	Thompson
Brooks	Mahoney	Tuff
Dahlund	Meidinger	Van Horn
George	Miller	Wartner
Holand	Redlin	Witteman
Kamrath	Reichert	

Those voting in the negative were:

Baeverstad	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kjos	Sanford
Chesrown	Luick	Saumur
Erickson	Morgan	Sorlie
Forkner	Mutch	Strinden
Foss	Nelson	Trenbeath
Harris	Ringsak	Wadeson

Absent and not voting:

Hernett Torgerson

So the motion was declared lost.

Senator Kautzmann moved that the absent Senator be excused, which motion prevailed.

Senator Holand moved that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.
FORTY-SIXTH DAY

Bismarck, February 25, 1963

The Senate convened at 2:00 p.m., the President presiding.

Roll Call: All Senators present except Senators Hernet and Torgerson.

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-fourth day after recess and forty-fifth day and recommends that the same be corrected as follows:

On page 539, after line 5, insert the following: "SECOND READING OF SENATE BILLS"

And when so corrected recommends that the same be approved.

DAN KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 25, 1963

Mr. President: I have the honor to inform you that the House requests the return to the House chambers of Senate Bill No. 54.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that Senate Bill No. 54 be returned to the House, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 25, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 54 which the House has requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 25, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "S"
Senate Concurrent Resolution "V"
Senate Concurrent Resolution "W"
Senate Concurrent Resolution "RR"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senator Kautzmann moved that the absent Senator be excused, which motion prevailed.

Senator Holand moved the Senate do now adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary

FORTY-SEVENTH DAY

Bismarck, February 23, 1963

The Senate convened at 2:00 p. m., the President presiding.

Roll Call: All Senators present except Senators Hernet and Torgerson.

A quorum was declared by the President.

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that after the reading of Senate Concurrent Resolution "L" and House Bills No. 555, 633, 736, 741 and 843, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-NINTH DAY

Bismarck, February 25, 1963

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain M. Wallace, Temple Baptist, Mandan. Our Heavenly Father —

These are times which call for the best in man and which demand superhuman and divine wisdom to solve the myriade and multitude of problems which confront us.

Grant to these men the ability to plan wisely for the coming year. Give unto them divine wisdom. Make them conscous of the heavy responsibility which rests upon their shoulders and realize that what this great state of North Dakota shall be this next year may well be determined by what is decided here today.

God grant that we be not so encumbered by the minute particles of life and its decisions that we cannot see a greater purpose in life. May our heart's desire be to please thee and serve thee and put thee first. May the decisions made here be based upon those abiding principles as set forth in thy Holy Word and revealed through thy son Jesus Christ for it is in His name that we pray. Amen.

Roll Call: All Senators present except Senators Hernet and Torgerson.

A quorum was declared by the President.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "HH" has had the same under consideration and recommends that the same do pass and further be re-referred to the Legislative Research Resolutions Committee.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "LL" has had the same under consideration and recommends that the same do pass and further be re-referred to the Legislative Research Resolutions Committee.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "OO" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "UU" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "YY" has had the same under consideration and recommends that the same do pass and further be referred to the Legislative Research Resolutions Committee.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 533 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 539 has had the same under consideration and recommends that the same be amended as follows:

In line 8 after the word "thirty" delete the word "ten" and insert the word "fifteen" in lieu thereof.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 546 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 548 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted.

Senator Longmire made the substitute motion that House Bill No. 548 be placed on the calendar, which motion was lost.

The question being on the motion of Senator Baeverstad, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 583 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 601 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 635 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 651 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 658 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 702 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 857 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 862 has

had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 865 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "P" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "U" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "I-1" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "U-1" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Baker moved that the amendments to House Bill No. 664 be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 25, 1963

Mr. President: I have the honor to return:

Senate Bill No. 54

Which the House has amended as follows:

Amendments to Senate Bill No. 54:

In the title, 3rd line from bottom, change the figures "06" to "07" and in lines 173 and 174 of the bill, strike the figure "06" to "07".

GERALD L. STAIR, Chief Clerk.

MOTIONS

Senator Holand moved that the Senate concur in the House amendments to Senate Bill No. 54, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 54, be placed on second reading and final passage as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL AND
SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 54. A Bill for an Act to amend and reenact sections 6-07-46, 12-48-11, 12-48-13, 12-49-04, 20-16-03, 36-01-29, and 36-05-10 of the North Dakota Century Code, relating to the disposition of various special funds and transferring the balances therein to the general fund, providing for disposition of Taylor Grazing Act Fund, and providing for the transfer of the Korean bonus administration fund to the sinking fund thereof; and to repeal sections 6-06-47 and 6-06-49 of the North Dakota Century Code, relating to the investment and disposition of moneys by the state examiner.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Absent and not voting:

Hernett	Meidinger	Torgerson
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So the bill passed and the title was agreed to.

Senate Concurrent Resolution "MM". A concurrent resolution petitioning the Congress of the United States to call a convention for proposing an amendment to the Constitution of the United States, unless Congress shall sooner have submitted such an amendment, to provide for the election of the President and Vice President in a manner fair and just to the people of the United States.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 37; nays, 10; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Reichert
Baker	Kee	Ringsak
Beck	Kisse	Robinson
Becker	Kjos	Roen
Brooks	Lips	Sanford
Chesrown	Longmire	Saumur
Dahlund	Luick	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Trenbeath
George	Mutch	Wadeson
Harris	Nelson	Wartner
Holand		

Those voting in the negative were:

Berube	Redlin	Tuff
Bopp	Sinner	Van Horn
Kamrath	Solberg	Witteaman
Mahoney		

Absent and not voting:

Hernett	Torgerson
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So the resolution was declared adopted.

Senate Concurrent Resolution "U". A concurrent resolution urging the Congress of the United States, the Department of Defense, and the Secretary of the Air Force to designate the Grand Forks Air Force Base as "Lerom Air Force Base" in memory of the late Brigadier General John I. Lerom

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, 1; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Those voting in the negative were:

Mahoney

Absent and not voting:

Hernett	Torgerson
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So the resolution was declared adopted.

Senate Concurrent Resolution "Y". A concurrent resolution requesting Congress to designate the impoundment created by Garrison Dam as Lake Sakakawea.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kamrath	Sanford
Beck	Kautzmann	Sinner
Becker	Kisse	Solberg
Berube	Kjos	Strinden
Bopp	Luick	Thompson
Brooks	Mahoney	Trenbeath
Chesrown	Miller	Tuff
Erickson	Morgan	Van Horn
Forkner	Redlin	Wadeson
Foss	Reichert	Witteman

Those voting in the negative were:

Baeverstad	Lips	Robinson
Dahlund	Longmire	Roen
George	Meidinger	Saumur
Harris	Mutch	Sorlie
Holand	Nelson	Wartner
Kee	Ringsak	

Absent and not voting:

Hernett	Torgerson
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So the resolution was declared adopted.

Senate Concurrent Resolution "Z". A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States, prohibiting states from denying a citizen the right to vote through imposition of a poll tax.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Redlin
Baker	Kamrath	Roen
Berube	Kautzmann	Saumur
Bopp	Kee	Sinner
Brooks	Lips	Solberg
Erickson	Longmire	Thompson
Forkner	Mahoney	Tuff
Foss	Meidinger	Van Horn
George	Miller	Witteman

Those voting in the negative were:

Beck	Luick	Sanford
Becker	Morgan	Sorlie
Chesrown	Mutch	Strinden
Dahlund	Nelson	Trenbeath
Harris	Reichert	Wadeson

Kisse	Ringsak	Wartner
Kjos	Robinson	

Absent and not voting:

Hernett	Torgerson
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So the resolution was declared adopted.

Senate Concurrent Resolution "XX". A concurrent resolution directing the legislative research committee to study and prepare necessary rules changes for the purpose of placing every member of the legislative assembly on an appropriations subcommittee.

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, 4; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Chesrown	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteaman
Kee		

Those voting in the negative were:

Baker	Dahlund	Nelson
Brooks		

Absent and not voting:

Hernett	Torgerson
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So the resolution was declared adopted.

Senate Concurrent Resolution "L". A concurrent resolution for amendment of sections 71 and 82 of the Constitution of the state of North Dakota, relating to the term of office of various state officials.

Which has been read.

MOTIONS

Senator Longmire moved that Senate Concurrent Resolution "L" be placed at the foot of the calendar, which motion prevailed.

Senator Holand moved that the Senate recess until 1:00 p. m., February 26, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FORTY-NINTH DAY AFTER RECESS AND
FIFTIETH DAY

Bismarck, February 26, 1963

The Senate convened at 1:00 p.m., the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 507 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$76,186.00" and insert in lieu thereof the figure "\$80,986.00".

After line 11 insert the following lines:

"Disabled American Veterans' Secretary to
work at Veterans' Administration Hospital
at Fargo, North Dakota 4,800.00"

In line 22 delete the figure "\$76,186.00" and insert in lieu thereof the figure "\$80,986.00".

And when so amended recommends that same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 508 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 509 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 519 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 604 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 634 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 645 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 656 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 659 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 666 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 667 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 668 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 673 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 690 has had the same under consideration and recommends that the same do pass.

TUESDAY, FEBRUARY 26, 1963

609

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 738 has had the same under consideration and recommends that the same be amended as follows:

After line 9 insert the following: "Appointments shall be made from members of the state historical society who are residents of North Dakota who have had continuous membership in the society for three years immediately previous to the appointment."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 744 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 755 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 758 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 793 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 841 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "to" delete the word "require" and insert in lieu thereof the words "provide for"

In line 4 after the word "association" delete the words "and state civil"

In line 5 delete the words "defense authorities,"; after the comma delete the word "shall" and insert in lieu thereof the word "may"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 886 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution "Q-1" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Erickson moved that the amendments to House Bill No. 539 be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 555. A Bill for an Act to create and enact subdivision 3 of subsection A of section 52-09-07 of the North Dakota Century Code relating to purposes for which funds may be used.

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	Kautzmann	Robinson
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Nelson	Wartner
Holand	Redlin	Witteman
Kamrath	Reichert	

Absent and not voting:

Beck	Ringsak	Sinner
Hernett	Roen	

So the bill passed and the title was agreed to.

House Bill No. 633. A Bill for an Act to amend and reenact section 26-15-24 of the North Dakota Century Code, relating to county mutual fire and lightning insurance companies.

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	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Absent and not voting:

Beck	Ringsak	Sinner
Hernett		

So the bill passed and the title was agreed to.

House Bill No. 736. A Bill for an Act to amend and reenact section 21-09-01 of the North Dakota Century Code Supplement, changing the title of "The 1961 Bond Validating Act" to "The 1963 Bond Validating Act" and to create and enact section 21-09-05 of the North Dakota Century Code, relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued prior to July 1, 1963.

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	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Absent and not voting:

Beck	Ringsak	Sinner
Hernett		

So the bill passed and the title was agreed to.

House Bill No. 741. A Bill for an Act relating to the exemption of certain trusts from the rule against restraint on alienation and perpetuities.

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	Kee	Roen
Baker	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Absent and not voting:

Beck	Hernett	Ringsak
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So the bill passed and the title was agreed to.

House Bill No. 843. A Bill for an Act to amend and reenact section 64-02-10 of the North Dakota Century Code, relating to the fee schedule chargeable by the department of weights and measures of the public service commission.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Those voting in the negative were:

Trenbeath

Absent and not voting:

Beck Hernett Ringsak

So the bill passed and the title was agreed to.

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that after the reading of Senate Concurrent Resolutions "OO" and "UU", and House Bills No. 533, 546, 583, 601, 635, 651, 658, 664, 702, 857, 862, 865, and House Concurrent Resolutions "P", "U", "I-1" and "U-1" that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTIETH DAY

Bismarck, February 26, 1963

The Senate convened at 2:00 p.m., the President presiding. Prayer by Chaplain Allen Strohschirin, Bismarck Baptist Church.

Our Heavenly Father, we thank Thee for the opportunity to come into Thy presence and to call upon Thy name. We do not ask for easy tasks, but rather for strength to meet the challenges of today. We pray that you will give wisdom, understanding and direction to those whom we have chosen to serve us, even in the leadership of this state.

In Jesus Name, Amen.

Roll Call: All Senators present except Senators Beck, Hernett and Ringsak.

A quorum was declared by the President.

REPORT OF A STANDING COMMITTEE

Mr. President: Your committee on Revision and Correction of the Journal has carefully examined the Journal of the forty-fifth day after recess, forty-sixth day, forty-seventh day and forty-ninth day and recommends that the same be corrected as follows:

On page 561, in line 5, delete the word "AND"

Delete all of line 6.

On page 585, delete all of lines 18 and 19.

On page 611, line 13, delete the numeral "842" and insert the numeral "843".

On page 618, line 48, delete the numeral "1:30" and insert in lieu thereof the numeral "1:00".

And when so corrected recommend that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 26, 1963

Mr. President: I have the honor to return:

Senate Bill No. 30
Senate Bill No. 112
Senate Bill No. 124
Senate Bill No. 132
Senate Bill No. 134
Senate Bill No. 155

Senate Bill No. 179

Senate Bill No. 194

Senate Bill No. 232

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 26, 1963

Mr. President: I have the honor to return:

Senate Bill No. 167

Which the House has amended as follows:

In line 7 after the comma insert the following language
"which sale shall not exceed 21 calendar days"

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Enrollment and En-grossment respectfully reports that it has examined the following bill and resolutions:

Senate Bill No. 88

Senate Concurrent Resolution "WW"

Senate Memorial Resolution No. 1001

and finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 565 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 566 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 567 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 568 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 584 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 592 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 593 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 609 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 761 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 814 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 838 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 876 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman

Senator Baeverstad moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 26, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "U"

Senate Concurrent Resolution "Y"

Senate Concurrent Resolution "Z"

Senate Concurrent Resolution "MM"

Senate Concurrent Resolution "XX"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.
Senate Chamber

Bismarck, February 26, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 548

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

Senate Resolution No. 3. A resolution authorizing the appointment of a committee for the purpose of conferring with representatives of the state highway department and of inquiring into the financial and building requirements of the department and its administrative practices and costs.

Was read the first time.

Senator Holand moved that the rules be suspended, that Senate Resolution No. 3 be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE RESOLUTION No. 3

Introduced by Delayed Bills Committee

A resolution authorizing the appointment of a committee for the purpose of conferring with representatives of the state highway department and of inquiring into the financial and building requirements of the department and its administrative practices and costs.

1 WHEREAS, since the legislative
2 assembly does not exercise budgetary control over
3 the state highway department through the appropria-
4 tion of its funds in the same manner as all other
5 state agencies, legislators do not have adequate
6 information in regard to its financial position,
7 its building needs, its administrative costs and prac-
8 tices, and similar matters; and

9 WHEREAS, measures are under consideration
10 which would appropriate funds from the state highway
11 department for the operation of the state highway
12 patrol; and

13 WHEREAS, a bill for the construction of
14 an addition to the state highway department building
15 has been indefinitely postponed; and

16 WHEREAS, no committee of the legislative
17 assembly has had an opportunity to discuss and
18 review complaints in regard to administrative
19 costs of the highway department;

20 NOW, THEREFORE, BE IT RESOLVED BY
21 THE SENATE OF THE STATE OF NORTH DAKOTA:

22 That the president of the senate be authorized
23 to appoint a committee from the senate of eleven
24 members for the purpose of meeting with
25 representatives of the state highway department
26 on March 2, 1963, for the purpose of inquiring
27 into the affairs of the state highway department,
28 with special reference to the financial position
29 of the department, its building needs, and
30 complaints of excessive administrative costs.

SECOND READING OF SENATE RESOLUTIONS

Senate Resolution No. 3. A resolution authorizing the appointment of a committee for the purpose of conferring with representatives of the state highway department and of inquiring into the financial and building requirements of the department and its administrative practices and costs.

Was read the second time.

Senator Holand moved that Senate Resolution No. 3 be adopted, which motion prevailed.

Senate Concurrent Resolution "L". A concurrent resolution for amendment of sections 71 and 82 of the Constitution of the state of North Dakota, relating to the term of office of various state officials.

Which has been read.

Senator Wartner moved that Senate Concurrent Resolution "L" be amended as follows:

In line 25 after the word "state" delete the words "at the times and places of choosing".

In line 26 delete the words "members of the legislative assembly,"

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolution "L" be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Concurrent Resolution "L", as amended from the floor, the roll was called and there were ayes, 21; nays, 24; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Miller	Solberg
Kamrath	Redlin	Thompson
Kee	Reichert	Tuff
Lips	Robinson	Van Horn
Longmire	Sanford	Wadeson
Mahoney	Saumur	Wartner
Meidinger	Sinner	Witteman

Those voting in the negative were:

Baker	Forkner	Luick
Becker	Foss	Morgan
Berube	George	Mutch
Bopp	Harris	Nelson
Brooks	Holand	Roen
Chesrown	Kautzmann	Sorlie
Dahlund	Kisse	Strinden
Erickson	Kjos	Torgerson

Absent and not voting:

Beck	Ringsak	Trenbeath
Hernett		

So the resolution was declared lost.

Senate Concurrent Resolution "OO". A concurrent resolution urging the federal social security administration to make provision for sending benefit checks to state charitable institutions in instances where the recipient is an inmate thereof.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witte-man

Absent and not voting:

Beck	Ringsak	Trenbeath
Hernett		

So the resolution was declared adopted.

Senate Concurrent Resolution "UU". A concurrent resolution directing the state highway department to submit budgets for its operations to the Thirty-ninth Legislative Assembly.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution "UU" be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTIONS

House Bill No. 533. A Bill for an Act to amend and reenact sections 12-51-06, 12-51-07, and 12-51-08 of the North Dakota Century Code, relating to the rules and regulations for the control and administration of the state farm, and the commitment and cost of transportation and care of prisoners thereto.

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	Kautzmann	Robinson
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson

Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman

Absent and not voting:

Beck	Ringsak	Roen
Hernett		

So the bill passed and the title was agreed to.

House Bill No. 546. A Bill for an Act to amend and reenact subsection 1 of section 57-34-01 of the North Dakota Century Code to provide for the taxation of private or commercial telephone companies exclusively engaged in serving rural areas or rural areas and cities and villages with a population of less than five hundred persons, at the rate of fifty cents for each telephone instrument used by such company in furnishing telephone service.

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:

Baeverstad	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteman
Kautzmann		

Those voting in the negative were:

Baker	Morgan
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Absent and not voting:

Beck	Ringsak	Roen
Hernett		

So the bill passed and the title was agreed to.

House Bill No. 583. A Bill for an Act authorizing the board of administration to convey certain described lands belonging to the state of North Dakota.

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	Kautzmann	Robinson
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Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman
Absent and not voting:		
Beck	Ringsak	Roen
Hernett		

So the bill passed and the title was agreed to.

House Bill No. 601. A Bill for an Act to provide for the transfer of certain designated county funds to the county general fund and to repeal chapter 50-04 of the North Dakota Century Code, relating to county poor asylums.

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	Kee	Roen
Baker	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Absent and not voting:

Beck	Hernett	Ringsak
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So the bill passed and the title was agreed to.

House Bill No. 635. A Bill for an Act to amend and reenact Section 6-01-21.2 of the North Dakota Century Code relating to examinations, fees, alternative audits, of municipal agencies, park boards and school districts.

Which has been read.

Senator Longmire moved that House Bill No. 635 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 651. A Bill for an Act creating a state planning agency in the office the director of economic

development who shall be director of state planning; creating a state planning fund; providing for assistance to the state director of planning; authorizing regional and metropolitan planning commissions; establishing powers and duties of such office, director, and commissions and providing for acceptance of federal aid.

Which has been read.

Senator Longmire moved that House Bill No. 651 be referred to the Committee on State and Federal Government, which motion prevailed.

House Bill No. 658. A Bill for an Act to amend and reenact section 15-03-08 of the North Dakota Century Code to provide that in the making of Board of University and School Lands farm loans, the land commissioner rather than the county treasurer shall obtain and file releases, ascertain amounts of fees, disburse funds and forward all abstracts and other instruments in connection therewith to the state treasurer.

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	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kautzmann	Robinson	Witteimar
Kee	Roen	

Those voting in the negative were:

Baker	Kamrath
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Absent and not voting:

Beck	Hernett	Ringsak
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So the bill passed and the title was agreed to.

House Bill No. 664. A Bill for an Act to amend and reenact Section 40-22-37 and Section 40-28-10 of the North Dakota Century Code relating to progress payments to contractors by municipalities.

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, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Roen

Becker	Kee	Sanford
Bopp	Kisse	Saumur
Brooks	Kjos	Sinner
Chesrown	Lips	Sorlie
Dahlund	Longmire	Strinden
Forkner	Luick	Torgerson
Foss	Meidinger	Trenbeath
George	Miller	Tuff
Harris	Morgan	Wadeson
Holand	Mutch	Wartner

Those voting in the negative were:

Berube	Redlin	Thompson
Erickson	Robinson	Van Horn
Mahoney	Solberg	Witteman
Nelson		

Absent and not voting:

Beck	Hernett	Ringsak
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So the bill passed and the title was agreed to.

House Bill No. 702. A Bill for an Act to authorize the conveyance of certain described property to the Baptist Old Peoples Home Society of the Dakota Conference, of Bismarck, North Dakota.

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	Kee	Roen
Baker	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Trenbeath
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteman
Kautzmann		

Absent and not voting:

Beck	Hernett	Ringsak
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So the bill passed and the title was agreed to.

House Bill No. 857. A Bill for an Act to amend and reenact subsection 3 of section 57-39-12 of the North Dakota Century Code, relating to the issuance of retail sales tax permits, the display of them, and, in the case of a transient merchant, the showing of the permit by the transient merchant before soliciting a sale, or offering to sell, any goods, wares or merchandise.

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	Kee	Roen
Baker	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteman
Kautzmann		

Absent and not voting:

Beck	Hernett	Ringsak
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So the bill passed and the title was agreed to.

House Bill No. 862. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to travel expense of state officers and employees.

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	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteman

Absent and not voting:

Becker	Meidinger	Ringsak
Hernett		

So the bill passed and the title was agreed to.

House Bill No. 865. A Bill for an Act to amend and reenact section 5-03-22 of the North Dakota Century Code Supplement, providing for an increase in the tax on the sale at wholesale of beer, malt, and ale containing more than four percent alcohol by weight from four to eight cents per gallon.

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, 7; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Sanford
Baker	Kee	Saumur
Becker	Kisse	Sinner
Bopp	Kjos	Solberg
Brooks	Lips	Sorlie
Chesrown	Longmire	Strindem
Dahlund	Luick	Thompson
Erickson	Miller	Torgerson
Foss	Morgan	Trenbeath
Forkner	Mutch	Tuff
George	Nelson	Wartner
Holand	Redlin	Witteman
Kamrath	Roen	

Those voting in the negative were:

Berube	Reichert	Van Horn
Harris	Robinson	Wadeson
Mahoney		

Absent and not voting:

Beck	Meidinger	Ringsak
Hernett		

So the bill passed and the title was agreed to.

House Concurrent Resolution "P". A concurrent resolution expressing the appreciation of the people of North Dakota to the Canadian Province of Manitoba for commemorating the centennial of the Dakota Territory.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteman

Absent and not voting:

Beck	Meidinger	Ringsak
Hernett		

So the resolution was declared adopted.

House Concurrent Resolution "U". A concurrent resolution authorizing the appointment of a joint legislative in-

terim committee, supplemented by a citizens' committee, to make suitable arrangements for the commemoration of the seventy-fifth anniversary of North Dakota statehood.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteaman

Absent and not voting:

Beck	Meidinger	Ringsak
Hernett		

So the resolution was declared adopted.

House Concurrent Resolution "I-1". A concurrent resolution urging all state departments to make maximum possible use of existing automatic data processing facilities available in the office of the motor vehicle registrar.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteaman

Absent and not voting:

Beck	Meidinger	Ringsak
Hernett		

So the resolution was declared adopted.

House Concurrent Resolution "U-1". A concurrent resolution naming the airfield to be constructed at the International Peace Garden "Carl Ben Eielson Airfield".

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kjos	Sanford
Becker	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman
Kautzmann	Robinson	

Those voting in the negative were:

Berube	Thompson	Tuff
Dahlund		

Absent and not voting:

Beck	Kisse	Ringsak
Hernett		

So the resolution was declared adopted.

House Bill No. 635. A Bill for an Act to amend and re-enact Section 6-01-21.2 of the North Dakota Century Code relating to examinations, fees, alternative audits, of municipal agencies, park boards and school districts.

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:

Baeverstad	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie
Chesrown	Meidinger	Strinden
Dahlund	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Robinson	Wartner
Kautzmann	Roen	Witteaman
Kee		

Those voting in the negative were:

Baker Erickson

Absent and not voting:

Beck Kisse Ringsak

Hernett

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the House of Representatives be invited to select five of its members to sit with the Select Senate Committee in the matter of the inquiry provided under Senate Resolution No. 3, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 88

Senate Concurrent Resolution "WW"

Senate Memorial Resolution No. 1001

And the President signed the same in the presence of the Senate.

Senator Holand moved that the Senate recess until 1:30 p.m., February 27, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTIETH DAY AFTER RECESS AND
FIFTY-FIRST DAY

Bismarck, February 27, 1963

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 En-grossment respectfully reports that it has examined the following bills and resolution:

Senate Bill No. 54
Senate Bill No. 124
Senate Bill No. 155
Senate Bill No. 179
Senate Bill No. 194
Senate Bill No. 232
Senate Memorial Resolution No. 1000
And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business to whom was referred Senate Concurrent Resolution "AA" has had the same under consideration and recommends that the same be placed on the calendar without recommendation and further be re-referred to the Legislative Research Resolutions Committee.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "JJ" has had the same under consideration and recommends that the same be amended as follows:

In line 16 after the semicolon insert the word "and"

After line 16 insert the following:

"WHEREAS, undue hardship has occurred to a majority of the farming and ranching units because of the use of the sealed bid method of leasing rather than the open competitive bidding method as used by the state land department;"

Delete all of lines 21 through 30 inclusive and insert in lieu thereof the following:

"That upon the leasing or sale as excess of lands acquired by the federal government, the former owner be granted the right to lease such lands or, in the event of sale, to purchase at the price which the government paid for such land; and

BE IT FURTHER RESOLVED, that such lands as are acquired by the Corps of Engineers and the Bureau of Fish and Wildlife and Wetlands shall, when not required for use in direct connection with reservoir or wildlife operations, be under the jurisdiction of a state agency designated by the state legislature to control such lands for leasing purposes; and"

In line 31 following the word "the" insert the words "agencies of the"

In line 32 following the word "concurrence" insert the words "through the office of the governor,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 574 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 575 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 577 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 578 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 596 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 598 has had the same

under consideration and recommends that the same be amended as follows:

In line 3 of the title after the last comma insert the word "county"

In line 5 after the parenthesis insert the words "After the same have first been offered to the state historical society,"; after the parenthesis delete the word "The" and insert in lieu thereof the word "the"

In line 22 after the parenthesis insert the words "After the same have first been offered to the state historical society,"; after the parenthesis delete the word "The" and insert in lieu thereof the word "the"

In line 40 after the parenthesis insert the words "After the same have first been offered to the state historical society,"; after the parenthesis delete the word "The" and insert in lieu thereof the word "the"

After the line 54 add the following section:

"SECTION 4.) Section 11-13-17 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

11-13-17. DESTRUCTION OF COUNTY RECORDS.)

After the same have first been offered to the state historical society, the county auditor shall destroy by burning any of the following record books, forms or blanks after the same have become ten years old:

1. Election poll books;
 2. Election registration books;
 3. Petitions of candidates;
 4. All election forms, blanks books, and records of every kind and description except abstract of votes;
 5. Assessment slips;
 6. Crop statistics books;
 7. Hail insurance books;
 8. Hail insurance applications and withdrawals;
 9. Collection sheets for writing up tax collections;
 10. Tax certificates which have been paid or redeemed;
 11. Tax levy blanks of school districts, townships, villages, and cities;
 12. Tax receipts;
 13. Township and village board of review records and school district posting books;
 14. Claims vouchers which have been audited and paid;
 15. Certificates of officials' bonds;
 16. Insurance policies which have become obsolete;
 17. Applications for abatement of taxes, approved or rejected;
 18. Warrants and warrant-checks when a microfilm record thereof has been made.
- and the following, after the same have become 30 years old;
1. Assessment rolls;
 2. Warrants and warrant-checks.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 619 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 620 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 622 has had the same under consideration and recommends that the same be amended as follows:

In line 48 delete the word "twenty" and insert in lieu thereof "ten"

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 624 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title of the engrossed bill delete the words "North Dakota" and insert in lieu thereof the word "any"

In line 2 of the title delete the word "institutions" and insert in lieu thereof the word "institution"; after the word "learning" insert the words "within North Dakota"

In line 20 delete the word "North" and insert in lieu thereof the word "any"

In line 21 delete the words "Dakota institutions" and insert in lieu thereof the word "institution"; after the word "learning" insert the words "within North Dakota"

In line 28 delete the words "North Dakota tax-supported insti-" and insert in lieu thereof the words "any institution"

In line 29 delete "tuitions"; after the word "learning" insert the words "within North Dakota"

In line 37 delete the words "a North Dakota" and insert in lieu thereof the word "any"

In line 38 delete the word "state"; after the word "learning" insert the words "within North Dakota"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 625 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 630 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 644 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 647 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 649 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 650 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 703 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 704 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 706 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 707 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 710 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 720 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 734 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "reenact" delete the word "section" and insert in lieu thereof the word "sections"; after the number "16-10-17" insert "and 16-11-11"

In line 6 after the second word "than" delete the word "ten" and insert in lieu thereof the word "three"

In line 13 after the period insert the following words: "Prior to such meeting the state's attorney shall notify the county auditor of the date of the meeting and the auditor shall deliver, or cause to be delivered by mail or other reliable method, in time for distribution to all inspectors of elections at such meeting, the official ballots, suitable manila envelopes, and all other materials as prescribed in section 16-11-11."

Following line 18 insert the following section:

"SECTION 2. AMENDMENT.) Section 16-11-11 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

16-11-11. DELIVERY OF BALLOTS AND MANILA WRAPPERS—OFFICIAL STAMP DELIVERED.) ((At least twenty-four hours before the hour fixed for the opening of the polls on election day,)) At the meeting provided for in section 16-10-17 the county auditor shall deliver, or cause to be delivered by mail or other reliable method, to the inspector of elections in each precinct the official ballots prepared by him, together with suitable manila wrappers. Such ballots and manila wrappers shall be delivered in sealed packages marked plainly on the outside designating the number of ballots enclosed and the precinct for which they are intended. The county auditor also shall deliver or cause to be delivered to such inspector, or if that is impracticable, to one of the judges of election of such precinct, a stamp with an inkpad for the purpose of stamping each ballot with the words "official ballot" and the name or number of the precinct, the name of the county, and date of the election. He also shall deliver or cause to be delivered a metal stamp, which has the name of the county inscribed thereon, for the purpose of stamping the wrapper containing the ballots as provided in section 16-13-09."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 742 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 794 has had the same under consideration and recommends that the same be amended as follows:

In line 16 after the first comma insert the word "Fort Totten, Fort Abercrombie,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 801 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 812 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 819 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 863 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 868 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 887 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, N. D., February 27, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted Senate Resolution No. 3 and invites the House of Representatives to select five of its members to sit with the select Senate Committee in the matter of the inquiry provided under Senate Resolution No. 3.

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Mutch moved that the Senate reconsider the action by which House Bill No. 546 was passed, which motion prevailed.

Senator Mutch moved that House Bill No. 546 be placed at the foot of the calendar, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Morgan moved that the Senate do concur in the House amendments to Senate Bill No. 167, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 167 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 167. A Bill for an Act to create and enact subsection 4 of section 36-05-02 of the North Dakota Century Code, relating to sales of livestock.

Which has been read.

Senator Morgan moved that Senate Bill No. 167 be placed at the foot of the calendar, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 27, 1963

Mr. President: I have the honor to return:

Senate Bill No. 24
Senate Bill No. 36
Senate Bill No. 63
Senate Bill No. 67
Senate Bill No. 86
Senate Bill No. 87
Senate Bill No. 91
Senate Bill No. 102
Senate Bill No. 107
Senate Bill No. 126
Senate Bill No. 133
Senate Bill No. 214

Senate Bill No. 237

Senate Bill No. 338

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 27, 1963

Mr. President: I have the honor to return:

Senate Bill No. 173

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF AMENDMENTS

Senator Foss moved that the amendments to House Bill No. 507 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to House Bill No. 738 be adopted, which motion prevailed.

Senator George moved that the amendments to House Bill No. 841 be adopted, which motion prevailed.

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

Senator Meidinger moved that after the reading of House Bills No. 508, 509, 519, 604, 634, 645, 656, 659, 666, 667, 668, 673, 690, 744, 755, 758, 793, 886, House Concurrent Resolution "Q-1" and House Bill No. 539 that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-FIRST DAY

Bismarck, February 27, 1963

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain David E. Figg, Church of the Nazarene, Bismarck.

Our Father, we humbly come to Thee, thankful for Thy many blessings upon us. We are grateful for the privileges of our nation, our freedom, our democratic way of government, and our law makers. But as we come to Thee, we recognize that we have responsibilities along with our privileges. So today, we pray for Thy particular blessing upon each member of the Senate. We ask that they shall have unselfish and impartial judgment in every decision which they make. Grant that the laws which are enacted by this legislature shall be morally right, fair to all concerned, and legally sound. We know that the responsibility of their office rests heavy on each senator. Help them we pray, O God, to realize they need wisdom greater than their own and to look to Thee for the guidance and help Thou hast promised to give. And may the spirit of justice, fairness, and cooperation prevail so that the results of this legislative session will be such as to bring the betterment of our state and be a credit to people who trust in God. We pray in Thy name. Amen.

Roll call: All Senator present except Senators Baeverstad, Becker, Hernetz and Holand.

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-ninth day after recess and fiftieth day and finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MOTION

Senator Meidinger moved that the House be requested to return Senate Bill No. 52, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 536 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 563 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 594 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "KK" has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title delete the word "an" and insert in lieu thereof the words "a pilot"

In line 6 of the title after the word "commission" insert the words "and North Dakota Wheat Commission"; delete the word "its"

In line 10 delete the figure "200,000" and insert in lieu thereof "400,000 cars,"

In line 59 after the word "construction" insert the words "of a pilot plant which will lead to the"; delete the word "and"

In line 70 after the word "commission" insert the words "and North Dakota Wheat Commission are"; delete the word "is"

In line 76 delete the word "motor"

In line 80 after the second "comma" insert the words "Rural Area Development Committees,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

MOTION

Senator Foss moved that House Bill No. 644 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 644. A Bill for an Act to provide for the transfer of funds from the general fund to the state equalization fund, and for the repayment thereof, and declaring an emergency.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman

Absent and not voting:

Baeverstad	Holand	Nelson
Becker	Kee	Trenbeath
Hernett		

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Foss moved that the vote by which House Bill No. 644 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 508. A Bill for an Act making an appropriation for the administration expenses of the Veterans' Aid Commission.

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:

Baker	Kisse	Robinson
Beck	Kjos	Roen
Berube	Lips	Sanford
Bopp	Longmire	Saumur
Brooks	Luick	Sinner
Chesrown	Mahoney	Solberg
Dahlund	Meidinger	Sorlie
Erickson	Miller	Strinden
Forkner	Morgan	Thompson
Foss	Mutch	Torgerson
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Kamrath	Reichert	Wartner

Kautzmann	Ringsak	Witteinan
Kee		

Absent and not voting:

Baeverstad	Hernett	Trenbeath
Becker	Holand	Tuff

So the bill passed and the title was agreed to.

House Bill No. 509. A Bill for an Act making an appropriation for the general maintenance, improvements, and special projects for the North Dakota Soldiers' Home at Lisbon, North Dakota.

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:

Baker	Kisse	Robinson
Beck	Kjos	Roen
Berube	Lips	Sanford
Bopp	Longmire	Saumur
Brooks	Luick	Sinner
Chesrown	Mahoney	Solberg
Dahlund	Meidinger	Sorlie
Erickson	Miller	Strinden
Forkner	Morgan	Thompson
Foss	Mutch	Torgerson
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteinan
Kee		

Absent and not voting:

Baeverstad	Hernett	Trenbeath
Becker	Holand	Tuff

So the bill passed and the title was agreed to.

House Bill No. 519. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Nelson	Van Horn

Harris	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman
Kee	Robinson	

Absent and not voting:

Baeverstad	Hernett	Trenbeath
Becker	Holand	

So the bill passed and the title was agreed to.

House Bill No. 604. A Bill for an Act to create and enact subsection 71 of Section 40-05-01 of the North Dakota Century Code relating to the destruction of noxious weeds in municipalities, and to repeal sections 63-01-14 and 63-01-15 relating to the destruction of noxious weeds in municipalities.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman
Kee		

Absent and not voting:

Baeverstad	Hernett	Nelson
Becker	Holand	Trenbeath

So the bill passed and the title was agreed to.

House Bill No. 634. A Bill for an Act to make an appropriation to the North Dakota soldiers' home at Lisbon to meet a deficiency, and to declare an emergency.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden

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Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman
Kee	Robinson	
Absent and not voting:		
Baeverstad	Hernett	Trenbeath
Becker	Holand	

So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 645. A Bill for an Act making an appropriation to the Yellowstone-Missouri-Fort Union Commission in accordance with chapter 55-06 of the North Dakota Century Code.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman
Kee	Robinson	

Absent and not voting:

Baeverstad	Hernett	Trenbeath
Becker	Holand	

So the bill passed and the title was agreed to.

House Bill No. 656. A Bill for an Act providing for Theodore Roosevelt Rough Rider Awards, selection of award recipients, and making an appropriation.

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, 2; absent and not voting, 6.

Those voting in the affirmative were:

Baker	Kee	Roen
Beck	Kisse	Sanford
Berube	Kjos	Saumur
Brooks	Lips	Solberg
Bopp	Longmire	Sorlie

Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Kamrath	Reichert	Witteman
Kautzmann	Ringsak	

Those voting in the negative were:
Mutch Robinson

Absent and not voting:

Baeverstad	Hernett	Sinner
Becker	Holand	Trenbeath

So the bill passed and the title was agreed to.

House Bill No. 659. A Bill for an Act to amend and reenact section 27-16-03 of the North Dakota Century Code, relating to compensation of juvenile commissioners.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Baker	Kjos	Sanford
Berube	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Mahoney	Sorlie
Foss	Meidinger	Thompson
George	Morgan	Torgerson
Harris	Redlin	Tuff
Kamrath	Reichert	Wadeson
Kautzmann	Ringsak	Wartner

Those voting in the negative were:

Beck	Kisse	Roen
Bopp	Luick	Saumur
Dahlund	Miller	Strinden
Erickson	Mutch	Van Horn
Forkner	Nelson	Witteman
Kee	Robinson	

Absent and not voting:

Baeverstad	Hernett	Trenbeath
Becker	Holand	

So the bill passed and the title was agreed to.

House Bill No. 666. A Bill for an Act to amend and reenact section 15-03-07 of the North Dakota Century Code to authorize loans to legal entities and to remove present limits of amount and valuation on farm loans made by the Board of University and School Lands of the State of North Dakota.

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:

Baker	Kjos	Roen
Beck	Lips	Saumur
Berube	Longmire	Sanford
Bopp	Luick	Sinner
Brooks	Mahoney	Solberg
Chesrown	Meidinger	Sorlie
Dahlund	Miller	Strinden
Erickson	Morgan	Thompson
Forkner	Mutch	Torgerson
Foss	Nelson	Tuff
Harris	Redlin	Van Horn
Kamrath	Reichert	Wadeson
Kautzmann	Ringsak	Wartner
Kee	Robinson	Wittman

Absent and not voting:

Baeverstad	George	Holand
Becker	Hernett	Trenbeath

So the bill passed and the title was agreed to.

House Bill No. 667. A Bill for an Act to amend and re-enact section 15-06-27 of the North Dakota Century Code relating to granting discretion as to re-sale of tracts of board of university and school land during public auction and changing penalty for violation of section.

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, 1; absent and not voting, 5.

Those voting in the affirmative were:

Baker	Kisse	Robinson
Beck	Kjos	Roen
Berube	Lips	Sanford
Bopp	Longmire	Saumur
Brooks	Luick	Sinner
Chesrown	Mahoney	Solberg
Dahlund	Meidinger	Sorlie
Erickson	Miller	Strinden
Forkner	Morgan	Thompson
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Wittman
Kee		

Those voting in the negative were:

Torgerson

Absent and not voting:

Baeverstad	Hernett	Trenbeath
Becker	Holand	

So the bill passed and the title was agreed to.

House Bill No. 668. A Bill for an Act to amend and re-enact section 15-08-13 of the North Dakota Century Code to limit the period of redemption subsequent to cancellation of Board of University and School Lands contracts for sale of land, to one year, to limit the period of redemption subsequent to foreclosure of Board of University and School Land mortgages to one year, eliminating the right

of the Board of University and School Lands to cut off such redemption rights by resale of such lands and to make such provisions retroactive, one year after the effective date of this act.

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, 3; absent and not voting, 5.

Those voting in the affirmative were:

Baker	Kjos	Sanford
Beck	Lips	Saumur
Berube	Longmire	Sinner
Brooks	Luick	Solberg
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Torgerson
George	Mutch	Tuff
Harris	Redlin	Van Horn
Kamrath	Reichert	Wadeson
Kautzmann	Ringsak	Wartner
Kee	Robinson	Witteaman
Kisse	Roen	

Those voting in the negative were:

Bopp	Chesrown	Nelson
Absent and not voting:		
Baeverstad	Hernett	Trenbeath
Becker	Holand	

So the bill passed and the title was agreed to.

House Bill No. 673. A Bill for an Act amending and re-enacting Section 40-50-04 of the North Dakota Century Code relating to certifying and recording of a plat or map in municipalities.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteaman
Kee	Robinson	

Absent and not voting:

Baeverstad	Hernett	Trenbeath
Becker	Holand	

So the bill passed and the title was agreed to.

House Bill No. 690. A Bill for an Act to make an appropriation to the state historical society for the construction and equipping of kitchen and dining facilities for the International Music Camp at the International Peace Garden, and declaring an emergency.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman
Kee	Robinson	

Absent and not voting:

Baeverstad	Hernett	Trenbeath
Becker	Holand	

So the bill passed and the title was agreed to and the emergency clause carried.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 27, 1963

Mr. Speaker: I have the honor to inform you that the Senate has requested the return of Senate Bill No. 52.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 27, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "OO"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 27, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 88

Senate Concurrent Resolution "WW"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 27, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 533
 House Bill No. 555
 House Bill No. 583
 House Bill No. 601
 House Bill No. 633
 House Bill No. 635
 House Bill No. 658
 House Bill No. 702
 House Bill No. 736
 House Bill No. 741
 House Bill No. 843
 House Bill No. 857
 House Bill No. 862
 House Bill No. 865
 House Concurrent Resolution "P"
 House Concurrent Resolution "U"
 House Concurrent Resolution "I-1"
 House Concurrent Resolution "U-1"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 27, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 644

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 27, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 664

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, February 27, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 593

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

ANNOUNCEMENT OF COMMITTEE APPOINTMENT

Lieutenant Governor: "In accordance with the authority granted the President of the Senate under Senate Resolution No. 3, to appoint a committee of eleven Senators to meet with representatives of the Highway Department on March 2, 1963, for the purposes set forth in the Resolution, I hereby appoint as such committee Senators Holand, Chairman, Baker, Becker, Chesrown, Forkner, Luick, Robinson, Wartner, Redlin, Thompson and Van Horn."

Senator Meidinger moved that after the reading of House Bills No. 565, 566, 567, 568, 584, 592, 609, 761, 814, 838, 876, that the Senate recess until 1:00 p.m., February 28, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-FIRST DAY AFTER RECESS AND
FIFTY-SECOND DAY

Bismarck, February 28, 1963

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 54
Senate Bill No. 124
Senate Bill No. 155
Senate Bill No. 179
Senate Bill No. 194
Senate Bill No. 232
Senate Memorial Resolution No. 1000

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 Memorial Resolution No. 1000

Was delivered to the Secretary of State at the hour of 10:50 o'clock a.m., February 28, 1963.

SENATOR HARRIS, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 24
Senate Bill No. 30
Senate Bill No. 36
Senate Bill No. 63
Senate Bill No. 67
Senate Bill No. 86
Senate Bill No. 87
Senate Bill No. 91
Senate Bill No. 102
Senate Bill No. 107
Senate Bill No. 112
Senate Bill No. 126
Senate Bill No. 132
Senate Bill No. 134

And finds the same correctly enrolled:

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 502 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 503 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 504 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$228,400.00" and insert in lieu thereof the figure "\$230,600.00".

Delete all of lines 14 thru 24 and insert in lieu thereof the following line:

"Administration Expense 100,000.00"

In line 25 delete the figure "\$128,400.00" and insert in lieu thereof the figure "\$120,600.00".

In line 31 after the word "Testing" insert the following words; ", including Vaccine,".

In line 35 delete the figure "90,284.00" and insert in lieu thereof the figure "100,284.00".

In line 39 delete the figure "\$100,000.00" and insert in lieu thereof the figure "\$110,000.00".

In line 40 delete the figure "\$228,400.00" and insert in lieu thereof the figure "\$230,600.00".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 505 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 506 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 516 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 517 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 537 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 73 through 79 inclusive.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 538 has had the same under consideration and recommends that the same be amended as follows:

In line 60 delete the triple parentheses.

In line 61 after the word "be" delete the words "expended or obligated" and insert in lieu thereof the word "levied".

In line 62 after the word "district" insert the words "prior to authorization by Congress of the Garrison Diversion Project" and delete the words "exclusive of dis-".

Delete line 63.

In line 64 delete the words "the federal government,"

In line 65 delete the triple parentheses.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 540 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 572 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 603 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss Moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 606 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the period insert the following language: “, and declaring an emergency”

In lines 12, 13, 14, 15, 16, 17 and 18 delete all of the underscored words and parentheses

In line 18 after the word “association” insert a period

After line 37 insert the following section:

“SECTION 3. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and affect from and after its passage and approval.”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 607 has had the same under consideration and recommends that the same be amended as follows:

In line 17 after the comma insert the following: “and who maintains a residence outside this state and who does not engage in the practice of law in this state,”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 621 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 640 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 643 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 646 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 654 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 669 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 670 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 674 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 681 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 682 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 689 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 695 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 696 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 700 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted.

Senator Baker made the substitute motion that House Bill No. 700 be placed on the calendar, which motion was lost.

The question being on the motion of Senator George, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 705 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 711 has had the same under consideration and recommends that the same be amended as follows:

In line 6 delete the words "county jail" and insert in lieu thereof the words "state penitentiary"; after the word "than" delete the words "one year" and insert in lieu thereof the words "five years"

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 723 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 726 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 745 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted.

Senator Van Horn made the substitute motion that House Bill No. 745 be placed on the calendar, which motion was lost.

The question being on the motion of Senator George, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 759 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 770 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 823 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 829 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 847 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 866 has had the same under consideration and recommends that the same be amended as follows:

In line 11 after the word "payment" delete the words "from the general fund"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 869 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 870 has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "N" has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "O-1" has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "P-1" has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "R-1" has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "S-1" has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Concurrent Resolution "JJ", House Bills No. 598, 622, 624, 734, and 794 be dispensed with, which motion prevailed.

Senator Longmire moved that the amendments to Senate Concurrent Resolution "JJ" be adopted, which motion prevailed.

Senator George moved that the amendments to House Bill No. 598 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 622 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 624 be adopted, which motion prevailed.

Senator Roen moved that House Bill No. 624 be re-referred to Committee on Appropriations, which motion prevailed.

Senator Wartner moved that the amendments to House Bill No. 734 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to House Bill No. 794 be adopted, which motion prevailed.

Senator Longmire moved that House Bill No. 794 be re-referred to Committee on Appropriations, which motion prevailed.

MOTIONS

Senator Erickson moved that House Bill No. 504 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Longmire moved that the Senate reconsider the action by which House Bill No. 706 was indefinitely postponed, which motion was lost.

Senator Longmire requested a division, and there were eight Senators joining in such request, which request was granted, and there were 37 ayes, 10 nays, so the motion of Senator Longmire was declared carried..

Senator Longmire moved that House Bill No. 706 be re-referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

House Bill No. 744. A Bill for an Act to permit the State Historical Society to transfer by deed and title the parcel of land known as Fort Union Historic Site.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

House Bill No. 755. A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

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:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie

Chesrown	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman
Kee		

Those voting in the negative were:
Baeverstad Forkner

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

House Bill No. 758. A Bill for an Act authorizing the board of administration to lease certain property now owned by the state and under the control of the state industrial school.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:
Erickson Hernett

So the bill passed and the title was agreed to.

House Bill No. 793. A Bill for an Act to amend and re-enact section 57-22-26 of the North Dakota Century Code, relating to withholding entire amount due for delinquent personal property taxes from claims against public funds, rather than deducting only the amount of one dollar, therefrom and applying such provision when the claim is less than fifteen dollars rather than less than ten dollars.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Absent and not voting:

Erickson	Hernett	Nelson
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So the bill passed and the title was agreed to.

House Bill No. 886. A Bill for an Act to create a coordinating committee on mental retardation, providing for the membership and officers thereof, and prescribing its powers, duties, and responsibilities.

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	Kee	Sanford
Baker	Kisse	Saumur
Beck	Kjos	Sinner
Becker	Lips	Solberg
Berube	Longmire	Sorlie
Bopp	Luick	Strinden
Brooks	Mahoney	Thompson
Chesrown	Meidinger	Torgerson
Dahlund	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteaman
Kautzmann	Roen	

Those voting in the negative were:

Forkner	Ringsak
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Absent and not voting:

Erickson	Hernett	Nelson
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So the bill passed and the title was agreed to.

House Concurrent Resolution "Q-1". A concurrent resolution requesting Congress to investigate and study the policy-making procedures, methods of assessing foreign developments, and personnel practices of the United States Department of State.

Which has been read.

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:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

George	Hernett
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So the resolution was declared adopted.

House Bill No. 539. A Bill for an Act to amend and reenact section 61-02-20 of the North Dakota Century Code, relating to the necessary approval of the state water conservation commission before constructing certain size dams and the inspection of such dams by the commission.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Baeverstad	Hernett
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So the bill passed and the title was agreed to.

House Bill No. 546. A Bill for an Act to amend and re-enact subsection 1 of section 57-34-01 of the North Dakota Century Code to provide for the taxation of private or commercial telephone companies exclusively engaged in serving rural areas or rural areas and cities and villages with a population of less than five hundred persons, at the rate of fifty cents for each telephone instrument used by such company in furnishing telephone service.

Which has been read.

Senator Baker moved that House Bill No. 546 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 167. A Bill for an Act to create and enact subsection 4 of section 36-05-02 of the North Dakota Century Code, relating to sales of livestock.

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, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Ringsak
Beck	Kisse	Robinson
Becker	Kjos	Roen
Bopp	Longmire	Sanford
Chesrown	Luick	Saumur
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Trenbeath
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Witteman

Those voting in the negative were:

Baker	Lips	Torgerson
Brooks	Reichert	Tuff
Kamrath	Sinner	Wartner
Kautzmann	Solberg	

Absent and not voting:

Berube	Hernett
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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. 167 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, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed Reps. Halcrow, Lindberg, Saugstad, Link and Anderson of McHenry as was requested pursuant to Senate Resolution No. 3.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, February 28, 1963

Mr. President: I have the honor to return Senate Bill No. 52 which the Senate has requested.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, February 28, 1963

Mr. President: I have the honor to return:

Senate Bill No. 70
Senate Bill No. 84
Senate Bill No. 93
Senate Bill No. 103
Senate Bill No. 128
Senate Bill No. 144
Senate Bill No. 235
Senate Bill No. 269

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, February 28, 1963

Mr. President: I have the honor to return:

Senate Bill No. 88
Senate Concurrent Resolution "WW"
Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, February 28, 1963

Mr. President: I have the honor to return:

Senate Bill No. 3
Senate Bill No. 35
Senate Bill No. 61
Senate Bill No. 81
Senate Bill No. 111
Senate Bill No. 156

Which the House has amended as follows:

Amendments to Senate Bill No. 3:

In the last line of the title, after the word "Dakota", delete the period, insert a comma and complete the sentence with the words "and declaring an emergency."

In Line 17 of the bill, after the word "equipment" insert the following words and punctuation "(to be made" and delete the sum \$30,000.00.

Add a new Line 17a and the following "available immediately on passage" and the sum \$23,000.00.

In Line 18, delete the sum \$640,360.00 and, in lieu thereof, insert the sum \$633,360.00.

Following Line 18, add a new section 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 on such items as are designated to be made available immediately on passage."

Renumber the lines accordingly.

Amendments to Senate Bill No. 35:

In line 9 of the engrossed bill delete the word "liquid"

In line 31, delete the word "wholesale" and insert in lieu thereof the word "retail"

Amendments to Senate Bill No. 61:

In line 36, after the word "retirement" delete the comma and insert a period in lieu thereof and delete the remaining underline language in lines 36, 37 and 33.

Amendments to Senate Bill No. 81:

In line 7 of the title delete the following language: "by railroad"

In line 2 delete the following language: "by railroad"

And renumber the lines accordingly.

Amendments to Senate Bill No. 111:

In line 5 delete the comma after the word tenancy and add the following words:

"or any judgment or decree affecting title to real estate,"

Renumber the lines accordingly.

Amendments to Senate Bill No. 156:

In line 34 delete the word "on" and insert in lieu thereof the word "under"

In line 48 delete the "period" and insert in lieu thereof a "comma" and insert the following language "nor to any adjuster or investigator representing an insurance company or companies."

In line 97 delete the "period" and insert in lieu thereof a "semi-colon" and insert the following language "provided, however, that the aggregate liability of the surety for all such damages shall, in no event, exceed the sum of said bond. The surety on such bond shall have a right to cancel such bond upon giving 30 days notice in writing to the Attorney General and thereafter shall be relieved of liability for any breach of condition occurring after the effective date of said cancellation."

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, February 28, 1963

Mr. President: I have the honor to return:

Senate Bill No. 275

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, February 28, 1963

Mr. President: I have the honor to transmit:

House Bill No. 533

House Bill No. 555

House Bill No. 583

House Bill No. 601

House Bill No. 633

House Bill No. 635

House Bill No. 644
 House Bill No. 658
 House Bill No. 702
 House Bill No. 736
 House Bill No. 741
 House Bill No. 862
 House Bill No. 865
 House Concurrent Resolution "P"
 House Concurrent Resolution "U"
 House Concurrent Resolution "I-1"
 House Concurrent Resolution "U-1"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that after the reading of House Bills No. 574, 575, 577, 578, 596, 619, 620, 625, 630, 647, 650, 703, 704, 707, 710, 720, 742 801, 812, 819, 863, 868, 507, 738, 841 that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-SECOND DAY

Bismarck, February 28, 1963

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Charles M. Hill, United Church of Christ, Bismarck.

Almighty God, we thank Thee for the freedom we enjoy. We ask Thy blessings on us as we conduct the business of our state. May we be united in thought and in action. Give to each of us the wisdom and strength of body needed to complete the task to which we have been called. May we by the proper use of our freedom acknowledge Thy sovereignty over our lives. May Thy protective providence be over us and our people in all that we do. We ask in Christ's name. Amen.

Roll call: All Senators present except Senators Hernet and Morgan.

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 fiftieth day after recess and fifty-first day and recommends that the same be corrected as follows:

On page 649, line 21, delete the name "Holand" and insert in lieu thereof the name "Meidinger".

On page 659, in the 5th line from the bottom, delete the name "Holand" and insert in lieu thereof the name "Meidinger".

And when so corrected recommends that the same do pass.

SENATOR NELSON, Vice Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENT

Senator Morgan moved that the amendments to Senate Concurrent Resolution "KK" be adopted, which motion prevailed.

Senator Holand moved that after the reading of House Bills No. 536, 563 and 594 that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 88

Was delivered to the Governor for his approval at the hour of 3:53 o'clock, p.m., February 28, 1963.

SENATOR HARRIS, Chairman.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 698 has had the same under consideration and recommends that the same be amended as follows:

In line 94 after the word "the" delete the word "director" and insert in lieu thereof the word "department"

In line 161 after the word "poisons" delete the words "subject to" and insert in lieu thereof the words: "so labeled that if introduced in interstate commerce, it would be in compliance with"

In line 164 delete the words "subject to" and insert in lieu thereof the words: "so labeled that if introduced in interstate commerce, it would be in compliance with"

In line 165 after the word "Act" insert the words: "nor to any package of a hazardous substance so labeled that if introduced into interstate commerce, it would be in compliance with the Federal Hazardous Substances Labeling Act and rules and regulations promulgated by the Secretary of Health, Education and Welfare pursuant to that Act"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 768 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 836 has had the same under consideration and recommends that the same be amended as follows:

In line 11 after the number "\$1.50" insert the words: "to be deposited in the county general fund"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Trenbeath moved that the amendments to House Bill No. 537 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 538 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to House Bill No. 606 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to House Bill No. 607 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to House Bill No. 711 be adopted, which motion prevailed.

Senator Baker moved that the amendments to House Bill No. 866 be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 24
 Senate Bill No. 30
 Senate Bill No. 36
 Senate Bill No. 63
 Senate Bill No. 67
 Senate Bill No. 86
 Senate Bill No. 87
 Senate Bill No. 91
 Senate Bill No. 102
 Senate Bill No. 107
 Senate Bill No. 112
 Senate Bill No. 126
 Senate Bill No. 132
 Senate Bill No. 134

And the President signed the same in the presence of the Senate.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 533
 House Bill No. 555
 House Bill No. 583
 House Bill No. 601
 House Bill No. 633
 House Bill No. 635
 House Bill No. 644
 House Bill No. 658
 House Bill No. 702
 House Bill No. 736
 House Bill No. 741
 House Bill No. 862
 House Bill No. 865
 House Concurrent Resolution "P"
 House Concurrent Resolution "U"
 House Concurrent Resolution "I-1"
 House Concurrent Resolution "U-1"

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 28, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 167.

HOWARD F. DOHERTY, Secretary.
Senate Chamber
Bismarck, February 28, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 508
House Bill No. 509
House Bill No. 519
House Bill No. 604
House Bill No. 634
House Bill No. 645
House Bill No. 656
House Bill No. 659
House Bill No. 666
House Bill No. 667
House Bill No. 668
House Bill No. 673
House Bill No. 690

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.
Senate Chamber
Bismarck, February 28, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 649
House Bill No. 887

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.
Senate Chamber
Bismarck, February 28, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 24
Senate Bill No. 30
Senate Bill No. 36
Senate Bill No. 54
Senate Bill No. 63
Senate Bill No. 67
Senate Bill No. 86
Senate Bill No. 87
Senate Bill No. 91
Senate Bill No. 102
Senate Bill No. 107
Senate Bill No. 112
Senate Bill No. 124
Senate Bill No. 126
Senate Bill No. 132
Senate Bill No. 134
Senate Bill No. 155
Senate Bill No. 179
Senate Bill No. 194
Senate Bill No. 232

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.
Senate Chamber
Bismarck, February 28, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 533
 House Bill No. 555
 House Bill No. 583
 House Bill No. 601
 House Bill No. 633
 House Bill No. 635
 House Bill No. 644
 House Bill No. 658
 House Bill No. 702
 House Bill No. 736
 House Bill No. 741
 House Bill No. 862
 House Bill No. 865
 House Concurrent Resolution "P"
 House Concurrent Resolution "U"
 House Concurrent Resolution "I-1"
 House Concurrent Resolution "U-1"
 Which the President has signed.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, February 28, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 664 by a vote of:

100 ayes
 10 nays
 2 absent and not voting

GERALD L. STAIR, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 565. A Bill for an Act to amend and reenact Section 15-41-06 of the North Dakota Century Code, relating to requirements for high school attendance.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

George	Nelson	Sinner
Hernett		

So the bill passed and the title was agreed to.

House Bill No. 566. A Bill for an Act to amend and re-enact Section 15-47-14 of the North Dakota Century Code, relating to attendance at education association meetings.

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, 9; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kjos	Roen
Baker	Lips	Sanford
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Chesrown	Miller	Thompson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
Harris	Nelson	Van Horn
Holand	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kautzmann	Ringsak	Witteman
Kee		

Those voting in the negative were:

Beck	Erickson	Robinson
Becker	Kisse	Saumur
Dahlund	Luick	Torgerson

Absent and not voting:

George	Hernett	Sinner
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So the bill passed and the title was agreed to.

House Bill No. 567. A Bill for an Act to amend and re-enact Section 15-47-33 of the North Dakota Century Code, relating to length of elementary and secondary school year term.

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	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann		

Absent and not voting:

George Hernett Sinner

So the bill passed and the title was agreed to.

House Bill No. 568. A Bill for an Act to amend and re-enact Subsection 1 of Section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of school boards.

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	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann		

Absent and not voting:

George Hernett Sinner

So the bill passed and the title was agreed to.

House Bill No. 584. A Bill for an Act to amend and re-enact Section 15-34-19 of the North Dakota Century Code, relating to qualifications of school bus drivers.

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:

Baeverstad	Kee	Ringsak
Baker	Kisse	Robinson
Beck	Kjos	Roen
Becker	Lips	Sanford
Berube	Longmire	Saumur
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman
Kautzmann		

Those voting in the negative were:

Chesrown	Thompson	Van Horn
Dahlund		

Absent and not voting:

Hernett	Sinner
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So the bill passed and the title was agreed to.

House Bill No. 592. A Bill for an Act to amend and reenact Section 15-47-13 of the 1961 Supplement to the North Dakota Century Code, relating to school census and reporting, and declaring an emergency.

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 negative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berubé	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to and the emergency clause carried.

House Bill No. 609. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to tuition fees charged nonresident students and providing for exceptions.

Which has been read.

Senator Brooks moved that House Bill No. 609 be referred to the Committee on Education, which motion prevailed.

House Bill No. 761. A Bill for an Act to amend and reenact subsections 7 and 9 of section 57-02-08 of the North Dakota Century Code, relating to the exemption from taxation of the property of religious corporations and organizations.

Which has been read.

Senator Redlin moved that House Bill No. 761 be laid over one legislative day, which motion prevailed.

House Bill No. 814. A Bill for an Act to amend and reenact section 57-22-21.1 of the North Dakota Century Code, relating to the immediate assessment of personal property

taxes upon property belonging to residents but stored in another state or province, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to and the emergency clause carried.

House Bill No. 838. A Bill for an Act to create and enact subsection 10 of section 57-02-01 of the North Dakota Century Code, relating to the definition of a farm for tax purposes.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Hernett

Trenbeath

So the bill passed and the title was agreed to.

House Bill No. 876. A Bill for an Act to amend and reenact section 57-22-29 of the North Dakota Century Code, authorizing the county commissioners to pay any elector of the county a salary for the collection of delinquent taxes in lieu of a percentage of the amount collected, and to contract with any person, firm, or corporation for the collection of taxes owed by any person not residing in North Dakota, and declaring an emergency.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Holand	Reichert	Witteman

Those voting in the negative were:

Berube	Miller	Roen
Harris	Morgan	Wartner
Kamrath	Ringsak	

Absent and not voting:

Hernett	Trenbeath
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So the bill passed and the title was agreed to and the emergency clause carried.

House Bill No. 574. A Bill for an Act providing for the licensing and regulation of funeral establishments, and providing a penalty.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson

Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner

Those voting in the negative were:
Kisse

Absent and not voting:

Hernett	Trenbeath	Witteaman
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So the bill passed and the title was agreed to.

House Bill No. 575. A Bill for an Act to amend and re-enact Section 26-17-10 of the North Dakota Century Code, relating to foreign insurance and surety companies.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator Mutch moved that the vote by which House Bill No. 575 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

House Bill No. 577. A Bill for an Act to amend and re-enact section 6-05-15.1 of the North Dakota Century Code relating to the commingling of trust funds.

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, 5; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie

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Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann		

Those voting in the negative were:

Erickson	Nelson	Trenbeath
Forkner	Strinden	

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

House Bill No. 578. A Bill for an Act to amend and reenact section 31-08-01.1 of the North Dakota Century Code, relating to the admissibility of photographic copies of business and public records into evidence.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

House Bill No. 596. A Bill for an Act to amend and reenact subsection 1 of section 34-07-16 of the North Dakota Century Code relating to prohibited employments and occupations of minors.

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, 3; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kjos	Sanford

Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie
Chesrown	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman

Those voting in the negative were:

Beck	Dahlund	Kisse
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Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

House Bill No. 619. A Bill for an Act to amend and re-enact section 27-11-17 of the North Dakota Century Code, relating to fees payable by all applicants for admission to bar and disposition of fees.

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:

Baeverstad	Kee	Robinson
Baker	Kjos	Roen
Beck	Lips	Sanford
Becker	Longmire	Saumur
Brooks	Luick	Sinner
Chesrown	Mahoney	Solberg
Dahlund	Meidinger	Sorlie
Erickson	Miller	Strinden
Foss	Morgan	Thompson
George	Mutch	Torgerson
Harris	Nelson	Trenbeath
Holand	Redlin	Tuff
Kamrath	Reichert	Van Horn
Kautzmann	Ringsak	Wartner

Those voting in the negative were:

Bopp	Kisse	Witteman
Forkner	Wadeson	

Absent and not voting:
Berube Hernett

So the bill passed and the title was agreed to.

House Bill No. 620. A Bill for an Act to create and enact sub-section 6 of section 27-11-25 of the North Dakota Century Code relating to attorneys admitted to bar in other states admitted without examination.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Berube Hernet

So the bill passed and the title was agreed to.

House Bill No. 625. A Bill for an Act to amend and reenact sections 26-22-11, 26-22-18, 26-22-21, 26-22-23, 26-22-24, 26-22-30, 26-22-32, 26-22-44, and 26-22-52 of the North Dakota Century Code, relating to crops insurable for hail insurance, applications for hail insurance, amount of indemnity and when losses allowed, additional insurance, zones and districts in which hail indemnity tax to be levied and the rates thereof, duties of commissioner of insurance, county auditors, and county treasurers; and notice and payment of loss, and declaring an emergency.

Which has been read.

Senator Solberg moved that House Bill No. 625 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 630. A Bill for an Act to amend and reenact subsection 7 of section 4-27-05 and section 4-27-06 of the North Dakota Century Code, relating to dairy products promotion.

Which has been read.

Senator Lips: "Mr. President. I have a communication received by the Lieutenant Governor that I would like to read into the record."

"Hon. Lieut. Gov. Wenstrom

Dear Friend:

I believe H. B. No. 630, which is to increase the advertising tax on butter fat to ½ cent per pound of butter fat, should not pass. This would increase tax from about 75¢ per cow to about \$1.50 per cow. Beef men pay 5¢ per head.

One-half cent per pound of butter fat amounts to about 8/10 of one per cent of butter fat income.

The kind and grade of butter we make here in North Dakota, which is classed as a grade 90 or B, is not in any surplus. Why not put some tax on non-fat milk powder?

Yours truly,
(signed) Enoch Schultz"

"This is where we got our ice cream this afternoon."

ROLL CALL

The question being on the final passage of House Bill No. 630, the roll was called and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Holand	Sanford
Becker	Kee	Saumur
Bopp	Kisse	Sinner
Chesrown	Longmire	Solberg
Dahlund	Meidinger	Strinden
Erickson	Nelson	Torgerson
Forkner	Robinson	Wadeson
Foss	Roen	Wartner
George		

Those voting in the negative were:

Baker	Luick	Ringsak
Berube	Mahoney	Sorlie
Brooks	Miller	Thompson
Harris	Morgan	Trenbeath
Kamrath	Mutch	Tuff
Kautzmann	Redlin	Van Horn
Kjos	Reichert	Witteman
Lips		

Absent and not voting:

Baeverstad	Hernett
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So the bill passed and the title was agreed to.

Senator Becker moved that the vote by which House Bill No. 630 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion lost.

House Bill No. 647. A Bill for an Act to amend and reenact section 43-05-01 of the North Dakota Century Code, relating to "chiropradists" or those engaged in practicing chiropody.

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, 11; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kjos	Sanford
Baker	Lips	Saumur
Beck	Longmire	Sinner
Becker	Luick	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Foss	Mutch	Torgerson
George	Nelson	Trenbeath
Harris	Redlin	Tuff
Holand	Reichert	Van Horn
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman
Kee		

Those voting in the negative were:

Berube	Forkner	Roen
Bopp	Kisse	Solberg

Brooks
Chesrown

Mahoney
Morgan

Wadeson

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

House Bill No. 650. A Bill for an Act to require calfhood vaccination of certain dairy and beef cattle against brucellosis, and providing a penalty for violation of this Act.

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	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann		

Those voting in the negative were:
Berube Tuff

Absent and not voting:
Hernett

So the bill passed and the title was agreed to.

House Bill No. 703. A Bill for an Act to declare the public policy of this state that any contracts contrary to any of the provisions of sections 22-01-06.1 through 22-01-06.4 of the North Dakota Century Code, and any waivers of any of the provisions thereof, shall be void.

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, 7; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Miller	Strinden
Erickson	Mutch	Thompson
Foss	Nelson	Torgerson

George	Redlin	Tuff
Harris	Reichert	Van Horn
Holand	Ringsak	Wadeson
Kamrath	Robinson	Wartner
Kautzmann		

Those voting in the negative were:

Baker	Meidinger	Trenbeath
Brooks	Morgan	Witteman
Forkner		

Absent and not voting:

Hernett	Luick
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So the bill passed and the title was agreed to.

House Bill No. 704. A Bill for an Act to amend and re-enact section 12-22-17 of the North Dakota Century Code, relating to prostitution, lewdness, assignation, and the punishment therefor.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Hernett	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 707. A Bill for an Act to amend and re-enact section 39-06-39 of the North Dakota Century Code, relating to appeals from the commissioner's decision in the suspension, revocation, or cancellation of a motor vehicle operator's license.

Which has been read.

Senator Wartner moved that House Bill No. 707 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 710. A Bill for an Act to amend and re-enact section 30-14-19 of the North Dakota Century Code, providing for the investment of trust funds held by guardians.

Which has been read.

Senator Wartner moved that House Bill No. 710 be laid over one legislative day, which motion prevailed.

House Bill No. 720. A Bill for an Act allowing persons practicing a licensed profession to form a professional corporation under the Business Corporation Act for the purpose of rendering professional service but preserving the relationship between the person rendering and the person receiving professional services and providing for continuing regulation by appropriate boards of such professions.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Brooks Hernet

So the bill passed and the title was agreed to.

House Bill No. 742. A Bill for an Act to amend and reenact section 12-43-07 of the North Dakota Century Code relating to revocation of permits of persons authorized to sell various tobacco products.

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	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Brooks Hernett

So the bill passed and the title was agreed to.

House Bill No. 801. A Bill for an Act to amend and re-enact section 24-02-13 of the North Dakota Century Code relating to the payments of estimates on highway contracts and the deposit of money with the clerk of district court in condemnation cases upon the certification by the chief engineer of the state highway department and the approval of the state highway commissioner without presentation to the state auditing board.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

House Bill No. 812. A Bill for an Act to amend and re-enact sections 43-11-02 and 43-11-16, subsection 3 of section 43-11-19, subsection 4 of section 43-11-21, and subdivision (c) of subsection 1 of section 43-11-27 of the North Dakota Century Code, relating to the requirements and qualifications of state licensed schools for hairdressers and cosmetologists and the educational requirements of students of such schools.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg

Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Those voting in the negative were:

Tuff

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

House Bill No. 819. A Bill for an Act to create and enact section 16-15-01.1 of the North Dakota Century Code, authorizing and providing a method of contesting the election of state officials, and to amend and reenact Section 16-15-02 relating to answer in contest of elections.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate recess until 1:30 p.m., March 1, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-SECOND DAY AFTER RECESS AND
FIFTY-THIRD DAY

Bismarck, March 1, 1963

The Senate convened at 1:30 p. m., pursuant to recess taken, the President presiding.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 1, 1963

Mr. President: I have the honor to return:

Senate Bill No. 24

Senate Bill No. 30

Senate Bill No. 36

Senate Bill No. 54

Senate Bill No. 63

Senate Bill No. 67

Senate Bill No. 86

Senate Bill No. 87

Senate Bill No. 91

Senate Bill No. 102

Senate Bill No. 107

Senate Bill No. 112

Senate Bill No. 124

Senate Bill No. 126

Senate Bill No. 132

Senate Bill No. 134

Senate Bill No. 155

Senate Bill No. 179

Senate Bill No. 194

Senate Bill No. 232

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "KK"

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Concurrent Resolution "JJ"

Senate Bill No. 167

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 70
 Senate Bill No. 84
 Senate Bill No. 93
 Senate Bill No. 103
 Senate Bill No. 128
 Senate Bill No. 133
 Senate Bill No. 144
 Senate Bill No. 167
 Senate Bill No. 214
 Senate Bill No. 235
 Senate Bill No. 237
 Senate Bill No. 269
 Senate Bill No. 338

and finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 70
 Senate Bill No. 84
 Senate Bill No. 93
 Senate Bill No. 103
 Senate Bill No. 128
 Senate Bill No. 133
 Senate Bill No. 144
 Senate Bill No. 167
 Senate Bill No. 214
 Senate Bill No. 235
 Senate Bill No. 237
 Senate Bill No. 269
 Senate Bill No. 338

And the President signed the same in the presence of the Senate.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 3, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 3 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the School for the Deaf at Devils Lake, North Dakota.

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:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteaman
Kautzmann	Robinson	

Absent and not voting:

Chesrown	Kamrath	Tuff
Hernett	Nelson	

So the bill passed and the title was agreed to.

Senator Mutch moved that the Senate do not concur in the House amendments to Senate Bill No. 35 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 35, Senators Mutch, Meidinger and Kamrath.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 61, which motion prevailed.

Senator Baker moved that the rules be suspended and that Senate Bill No. 61 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 61. A Bill for an Act to amend and re-enact sections 40-46-02, 40-46-04, 40-46-09, subsection 3 of section 40-46-13, and section 40-46-20 of the North Dakota Century Code, relating to employees' pension plan in cities.

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:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg

Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witte-man

Absent and not voting:

Chesrown	Hernett	Nelson
Forkner		

So the bill passed and the title was agreed to.

Senator Kee moved that the Senate do concur in the House amendments to Senate Bill No. 81, which motion prevailed.

Senator Kee moved that the rules be suspended and that Senate Bill No. 81 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 81. A Bill for an Act to create and enact section 49-15-10.1 of the North Dakota Century Code, permitting the public service commission of North Dakota to grant relief from the long and short haul, equidistant and volumes statutes of North Dakota, upon application of a common carrier by railroad and repealing sections 49-02-03.1 and 42-02-20.

Which has been read.

Senator Mutch moved that Senate Bill No. 81 be placed at the foot of the calendar, which motion prevailed.

Senator Wartner moved that the Senate do concur in the House amendments to Senate Bill No. 111, which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Bill No. 111 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 111. A Bill for an Act to amend and re-enact subsection 3 of section 11-18-03 of the North Dakota Century Code, relating to documents transferring ownership of real estate which must be presented to the county auditor's office prior to being placed of record.

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:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Dahlund	Meidinger	Thompson

Erickson	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman

Absent and not voting:

Chesrown	Hernett	Nelson
Forkner		

So the bill passed and the title was agreed to.

Senator Longmire moved that the Senate do concur in the House amendments to Senate Bill No. 156, which motion prevailed.

Senate Longmire moved that Senate Bill No. 156 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 156. A Bill for an Act to provide for licensing and regulating detectives and detective agencies.

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:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Chesrown	Hernett	Wartner
Forkner	Mahoney	

So the bill passed and the title was agreed to.

MOTION

Senator Trenbeath moved that the Senate reconsider the action by which House Bill No. 745 was indefinitely postponed, which motion prevailed.

Senator Reichert moved that House Bill No. 745 be referred to the Committee on Political Subdivisions, which motion was lost.

SECOND READING OF A HOUSE BILL

House Bill No. 745. A Bill for an Act to amend and reenact section 57-12-01 of the North Dakota Century Code,

relating to the meeting of the board of county equalization and requiring the attendance of certain city, village, and township officials, and to repeal section 57-12-07 of the North Dakota Century Code, relating to the voluntary attendance of certain city, village, and township officials at such meetings.

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, 9; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kjos	Saumur
Becker	Lips	Sinner
Brooks	Longmire	Solberg
Dahlund	Meidinger	Sorlie
Erickson	Miller	Strinden
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
Harris	Nelson	Tuff
Holand	Redlin	Van Horn
Kamrath	Robinson	Wadson
Kautzmann	Roen	Wartner
Kee	Sanford	Witteman
Kisse		

Those voting in the negative were:

Baker	Bopp	Reichert
Beck	George	Ringsak
Berube	Mahoney	Thompson

Absent and not voting:

Chesrown	Hernett	Luick
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So the bill passed and the title was agreed to.

COMMUNICATIONS

A communication was presented from The Crippled Children's School at Jamestown.

Senator Lips moved that the communication be printed in the Journal, which motion prevailed.

The Honorable R. E. Meidinger
Senate Chamber
North Dakota Legislative Assembly
Bismarck, North Dakota

Dear Senator Meidinger and members of the Senate:

On behalf of the junior, senior, and commercial students of The Crippled Children's School and our escorts I would like to thank you for making our visit of February 6 to the capitol so memorable. We especially appreciated your clear explanation of the proceedings while the Senate was in session.

Please relay our warm wishes of thanks to all those who made our day so wonderful.

Sincerely,
Barbara Larschan
(Student)

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 531 has had the same

under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 532 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the word "be" delete the word "a"

In line 15 delete the words "member of the highway patrol,"

In line 17 after the word "such" delete the word "additional"

In line 19 after the second word "shall" delete the words "hold such rank"

In line 20 delete the word "and"

In line 34 after the word "director" delete the words "as a staff officer of the state highway"

In line 35 delete the word "patrol"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 551 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 576 has had the same under consideration and recommends that the same be amended as follows:

In line 39 delete the parentheses before the word "these"

In line 47 after the period delete the parentheses

In line 94 after the first word "the" delete the word "two" and insert in lieu thereof the word "one"

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 582 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 605 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 629 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 653 has had the same under consideration and recommends that the same be amended as follows:

In line 35 after the word "and" delete the word "two" and insert in lieu thereof the word "one"

In line 61 after the parentheses delete the word "three" and insert in lieu thereof the word "four"

In line 179 after the word "and" delete the word "two" and insert in lieu thereof the word "one"

In line 183 delete the word "five" and insert in lieu thereof the word "six"

In line 201 delete the word "six" and insert in lieu thereof the word "seven"

In line 236 after the word "and" delete the word "two" and insert in lieu thereof the word "one"

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 684 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 731 has had the same under consideration and recommends that the same be amended as follows:

In line 21 after the word "to" delete the word "twenty" and insert in lieu thereof the word "five"

In line 47 after the word "law" insert the words ", but no mill levy in excess of two mills over and above any mill levy limitations otherwise provided by law shall be authorized by the provisions of this subsection"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 771 has had the same under consideration and recommends that the same do pass.

SENATOR GEORGE, Chairman.

Senator George moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 813 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted.

Senator Longmire made the substitute motion that House Bill No. 813 be placed on the calendar, which motion was declared lost.

Senator Longmire requested a division and there were eight Senators joining in such request, which request was granted, and there were 21 ayes, 24 nays, so the motion was lost.

Senator Redlin requested a recorded vote, which request was granted.

ROLL CALL

The question being on the substitute motion of Senator Longmire, the roll was called and there were ayes, 26; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kjos	Sinner
Beck	Longmire	Solberg
Becker	Mahoney	Sorlie
Berube	Meidinger	Thompson
Bopp	Miller	Tuff
Brooks	Redlin	Van Horn
George	Reichert	Wadeson
Holand	Roen	Witteman
Kamrath	Saumur	

Those voting in the negative were:

Baker	Kee	Ringsak
Dahlund	Kisse	Robinson
Erickson	Lips	Sanford
Forkner	Morgan	Strinden
Foss	Mutch	Torgerson
Harris	Nelson	Wartner
Kautzmann		

Absent and not voting:

Chesrown	Luick	Trenbeath
Hernett		

So the motion was declared carried.

MOTION

Senator Ringsak moved that House Bill No. 813 be referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 817 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and

Veterans Affairs to whom was referred House Bill No. 824 has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 860 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Concurrent Resolution "N-1" has had the same under consideration and recommends that the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 1, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills No. 3, 61, 111, 156.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 1, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 35 and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Mutch
Meidinger
Kamrath

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 1, 1963

Mr. President: I have the honor to return:

Senate Bill No. 7
Senate Bill No. 49
Senate Bill No. 53
Senate Bill No. 58
Senate Bill No. 59
Senate Bill No. 105
Senate Bill No. 108
Senate Bill No. 138
Senate Bill No. 140
Senate Bill No. 143
Senate Bill No. 158
Senate Bill No. 168
Senate Bill No. 219
Senate Bill No. 231
Senate Bill No. 242

Senate Bill No. 246
 Senate Bill No. 265
 Senate Bill No. 280
 Senate Bill No. 307
 Senate Bill No. 316
 Senate Bill No. 318
 Senate Bill No. 326
 Senate Bill No. 329
 Senate Bill No. 330
 Senate Concurrent Resolution "O"
 Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, March 1, 1963

Mr. President: I have the honor to return:

Senate Bill No. 51
 Senate Bill No. 135
 Senate Bill No. 238
 Senate Bill No. 251

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 51:

In line two of the title, following the wording "and sections 57-12-06", delete ", 57-22-15"

In line six of the title, after the word "purposes," delete the following language: ", and a property tax receipt required by a common carrier showing payment of personal property taxes and imposing a penalty"

In line 9 of the title, change the word "section" to "sections" and following "57-02-16" add the following "and 57-22-15"

Delete all of Section 4, commencing with line 107, to and including line 123.

In line 166, change the word "Section" to "Sections" following the wording, "Section 57-02-16", insert the following "and 57-22-15"

And renumber the lines and sections accordingly.

AMENDMENTS TO SENATE BILL No. 135:

In the 7th line of the Title, delete the period; insert a comma and add the following language: "and declaring an emergency."

After line 30 of the bill, insert 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."

AMENDMENTS TO SENATE BILL No. 238:

In line 14, after the word "approval" insert this language: "of the state's attorney".

AMENDMENTS TO SENATE BILL No. 251:

In line 32 delete the word "occurance" and insert in lieu thereof the word "occurrence"

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, March 1, 1963

Mr. President: I have the honor to return:
 Senate Bill No. 56

Senate Bill No. 66
Senate Bill No. 204
Senate Bill No. 209
Senate Bill No. 300

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 1, 1963

Mr. President: I have the honor to transmit:

House Bill No. 508
House Bill No. 509
House Bill No. 519
House Bill No. 604
House Bill No. 634
House Bill No. 645
House Bill No. 656
House Bill No. 659
House Bill No. 664
House Bill No. 666
House Bill No. 667
House Bill No. 668
House Bill No. 673
House Bill No. 690
House Bill No. 843
House Bill No. 857

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectively reports that:

Senate Bill No. 24
Senate Bill No. 30
Senate Bill No. 36
Senate Bill No. 54
Senate Bill No. 63
Senate Bill No. 67
Senate Bill No. 86
Senate Bill No. 87
Senate Bill No. 91
Senate Bill No. 102
Senate Bill No. 107
Senate Bill No. 112
Senate Bill No. 124
Senate Bill No. 126
Senate Bill No. 132
Senate Bill No. 134
Senate Bill No. 155
Senate Bill No. 179
Senate Bill No. 194
Senate Bill No. 232

Were delivered to the Governor for his approval at the hour of 1:34 p. m., 1 March 1963.

SENATOR HARRIS, Chairman.

MOTIONS

Senator Baeverstad moved that House Bill No. 546 be returned to the Senate from the Committee on Finance and Taxation, which motion prevailed.

Senator Baker moved that House Bill No. 546 be amended as follows:

In line 2 of the title following the numeral "57-34-01" insert the words and numeral "and section 57-34-11"

In line 8 of the title following the word "service" and before the period, insert the words ", and relating to the tax exemptions granted to telephone companies"

Following line 20 insert the following section:

"SECTION 2. AMENDMENT.) Section 57-34-11 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

57-34-11. EXEMPTION FROM OTHER TAXATION.) The taxes imposed by this chapter shall be in lieu of all ((state, county, municipal, road, or school taxes, licenses, sales taxes, use taxes or other excise taxes, or fees imposed upon or required from any mutual or cooperative telephone company and its franchises and upon all property of any such company, tangible and intangible, used or useful in))) real and personal property taxes levied by the state or any of its political subdivisions upon real or personal property directly used by any mutual or cooperative telephone company in its telephone operations."

Number the lines accordingly.

Which motion prevailed.

Senator Holand moved that the Senate reconsider the action by which House Bill No. 793 was passed, which motion prevailed.

Senator Holand moved that House Bill No. 793 be placed at the foot of the calendar, which motion prevailed.

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that after the reading of House Bills No. 502, 503, 505, 506, 516, 517, 540, 572, 603, 621, 640, 654, 669, 670, 674, 681, 682, 689, 695, 696, 705, 723, 726, 759, 770, 823, 829, 847, 869, 870, House Concurrent Resolutions "N", "O-1", "P-1", "R-1", "S-1", Senate Concurrent Resolution "JJ", and House Bills No. 598, 622, 734, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-THIRD DAY

Bismarck, March 1, 1963

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Ira E. Herzberg, Calvary E.U.B., Bismarck.

Dear Lord, we thank Thee for the nation wherein Thou hast set our feet. We thank Thee for its rich material resources. We thank Thee for its opportunities for advancement. We thank Thee for the freedom which is ours to make of ourselves the very best.

May we in turn prove ourselves worthy of all the heritage which is ours. May we promote honorable industry. May we stress such education that coming generations shall be better than all preceding ones have been. May our conduct be Christ-like, and our ideals worthy to be called sons of God.

We come to Thee today to seek Thy guidance in our life as citizens of this great nation and state. Bless the cities

and villages where we live and may Jesus walk our streets again to heal us of our sicknesses and to cleanse us from corruption.

Help us to be better neighbors, overcoming unruly desires and jealous thoughts, and gladly cooperate in every effort to improve the lot of the underprivileged. Forgive our selfishness. Grant that our influence may be righteous. May we legislate wisely, act with justice and ourselves set the example of what a citizen should be.

May we be a people whose God is the Lord and whose aim is to obey His commandments.

In Christ's name we pray. Amen.

Roll call: All Senators present except Senators Hernet and Kamrath.

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 fifty-first day after recess and fifty-second day and finds the same correct.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Miller moved that the amendments to House Bill No. 698 be adopted, which motion prevailed.

Senator Miller moved that the amendments to House Bill No. 836 be adopted, which motion prevailed.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

Senate Bill No. 360. A Bill for an Act to amend and reenact section 57-38-29 of the North Dakota Century Code, relating to the rate of tax on individuals for state income tax purposes.

Was read the first time and referred to the Committee on Finance and Taxation.

SECOND READING OF HOUSE BILLS

House Bill No. 863. A Bill for an Act to amend and reenact section 36-07-13 of the North Dakota Century Code, relating to the restrictions on locating rendering plants.

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, 2; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Solberg
Berube	Longmire	Soflie
Bopp	Mahoney	Strinden
Brooks	Miller	Thompson
Dahlund	Morgan	Torgerson
Erickson	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn

Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteinan
Kee	Roen	

Those voting in the negative were:

Forkner	Sinner
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Absent and not voting:

Baker	Hernett	Luick
Chesrown	Kautzmann	Meidinger

So the bill passed and the title was agreed to.

House Bill No. 868. A Bill for an Act to amend and reenact section 43-05-15 of the North Dakota Century Code, authorizing the board of registry in chiropody to establish the annual license fee for the practice of chiropody.

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, 29; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Lips	Sanford
Brooks	Longmire	Sinner
Erickson	Mahoney	Strinden
Holand	Meidinger	Wadeson
Kee	Mutch	Witteinan

Those voting in the negative were:

Baeverstad	Kisse	Saumur
Beck	Kjos	Solberg
Berube	Miller	Sorlie
Bopp	Morgan	Thompson
Dahlund	Nelson	Torgerson
Forkner	Redlin	Trenbeath
Foss	Reichert	Tuff
George	Ringsak	Van Horn
Harris	Robinson	Wartner
Kamrath	Roen	

Absent and not voting:

Baker	Hernett	Luick
Chesrown	Kautzmann	

So the bill was declared lost.

House Bill No. 507. 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.

Which has been read.

Senator Foss moved that House Bill No. 507 be re-referred to the Committee on Appropriations, which motion prevailed.

House Bill No. 738. A Bill for an Act to amend and reenact section 55-01-01 of the North Dakota Century Code Supplement to provide for a board of directors and officers thereof for the state historical society, and declaring an emergency.

Which has been read.

Senator Mahoney moved that House Bill No. 738 be amended as follows:

On line 7, strike out the comma after the word "Governor" and the words "by and with the consent".

On line 8, strike out the words "of the Senate". Strike out lines 10, 11, 12, and the words "to confirm or reject such appointments" on line 13.

Which motion was lost.

Senator Mutch requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Mahoney to amend House Bill No. 738, the roll was called and there were ayes, 11; nays, 32; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Redlin	Tuff
Bopp	Sinner	Van Horn
Mahoney	Solberg	Witteman
Miller	Thompson	

Those voting in the negative were:

Baeverstad	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Brooks	Lips	Saumur
Dahlund	Longmire	Sorlie
Erickson	Meidinger	Strinden
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	

Absent and not voting:

Baker	Harris	Kautzmann
Chesrown	Hernett	Luick

So the motion was declared lost.

ROLL CALL

The question being on the final passage of House Bill No. 738, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteman
Kee	Roen	

Absent and not voting:

Baker	Hernett	Luick
Chesrown	Kautzmann	

So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 841. A Bill for an Act to require the establishment of systems of grids and coordinates to enable fire and other emergency vehicles to quickly and accurately locate the scene of an emergency.

Which has been read.

Senator Sinner moved that House Bill No. 841 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 536. A Bill for an Act to amend and reenact subsection 1 of section 61-05-01, sections 61-06-10, 61-06-12, 61-06-21, 61-06-22, 61-07-19, and 61-08-31 of the North Dakota Century Code relating to irrigation districts.

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	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteman
Kee	Roen	

Absent and not voting:

Baker	Hernett	Luick
Chesrown	Kautzmann	

So the bill passed and the title was agreed to.

House Bill No. 563. A Bill for an Act to amend and reenact subsections 4 and 5 of section 60-02-01 of the North Dakota Century Code, relating to the definitions of track buyer and grain under the public warehouse law, and declaring an emergency.

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:

Baeverstad	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Dahlund	Miller	Thompson

Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Redlin	Tuff
George	Reichert	Van Horn
Harris	Ringsak	Wadeson
Kamrath	Robinson	Wartner
Holand	Roen	Witteman
Kee		

Absent and not voting:

Baker	Hernett	Luick
Chesrown	Kautzmann	Nelson

So the Bill passed and the title was agreed to and the emergency clause carried.

House Bill No. 594. A Bill for an Act to repeal section 15-06-21 of the North Dakota Century Code, relating to school lands withdrawn from sale except for park purposes.

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, 4; absent and not voting, 6.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Brooks	Longmire	Solberg
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Torgerson
George	Mutch	Trenbeath
Harris	Reichert	Tuff
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteman

Those voting in the negative were:

Bopp	Van Horn	Wadeson
Redlin		

Absent and not voting:

Baker	Hernett	Luick
Chesrown	Kautzmann	Nelson

So the bill passed and the title was agreed to.

House Bill No. 625. A Bill for an Act to amend and reenact sections 26-22-11, 26-22-18, 26-22-21, 26-22-23, 26-22-24, 26-22-30, 26-22-32, 26-22-44, and 26-22-52 of the North Dakota Century Code, relating to crops insurable for hail insurance, applications for hail insurance, amount of indemnity and when losses allowed, additional insurance, zones and districts in which hail indemnity tax to be levied and the rates thereof, duties of commissioner of insurance, county auditors, and county treasurers; and notice and payment of loss, and declaring an emergency.

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:

Baeverstad	Kjos	Sanford
Beck	Lips	Saumur
Becker	Longmire	Sinner
Berube	Luick	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kee	Robinson	Witteaman
Kisse	Roen	

Those voting in the negative were:

Forkner	Redlin	Strinden
Kamrath		

Absent and not voting:

Baker	Hernett	Kautzmann
Chesrown		

So the bill passed and the title was agreed to.

House Bill No. 707. A Bill for an Act to amend and reenact section 39-06-39 of the North Dakota Century Code, relating to appeals from the commissioner's decision in the suspension, revocation, or cancellation of a motor vehicle operator's license.

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	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kee	Roen	

Absent and not voting:

Baker	Hernett	Luick
Chesrown	Kautzmann	

So the bill passed and the title was agreed to.

House Bill No. 502. A Bill for an Act relating to an appropriation for the purpose of administering the provi-

sions of Chapter 52-10 of the North Dakota Century Code, pertaining to social security coverage of public employees.

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	Kisse	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kee	Roen	

Absent and not voting:

Baker	Hernett	Luick
Chesrown	Kautzmann	

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 1, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 565
 House Bill No. 566
 House Bill No. 567
 House Bill No. 568
 House Bill No. 574
 House Bill No. 575
 House Bill No. 577
 House Bill No. 578
 House Bill No. 584
 House Bill No. 592
 House Bill No. 596
 House Bill No. 619
 House Bill No. 620
 House Bill No. 630
 House Bill No. 647
 House Bill No. 650
 House Bill No. 703
 House Bill No. 704
 House Bill No. 720
 House Bill No. 742
 House Bill No. 744
 House Bill No. 755
 House Bill No. 758
 House Bill No. 801
 House Bill No. 812
 House Bill No. 814
 House Bill No. 819

House Bill No. 838
 House Bill No. 876
 House Bill No. 886
 House Concurrent Resolution "Q-1"
 Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 1, 1963

Mr. Speaker: I have the honor to return:
 House Bill No. 539
 Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 1, 1963

Mr. Speaker: I have the honor to return:
 House Bill No. 643
 House Bill No. 646
 House Bill No. 700
 Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 1, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 70
 Senate Bill No. 84
 Senate Bill No. 93
 Senate Bill No. 103
 Senate Bill No. 128
 Senate Bill No. 133
 Senate Bill No. 144
 Senate Bill No. 167
 Senate Bill No. 214
 Senate Bill No. 235
 Senate Bill No. 237
 Senate Bill No. 338
 Senate Bill No. 269

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 1, 1963

Mr. President: I have the honor to return:

Senate Bill No. 70
 Senate Bill No. 84
 Senate Bill No. 93
 Senate Bill No. 103
 Senate Bill No. 128
 Senate Bill No. 133
 Senate Bill No. 144
 Senate Bill No. 167
 Senate Bill No. 214
 Senate Bill No. 235
 Senate Bill No. 237
 Senate Bill No. 269
 Senate Bill No. 338

FRIDAY, MARCH 1, 1963

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Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 1, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bill No. 88.

This bill has been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
Governor

Senator Holand moved that the Senate recess until 1:00 p.m., March 2, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

**FIFTY-THIRD DAY AFTER RECESS AND
FIFTY-FORTH DAY**

Bismarck, March 2, 1963

The Senate convened at 1:00 p. m., pursuant to recess taken, the President presiding.

MOTION

Senator Holand moved that the Governor be requested to return Senate Bill No. 36, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 7
Senate Bill No. 49
Senate Bill No. 59
Senate Bill No. 105
Senate Bill No. 108
Senate Bill No. 138
Senate Bill No. 140
Senate Bill No. 158
Senate Bill No. 219
Senate Bill No. 231

And find the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 7
Senate Bill No. 49
Senate Bill No. 59
Senate Bill No. 105
Senate Bill No. 108
Senate Bill No. 138
Senate Bill No. 140
Senate Bill No. 158
Senate Bill No. 219
Senate Bill No. 231

And the President signed the same in the presence of the Senate.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

SATURDAY, MARCH 2, 1963

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Senate Bill No. 70
 Senate Bill No. 84
 Senate Bill No. 93
 Senate Bill No. 103
 Senate Bill No. 128
 Senate Bill No. 133
 Senate Bill No. 144
 Senate Bill No. 167
 Senate Bill No. 214
 Senate Bill No. 235
 Senate Bill No. 237
 Senate Bill No. 269
 Senate Bill No. 338

Were delivered to the Governor for his approval at the hour of 9:11 o'clock a. m., March 2, 1963.

SENATOR HARRIS, Chairman.

SIGNING OF BILLS

The Secretary announced that the President was about to sign.

House Bill No. 508
 House Bill No. 509
 House Bill No. 519
 House Bill No. 604
 House Bill No. 634
 House Bill No. 645
 House Bill No. 656
 House Bill No. 659
 House Bill No. 664
 House Bill No. 666
 House Bill No. 667
 House Bill No. 668
 House Bill No. 673
 House Bill No. 690
 House Bill No. 843
 House Bill No. 857

and the President signed the same in the presence of the Senate.

MESSAGES TO THE GOVERNOR

Senate Chamber

Bismarck, March 2, 1963

TO: The Honorable Governor Guy

I have the honor to request the return of Senate Bill No. 36.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE GOVERNOR

March 2, 1963

Pursuant to your request of Saturday, March 2, 1963, I am returning to you Senate Bill No. 36.

Sincerely yours,
 William L. Guy
 Governor

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 7
 Senate Bill No. 49
 Senate Bill No. 59
 Senate Bill No. 105
 Senate Bill No. 108
 Senate Bill No. 138
 Senate Bill No. 140
 Senate Bill No. 158
 Senate Bill No. 219
 Senate Bill No. 231

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 2, 1963

Mr. President: I have the honor to return:

Senate Bill No. 76
 Senate Bill No. 97
 Senate Bill No. 146
 Senate Bill No. 159
 Senate Bill No. 160
 Senate Bill No. 161
 Senate Bill No. 172
 Senate Bill No. 192
 Senate Bill No. 201
 Senate Bill No. 221
 Senate Bill No. 233
 Senate Bill No. 287
 Senate Bill No. 304
 Senate Bill No. 308
 Senate Bill No. 315
 Senate Bill No. 347

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 2, 1963

Mr. President: I have the honor to return:

Senate Bill No. 94

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 2, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 539 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps. Mueller, Davis (Dunn) and Winge.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 2, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bills No. 36 and 338 to the House.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 2, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Reps.; Knudsen, Brown and Wilkie on Senate Bill No. 35.

GERALD L. STAIR, Chief Clerk.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 725 had had the same under consideration and recommends that the same be amended as follows:

Delete lines 73 through 121

In line 170 after the word "compensation" delete the comma

In line 171 delete the words "within the limits of legislative appropriation,

In line 172 after the word "be" delete the parentheses

In line 173 after the word "purpose" delete the parentheses and the words "allowed by law to officers of similar"

In line 174 delete the words "rank and length of service in the United States army"

In line 221 after the word "He" delete the parentheses

In line 224 after the word "and" delete the parentheses

In line 225 after the word "report" delete the word "following"

In line 226 delete the words "each fiscal year"

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 828 has had the same under consideration and recommends that the same be amended as follows:

In line 583 delete the words "public welfare fund" and insert in lieu thereof the word "department"

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veteran's Affairs to whom was referred House Bill No. 846 has had the same under consideration and recommends that the same be amended as follows:

In line 33 after the first word "or" delete the word "persons" and insert in lieu thereof the words "any person"

In line 34 after the word "who" delete the word "do" and insert in lieu thereof the word "does"

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 880 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to repeal section 53-02-12 of the North Dakota Century Code relating to dancing on premises at or near which liquor is sold.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. REPEAL.) Section 53-02-12
2 of the North Dakota Century Code is hereby repealed."

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 882 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact section 53-02-10 of the North Dakota Century Code, relating to the admission of certain minors to public dances.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 53-02-10
2 of the North Dakota Century Code is hereby amended
3 and reenacted to read as follows:

4 53-02-10. ADMISSION OF CERTAIN MINORS
5 TO PUBLIC DANCE PROHIBITED — EXCEPTION.)
6 No proprietor, lessee, manager, nor employee of any
7 proprietor, lessee, or manager of any hall, room,
8 pavilion, bowery, platform, or other structure in or
9 to which the public generally is invited to participate
10 by paying an admission fee in money or other token of
11 value shall admit, while dancing is practiced in or at
12 such place, any person under the age of eighteen years
13 unless such person is accompanied by a parent or
13a guardian.

14 The provisions of this section shall not apply to dances
15 sponsored and supervised by a municipality, school
16 district, or civic, fraternal, or religious organization.
17 A copy of this section shall be posted in a conspicuous
18 place at the entrance of every public dancing place."

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Kee moved that the amendments to House Bill No. 532 be adopted, which motion prevailed.

Senator Miller moved that the amendments to House Bill No. 576 be adopted, which motion prevailed.

Senator Baker moved that the amendments to House Bill No. 653 be adopted, which motion prevailed.

Senator George moved that the amendments to House Bill No. 731 be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

Senate Concurrent Resolution "ZZ". A concurrent resolution urging all agencies of the state to refrain from purchasing offset type reproduction or printing equipment.

Was read the first time and referred to the Committee on State and Federal Government.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 51, which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 51, be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 51. A Bill for an Act to amend and reenact subsection 6 of section 57-02-01, and sections 57-12-06, 57-22-15, 57-23-03, and 57-24-31 of the North Dakota Century Code, relating to collection of property taxes, spot checking and correction of assessments made for property tax purposes, and a property tax receipt required by a common carrier showing payment of personal property taxes and imposing a penalty, and to repeal section 57-02-16 of the North Dakota Century Code.

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, 5; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Holand	Reichert
Baker	Kamrath	Ringsak
Beck	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Sorlie
Brooks	Lips	Thompson
Chesrown	Longmire	Torgerson
Dahlund	Luick	Tuff
Erickson	Mahoney	Van Horn
Forkner	Meidinger	Wadeson
Foss	Miller	Wartner
George	Morgan	Witteman
Harris	Redlin	

Those voting in the negative were:

Mutch	Sinner	Trenbeath
Nelson	Strinden	

Absent and not voting:

Hernett Saumur Solberg

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the Senate concur in the House amendments to Senate Bill No. 135, which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 135 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 135. A Bill for an Act to create and enact section 57-50-05.1 and to amend and reenact section 57-50-05 of the North Dakota Century Code to provide for refund of motor fuel tax to state or political subdivision and prohibit refunds to private individuals or corporations, except liquefied petroleum gas used for heating purposes.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Hernett Solberg

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Longmire moved that the Senate concur in the House amendments to Senate Bill No. 238, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 238 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 238. A Bill for an Act to amend and reenact section 11-10-11 of the North Dakota Century Code, relating to appointment and salary of deputies and clerks.

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, 4; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Tuff
Forkner	Morgan	Van Horn
Foss	Nelson	Wadeson
George	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Those voting in the negative were:

Harris	Ringsak	Trenbeath
Mutch		

Absent and not voting:

Hernett	Solberg
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So the bill passed and the title was agreed to.

Senator George moved that the Senate do concur in the House amendments to Senate Bill No. 251, which motion prevailed.

Senator George moved that the rules be suspended and that Senate Bill No. 251 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 251. A Bill for an Act to amend and reenact section 24-08-03 relating to the supervision and repair of county road system bridges.

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, 4; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteman
Kee		

Those voting in the negative were:

Baker	Harris	Mutch
Bopp		

Absent and not voting:

Hernett Solberg

So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that the rules be suspended and that the Senate reconsider the action by which Senate Bill No. 52 was passed, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 52. A Bill for an Act to create and enact subsection 4 of section 57-13-04 and to amend and reenact subsection 4 of section 21-03-01, subsections 4 and 7 of section 57-02-01, subsection 22 of section 57-02-08, subsection 3 of section 57-02-12, sections 57-02-14, 57-02-27, 57-02-28, 57-02-32, 57-02-34, 57-02-37, 57-05-01, 57-05-03, 57-05-04, 57-06-05, 57-06-11, subsections 2 and 3 of section 57-06-14, subsection 2 of section 57-06-19, sections 57-06-20, 57-07-01, 57-09-04, 57-09-06, 57-10-03, 57-12-05, 57-13-03, 57-14-01, 57-15-44, 57-23-01, 57-44-03 and 57-45-05 of the North Dakota Century Code, to provide for the assessment of property at a percentage, to be established by the state board of equalization, between twenty-five and forty percent of the true and full value of such property.

Which has been read.

Senator Baeverstad moved that Senate Bill No. 52 be amended as follows:

In line 15 of the title delete the word "twenty-five" and insert in lieu thereof the word "fifteen"

In line 222 delete the word "twenty-five" and insert in lieu thereof the word "fifteen"

In line 281 delete the word "twenty-" and insert in lieu thereof the word "fifteen"

In line 282 delete the word "five"

In line 531 delete the word "twenty-five" and insert in lieu thereof the word "fifteen"

In line 543 delete the word "twenty-five" and insert in lieu thereof the word "fifteen"

Renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 52 be deemed properly engrossed 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. 52, as amended, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Redlin
Baker	Kautzmann	Sanford
Beck	Kee	Strinden
Becker	Kjos	Thompson
Brooks	Lips	Torgerson
Chesrown	Longmire	Tuff
Forkner	Luick	Van Horn

Foss	Meidinger	Wadeson
George	Morgan	Wartner
Holand	Reichert	Witteman

Those voting in the negative were:

Berube	Mahoney	Roen
Bopp	Miller	Saumur
Dahlund	Mutch	Sinner
Erickson	Nelson	Sorlie
Harris	Ringsak	Trenbeath
Kisse	Robinson	

Absent and not voting:

Hernett	Solberg
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So the bill was declared lost for lack of a two-thirds vote.

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that after the reading of Senate Concurrent Resolution "KK", House Bills No. 537, 538, 606, 607, 711, 866, 768, 841, 531, 551, 582, 629, 771, 817, 824, 860, and House Concurrent Resolution "N-1", that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-FOURTH DAY

Bismarck, March 2, 1963

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Erwin Wieland, American Lutheran, Bismarck.

O Father of the just, do Thou of Thine infinite goodness direct the hearts of all who bear authority. Help them with the power of Thy Holy Spirit to make laws in accordance with Thy will, and for the advancement of righteousness. Protect them from the snares of the enemy and the deceits of the world, let no pride of power betray them into rejection of Thy commandments; and grant that all our executives — officials and our whole people may with one mind serve Thee, our God and King; through Jesus Christ, our Lord. Amen.

Roll call: All Senators present except Senators Hernett 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 fifty-second day after recess and fifty-third day and recommends that the same be corrected as follows:

On page 705, line 17, delete the word "division" and insert in lieu thereof "recorded vote".

On page 707, after line 49, insert the following "AMENDMENTS TO SENATE BILL No. 251:"

On page 707, line 48, delete the words "Rep. Stockman's motion"

On page 707, line 49, delete the word "prevailed."

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 503. A Bill for an Act making an appropriation to pay the costs of the administration of the Old Age and Survivor Insurance System.

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:

Baeverstad	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Holand	Nelson	Wartner
Kamrath	Redlin	Witteaman
Kautzmann	Robinson	

Those voting in the negative were:

Baker	Harris	Ringsak
Beck		

Absent and not voting:

Hernett	Solberg	Sorlie
Reichert		

So the bill passed and the title was agreed to.

House Bill No. 505. A Bill for an Act authorizing the State Livestock Sanitary Board to provide by regulation for the quarantine of livestock feedlots; providing for the licensing of quarantined feedlots; and making an appropriation.

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, 7; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Lips	Sinner
Chesrown	Longmire	Torgerson
Dahlund	Luick	Trenbeath
Erickson	Mahoney	Tuff
Forkner	Meidinger	Van Horn
Foss	Miller	Wadeson
George	Morgan	Wartner
Harris	Redlin	Witteaman
Holand	Ringsak	

Those voting in the negative were:

Bopp	Mutch	Strinden
Brooks	Nelson	Thompson
Kjos		

Absent and not voting:

Hernett	Solberg	Sorlie
Reichert		

So the bill passed and the title was agreed to.

House Bill No. 506. A Bill for an Act making an appropriation to pay veterinary inspectors and expenses in connection with livestock sales rings as provided by law and by regulations promulgated by the Livestock Sanitary Board.

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, 4; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Chesrown	Luick	Thompson
Erickson	Mahoney	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Mutch	Wadeson
Holand	Nelson	Wartner
Kamrath	Redlin	Witteman

Those voting in the negative were:

Brooks	Roen	Strinden
Dahlund		

Absent and not voting:

Hernett	Reichert	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 516. A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

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	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Sorlie
Brooks	Longmire	Thompson
Chesrown	Luick	Torgerson

Dahlund	Mahoney	Trenbeath
Erickson	Meidinger	Tuff
Forkner	Miller	Van Horn
Foss	Morgan	Wadeson
George	Mutch	Wartner
Harris	Nelson	Witteaman
Holand	Redlin	

Those voting in the negative were:
Ringsak Strinden

Absent and not voting:
Hernett Reichert Solberg

So the bill passed and the title was agreed to.

Senator Ringsak: Mr. President. I want to explain my vote for the record. The reason I voted "no" on this bill was the discovery of House Bill No. 581, which defined the word "teacher". Perhaps I am at fault for not knowing what the law was, as outlined in Section 13-39-01 as defining a teacher. This says a teacher shall mean superintendent and assistant superintendent of the Grafton State School. I can't see why Dr. Rand should be on this teacher retirement program and I can't see why the executive secretary of the Grafton State School should be under this retirement program. I called the State School and was informed that they did not know they were included in this group, and did not know they were supposed to pay teacher's retirement. Now for the next two years they will have to pay into the teacher's retirement fund and the state will have to pay an equal share of the retirement. This matter should have been corrected by the director of this fund, and I sincerely hope it will be corrected at the next session. It certainly is ridiculous that a superintendent of a school who is a M. D. and his executive secretary should be under this program.

SECOND READING OF HOUSE BILLS

House Bill No. 517. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code, and establishing a revolving fund for nurses' scholarships.

Which has been read.

Senator Brooks moved that House Bill No. 517 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 540. A Bill for an Act to create and enact sections 61-01-25, 61-02-24.1, 61-02-75, and 61-04-27 of the North Dakota Century Code; to amend and reenact sections 61-01-02, 61-01-23, subsection 2 of section 61-02-02, sections 61-02-04, 61-02-12, subsections 1, 2, 6, and 7 of section 61-02-14, subsection 1 of section 61-02-23, sections 61-02-24, 61-02-28, 61-02-30, 61-02-31, 61-02-38, 61-02-46, 61-03-21, 61-04-02, 61-04-15, 61-14-03, 61-15-04, 61-15-08, 61-16-08, and 61-20-06 of the North Dakota Century Code, as amended, relating to the appropriation and beneficial use of water, the authority and duties of the state water conservation commission, state engineer, and state geologist in the regulation thereof, rights of entry, water permits, compensation of members of the water conservation commission, information filed by water users with state

engineer, easements on state lands, drainage of meandered lakes, cooperation of state political subdivisions with the water conservation commission in conducting water surveys, and to provide for a penalty for the violation of the provisions of chapter 61-01; and to repeal sections 61-14-02, 61-14-04, and 61-15-07 of the North Dakota Century Code, relating to the riparian ownership of water, the status of water used for irrigation purposes, the value of land as affected by water and wildlife conservation projects, and the reversion of unused water rights to the public.

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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Those voting in the negative were:

Baeverstad	Baker	Mutch
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Absent and not voting:

Hernett	Meidinger	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 546. A Bill for an Act to amend and reenact subsection 1 of section 57-34-01 of the North Dakota Century Code to provide for the taxation of private or commercial telephone companies exclusively engaged in serving rural areas or rural areas and cities and villages with a population of less than five hundred persons, at the rate of fifty cents for each telephone instrument used by such company in furnishing telephone service.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Sorlie

Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Those voting in the negative were:
Baker

Absent and not voting:
Hernett Meidinger Solberg

So the bill passed and the title was agreed to.

House Bill No. 572. A Bill for an Act to provide that any municipality or political subdivision thereof may enter into agreements with one another or with the county in which they are located for joint or cooperative projects.

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	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Miller	Tuff
Forkner	Morgan	Van Horn
Foss	Mutch	Wadeson
George	Nelson	Wartner
Harris	Redlin	Witteman
Holand	Ringsak	

Absent and not voting:
Hernett Reichert Trenbeath
Meidinger Solberg

So the bill passed and the title was agreed to.

House Bill No. 603. A Bill for an Act making an appropriation to the State Department of Health to develop and maintain a research and study program for industrial wastes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Beck	Kjos	Roen
Berube	Lips	Sanford
Bopp	Longmire	Saumur

Erickson	Luick	Sinner
Forkner	Mahoney	Sorlie
Foss	Meidinger	Thompson
George	Miller	Tuff
Harris	Morgan	Van Horn
Holand	Mutch	Wadeson
Kamrath	Redlin	Wartner
Kautzmann	Ringsak	Witteaman
Kee		

Those voting in the negative were:

Baeverstad	Chesrown	Robinson
Baker	Dahlund	Strinden
Becker	Kisse	Torgerson
Brooks	Nelson	

Absent and not voting:

Hernett	Solberg	Trenbeath
Reichert		

So the bill passed and the title was agreed to.

House Bill No. 621. A Bill for an Act to repeal Section 24-01-38 of the North Dakota Century Code relating to the rental of the Great Northern Railway bridge across the Yellowstone River.

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	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Nelson	Wartner
Holand	Ringsak	Witteaman

Absent and not voting:

Hernett	Reichert	Solberg
Redlin		

So the bill passed and the title was agreed to.

House Bill No. 640. A Bill for an Act to amend and reenact Section 15-27-02 of the 1961 Supplement of the North Dakota Century Code, relating to corporate powers and corporate name of a public school district.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Ringsak	Witteaman
Kamrath		

Absent and not voting:

Hernett	Reichert	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 654. A Bill for an Act to amend and re-enact sections 44-06-01, 44-06-02, 44-06-04, and 44-06-13 of the North Dakota Century Code to provide for the appointment and removal of notaries public by the secretary of state instead of by the governor.

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, 4; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Erickson	Mahoney	Thompson
Forkner	Meidinger	Trenbeath
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Mutch	Wadeson
Holand	Nelson	Wartner
Kamrath	Redlin	Witteaman

Those voting in the negative were:

Bopp	Sinner	Torgerson
Dahlund		

Absent and not voting:

Hernett	Reichert	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 669. A Bill for an Act to amend and re-enact Section 24-01-42 of the North Dakota Century Code relating to the construction of utility facilities adjacent to state and county highway right of way.

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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Sanford
Bopp	Lips	Sinner
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Witteaman
Kamrath		

Those voting in the negative were:

Baker	Mutch	Wartner
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Absent and not voting:

Hernett	Saumur	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 670. A Bill for an Act to amend and reenact section 20-05-05 of the North Dakota Century Code, relating to required clothing for hunters.

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, 15; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kee	Redlin
Berube	Kisse	Ringsak
Brooks	Lips	Roen
Dahlund	Longmire	Sanford
Erickson	Luick	Sinner
Foss	Mahoney	Sorlie
George	Meidinger	Torgerson
Harris	Miller	Trenbeath
Holand	Morgan	Tuff
Kamrath	Nelson	Van Horn
Kautzmann		

Those voting in the negative were:

Baeverstad	Forkner	Strinden
Baker	Kjos	Thompson
Beck	Mutch	Wadeson
Bopp	Reichert	Wartner
Chesrown	Robinson	Witteaman

Absent and not voting:

Hernett	Saumur	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 674. A Bill for an Act to amend and reenact Section 11-01-10 of the North Dakota Century Code relating to the name and boundaries of Cass County.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeyerstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Those voting in the negative were:

Forkner

Absent and not voting:

Hernett	Saumur	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 681. A Bill for an Act to amend and reenact sections 39-06-07, 39-06-15, and 39-06-19 of the North Dakota Century Code, relating to the licensing of motor vehicle operators and to provide an effective date.

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	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Absent and not voting:

George	Saumur	Solberg
Hernett		

So the bill passed and the title was agreed to.

House Bill No. 682. A Bill for an Act to amend and reenact section 16-04-04 of the North Dakota Century Code, relating to the filing of nominating petitions of candidates for county and legislative office.

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	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Sinner
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman

Absent and not voting:

Hernett	Saumur	Solberg
Luick		

So the bill passed and the title was agreed to.

House Bill No. 689. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code relating to abstract of driving records and the fee therefor and to make an appropriation.

Which has been read.

Senator Brooks moved that House Bill No. 689 be amended as follows:

In line 13 after the second word "the" delete the balance of the line.

Delete all of lines 14, 15 and 16, and insert in lieu thereof the words "general fund."

Which motion prevailed.

Senator Brooks moved that House Bill No. 689 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 695. A Bill for an Act to amend and reenact section 33-01-08 of the North Dakota Century Code relating to the criminal jurisdiction of a county justice.

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	Robinson
Baker	Kautzmann	Roen

Beck	Kee	Sanford
Becker	Kisse	Sinner
Berube	Kjos	Sorlie
Bopp	Lips	Strinden
Brooks	Longmire	Thompson
Chesrown	Mahoney	Torgerson
Dahlund	Meidinger	Trenbeath
Erickson	Miller	Tuff
Forkner	Morgan	Van Horn
Foss	Mutch	Wadeson
George	Redlin	Wartner
Harris	Reichert	Witteman
Holand	Ringsak	

Absent and not voting:

Hernett	Nelson	Solberg
Luick	Saumur	

So the bill passed and the title was agreed to.

House Bill No. 696. A Bill for an Act to create and enact section 33-01-23.1 of the North Dakota Century Code, relating to filing fees in civil actions in county justice court and fees for performance of marriage ceremonies by the county justice, and to amend and reenact section 33-01-23 of the North Dakota Century Code, relating to fees to be charged by police magistrates.

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	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett	Saumur	Solberg
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So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 2, 1963

Mr. President: I have the honor to return:

Senate Bill No.	4
Senate Bill No.	5
Senate Bill No.	6

Senate Bill No. 8
 Senate Bill No. 41
 Senate Bill No. 47
 Senate Bill No. 122
 Senate Concurrent Resolution "A"

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 4:

Add a new line 13a as follows: "Land Rental", \$17,600.00.

In line 23, delete the sum \$4,089,880.00 and, in lieu thereof, insert the sum \$4,107,480.00.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 5:

Add a line 16a as follows: "Miscellaneous Emergency, \$30,000.00."

In Line 17, delete the sum \$1,721,200.00 and, in lieu thereof, insert the sum \$1,751,200.00.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 6:

Add a new line 11a and the following: "Additional Aids, to accomplish 40 hour week" and the sum \$110,000.00.

Add a new line 24a and the following: "Special Assessments to City of Jamestown" and the sum \$662.62.

In Line 31 delete the sum \$7,753,802.00 and, in lieu thereof, insert the sum \$7,864,464.62.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 8:

In the bill, delete all of line 24.

In Line 25, delete the sum \$1,321,770.66 and, in lieu thereof, insert the sum \$1,274,720.66.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 41;

Line 21 delete brackets from word "areas" and insert brackets around word "units"

Line 28 delete brackets from word "areas" and insert brackets around word "units"

Line 24 after the word "with" delete rest of line

Delete all of line 25

Delete all of line 26 through the period and insert in lieu thereof the following words: "either an incorporated area or rural area depending on the status of the annexed area at the time of its annexation and as defined by section 15-53-14."

Renumber the lines accordingly.

AMENDMENT TO SENATE BILL No. 47:

In line 4 of the title, after the first word "the" insert the words, "elections of".

AMENDMENTS TO SENATE BILL No. 122:

In line 8 of the engrossed bill after the word "department" and before the semi-colon insert the following language "if such land is being assessed to the owner"

And renumber the lines accordingly.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION "A":

Line 12 delete the words "Until otherwise provided by law, a"

Line 13 delete brackets from word "A"

Line 13 delete the words "or two"

Line 14 delete the words "or more counties or parts of counties"

Line 15 delete the words "every two years,"

Line 15 after the word "whose" insert the word "terms,"

Line 16 after the word "law." insert the following language "A superintendent of schools may be elected by and serve two or more counties or parts of counties as provided by law."

GERALD L. STAIR, Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 2, 1963

Mr. President: I have the honor to return:

Senate Bill No. 261

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 2, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 502

House Bill No. 536

House Bill No. 563

House Bill No. 594

House Bill No. 625

House Bill No. 707

House Bill No. 745

House Bill No. 863

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 2, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 738

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 2, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 605

House Bill No. 684

House Bill No. 868

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 2, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 508
House Bill No. 509
House Bill No. 519
House Bill No. 604
House Bill No. 634
House Bill No. 645
House Bill No. 656
House Bill No. 659
House Bill No. 664
House Bill No. 666
House Bill No. 667
House Bill No. 668
House Bill No. 673
House Bill No. 690
House Bill No. 843
House Bill No. 857

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 2, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 51, 135, 238, 251.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 2, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 36, which the House requested.

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 539, Senators Erickson, Sorlie, Van Horn.

SECOND READING OF HOUSE BILLS

House Bill No. 705. A Bill for an Act to amend and reenact section 24-09-11 of the North Dakota Century Code relating to the approval by the Public Service Commission of all overhead and underground railroad crossings.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kisse	Ringsak
Becker	Kjos	Robinson
Erickson	Lips	Sinner

Forkner	Longmire	Sorlie
George	Luick	Thompson
Harris	Meidinger	Torgerson
Holand	Miller	Wadeson
Kamrath		

Those voting in the negative were:

Baeverstad	Kautzmann	Sanford
Baker	Mahoney	Saumur
Berube	Morgan	Strinden
Bopp	Mutch	Trenbeath
Brooks	Nelson	Tuff
Chesrown	Redlin	Van Horn
Dahlund	Reichert	Wartner
Foss	Roen	Witteman

Absent and not voting:

Hernett	Kee	Solberg
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So the bill was declared lost.

House Bill No. 723. A Bill for an Act to amend and re-enact section 40-47-01 of the North Dakota Century Code, relating to the zoning powers of cities and incorporated villages.

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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Those voting in the negative were:

Becker	Ringsak	Trenbeath
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Absent and not voting:

Hernett	Kee	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 726. A Bill for an Act to amend and re-enact Section 20-03-37 of the North Dakota Century Code relating to the revocation of Game and Fish Licenses or Permits.

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, 10; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kisse	Robinson
Beck	Kjos	Roen
Becker	Lips	Sanford
Berube	Longmire	Saumur
Brooks	Luick	Sinner
Chesrown	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Foss	Miller	Torgerson
George	Morgan	Trenbeath
Holand	Nelson	Tuff
Kamrath	Redlin	Van Horn
Kautzmann	Reichert	Witteaman

Those voting in the negative were:

Baker	Harris	Thompson
Bopp	Mutch	Wadeson
Dahlund	Ringsak	Wartner
Forkner		

Absent and not voting:

Hernett	Kee	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 759. A Bill for an Act to amend and reenact section 16-17-09 of the North Dakota Century Code, authorizing the county committee to appoint former members of North Dakota's legislative assembly as ex officio members of such county committee.

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, 19; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kjos	Roen
Beck	Longmire	Saumur
Becker	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Miller	Torgerson
Forkner	Nelson	Trenbeath
Foss	Reichert	Wartner
George	Ringsak	Witteaman
Harris		

Those voting in the negative were:

Berube	Kisse	Sanford
Bopp	Lips	Sinner
Brooks	Meidinger	Thompson
Chesrown	Morgan	Tuff
Holand	Mutch	Van Horn
Kautzmann	Redlin	Wadeson
Kee		

Absent and not voting:

Hernett	Solberg
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So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 632 has

had the same under consideration and recommends that the same do pass, and further recommends that the same be re-referred to the Committee on Appropriations.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 652 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 721 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 746 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 764 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 757 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted.

Senator Redlin made the substitute motion that House Bill No. 757 be placed on the calendar, which motion was lost.

ROLL CALL

The question being on the motion of Senator Mutch that the committee report on House Bill No. 757 be adopted, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Brooks	Kjos	Sanford
Chesrown	Lips	Saumur
Erickson	Luick	Sorlie
Forkner	Meidinger	Strinden
Foss	Morgan	Torgerson

George
Harris
Holand

Mutch
Nelson

Trenbeath
Wartner

Those voting in the negative were:

Baker
Berube
Bopp
Dahlund
Kamrath
Longmire

Mahoney
Miller
Redlin
Reichert
Sinner

Thompson
Tuff
Van Horn
Wadeson
Witteman

Absent and not voting:

Hernett

Solberg

So the motion prevailed.

Senator Holand: "Mr. President. I want to explain my vote. I voted for indefinite postponement on this measure and I wish to state I am for the principle that when men and women do similar work they should receive similar pay, but I believe this kind of legislation is designed for industrial states and not for states like North Dakota, and that we do not have the kind of problem in our labor market in North Dakota that necessitates this kind of legislation, and I believe further, Mr. President, that the enactment of this kind of legislation would serve to discriminate against women in North Dakota in that it would limit their employment opportunities because of legal complications.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 780 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 782 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 796 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 835 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 852 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 874 has had the same under consideration and recommends that the same be amended as follows:

In line 13 after the word "licensed" insert the words "by the insurance commissioner"

And number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 881 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTIONS

House Bill No. 770. A Bill for an Act to amend and reenact subsection 1 of Section 52-04-12 of the North Dakota Century Code relating to civil actions to collect contributions for unemployment compensation insurance by providing for service on nonresident employers by service on the secretary of state.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Hernett Solberg

So the bill passed and the title was agreed to.

House Bill No. 823. A Bill for an Act to amend and reenact subsection 5 of section 4-13-03 of the North Dakota

Century Code, relating to the purposes of the North Dakota poultry improvement board.

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:

Baeverstad	Kjos	Roen
Baker	Lips	Sanford
Beck	Luick	Saumur
Becker	Longmire	Sinner
Bopp	Mahoney	Sorlie
Erickson	Miller	Strinden
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kisse	Robinson	Witteaman

Those voting in the negative were:

Berube	Dahlund	Meidinger
Brooks	Kautzmann	Thompson
Chesrown	Kee	

Absent and not voting:

Hernett	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 829. A Bill for an Act to provide for a uniform system of retaining and disposing of county records to be promulgated by the secretary of state.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wartner
Holand	Redlin	Witteaman

Those voting in the negative were:

Wadeson

Absent and not voting:

Hernett	Solberg	Trenbeath
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So the bill passed and the title was agreed to.

House Bill No. 847. A Bill for an Act to amend and re-enact subsections 1 and 2 of section 38-08-14, of the North Dakota Century Code, relating to appeals to the district court from the orders of the Industrial Commission and subsection 6 of section 38-08-11, relating to rules covering practice before the Industrial Commission in regard to oil and gas conservation.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Hernett Solberg

So the bill passed and the title was agreed to.

House Bill No. 869. A Bill for an Act to amend and re-enact section 40-27-13 of the North Dakota Century Code, relating to the refunding by municipalities of callable funding bonds or refunding improvement bonds or warrants, and declaring an emergency.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner

Kamrath Reichert Witteman

Those voting in the negative were:

Baker

Absent and not voting:

Hernett

Solberg

Tuff

So the bill passed and the title was agreed to and the emergency clause carried.

House Bill No. 870. A Bill for an Act to amend and reenact section 57-02-41 of the North Dakota Century Code relating to the prorating of taxes on real property between vendor and purchaser, if one or the other is a religious corporation or organization.

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

Kautzmann

Ringsak

Baker

Kee

Robinson

Beck

Kisse

Roen

Becker

Kjos

Sanford

Berube

Lips

Saumur

Bopp

Longmire

Sinner

Brooks

Luick

Sorlie

Chesrown

Mahoney

Strinden

Dahlund

Meidinger

Thompson

Erickson

Miller

Torgerson

Forkner

Morgan

Trenbeath

Foss

Mutch

Van Horn

George

Nelson

Wadeson

Harris

Redlin

Wartner

Holand

Reichert

Witteman

Kamrath

Absent and not voting:

Hernett

Solberg

Tuff

So the bill passed and the title was agreed to.

House Concurrent Resolution "N". A concurrent resolution urging the legislature of the state of Minnesota to amend certain laws regarding compulsory inspection of North Dakota-graded grain before warehousing in Minnesota public terminal warehouses.

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:

Baeverstad

Kautzmann

Ringsak

Baker

Kee

Robinson

Beck

Kisse

Roen

Becker

Kjos

Sanford

Berube

Lips

Saumur

Bopp

Longmire

Sinner

Brooks

Luick

Sorlie

Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Van Horn
George	Nelson	Wadson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Absent and not voting:

Hernett	Solberg	Tuff
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So the resolution was declared adopted.

House Concurrent Resolution "O-1". A concurrent resolution urging that the United States Secretary of Agriculture, Secretary of State, and National Congress apply regular import duty rates to wheat classified as "unfit for human consumption".

Which has been read.

Senator Trenbeath moved that House Concurrent Resolution "O-1" be adopted, which motion prevailed.

House Concurrent Resolution "P-1". A concurrent resolution urging the United States Congress to direct the conduct of negotiations designed to create a more favorable tariff structure for agricultural products between the United States and the member nations of the European Economic Community.

Which has been read.

Senator Morgan moved that adoption of House Concurrent Resolution "P-1", which motion prevailed.

House Concurrent Resolution "R-1". A concurrent resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and otherwise lawful in the premises.

Which has been read.

Senator Trenbeath moved that House Concurrent Resolution "R-1" be adopted, which motion prevailed.

House Concurrent Resolution "S-1". A concurrent resolution urging the Great Northern and Northern Pacific Railroads to establish a seventy cent rate per one hundred pounds upon North Dakota wheat shipped to west coast ports for export overseas.

Which has been read.

Senator Morgan moved that House Concurrent Resolution "S-1" be adopted, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "JJ". A concurrent resolution urging the federal government to place certain federally controlled lands and resources within the state under the jurisdiction of the state.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution "JJ" be adopted, which motion prevailed.

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SECOND READING OF HOUSE BILLS

House Bill No. 598. A Bill for an Act to create and enact sections 40-07-11.1, 40-16-10, and 58-07-05 of the North Dakota Century Code, relating to the destruction of city, village, and township records.

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:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett	Solberg	Tuff
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So the bill passed and the title was agreed to.

House Bill No. 622. A Bill for an Act to amend and re-enact sections 4-13-05 and 4-13-07 of the North Dakota Century Code relating to the composition of the poultry improvement board and their expenses.

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:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Hernett Solberg Tuff

So the bill passed and the title was agreed to.

House Bill No. 734. A Bill for an Act to amend and reenact section 16-10-17 of the North Dakota Century Code Supplement, providing for state's attorneys to meet with election inspectors before primary and general elections.

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:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Nelson	Wartner
Holand	Redlin	Witteaman

Those voting in the negative were:

Ringsak

Absent and not voting:

Hernett Solberg Tuff

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 81. A Bill for an Act to create and enact section 49-15-10.1 of the North Dakota Century Code, permitting the public service commission of North Dakota to grant relief from the long and short haul, equidistant and volumes statutes of North Dakota, upon application of a common carrier by railroad and repealing sections 49-02-03.1 and 42-02-20.

Which has been read.

Senator Mutch moved that Senate Bill No. 81 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 793. A Bill for an Act to amend and reenact section 57-22-26 of the North Dakota Century Code, relating to withholding entire amount due for delinquent personal property taxes from claims against public funds, rather than deducting only the amount of one dollar, therefrom and applying such provision when the claim is less than fifteen dollars rather than less than ten dollars.

Which has been read.

Senator Holand moved that House Bill No. 793 be laid over one legislative day, which motion prevailed.

House Bill No. 761. A Bill for an Act to amend and re-enact subsections 7 and 9 of section 57-02-08 of the North Dakota Century Code, relating to the exemption from taxation of the property of religious corporations and organizations.

Which has been read.

Senator Holand moved that House Bill No. 761 be laid over one legislative day, which motion prevailed.

House Bill No. 710. A Bill for an Act to amend and re-enact section 30-14-19 of the North Dakota Century Code, providing for the investment of trust funds held by guardians.

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	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Absent and not voting:

Hernett	Solberg	Tuff
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So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "KK". A concurrent resolution calling upon Congress to authorize and direct the U. S. Department of Agriculture to invest crop research funds in the construction of a pilot industrial ethyl alcohol plant in North Dakota, and directing the economic development commission and North Dakota Wheat Commission to direct efforts toward the accomplishment of such construction and promotion of the use of the products thereof.

Which has been read.

Senator Robinson moved that Senate Concurrent Resolution "KK" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 537. A Bill for an Act to amend and re-enact section 61-24-16 of the North Dakota Century Code relating to the exclusion of counties from the Garrison Conservancy District.

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:

Baeverstad	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Those voting in the negative were:

Baker

Absent and not voting:

Hernett	Solberg	Tuff
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So the bill passed and the title was agreed to.

House Bill No. 538. A Bill for an Act to amend and reenact section 61-24-06, subsection 9 of section 61-24-08, and section 61-24-09 of the North Dakota Century Code, relating to the election of officers, mill levy and establishment of reserve funds by the Garrison Diversion Conservancy District.

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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kautzmann		

Those voting in the negative were:

Beck	Dahlund	Morgan
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Absent and not voting:

Hernett	Solberg	Tuff
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So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that the Governor be requested to return Senate Bill No. 167, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 2, 1963

Mr. President: I have the honor to return:

- Senate Bill No. 7
- Senate Bill No. 49
- Senate Bill No. 59
- Senate Bill No. 105
- Senate Bill No. 108
- Senate Bill No. 138
- Senate Bill No. 140
- Senate Bill No. 158
- Senate Bill No. 219
- Senate Bill No. 231

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 2, 1963

Mr. President: I have the honor to transmit:

- House Bill No. 565
- House Bill No. 566
- House Bill No. 567
- House Bill No. 568
- House Bill No. 574
- House Bill No. 575
- House Bill No. 577
- House Bill No. 578
- House Bill No. 584
- House Bill No. 592
- House Bill No. 596
- House Bill No. 619
- House Bill No. 620
- House Bill No. 647
- House Bill No. 650
- House Bill No. 703
- House Bill No. 704
- House Bill No. 742

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that after the reading of House Bills No. 698 and 836, that the Senate recess until 1:00 p.m., March 4, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-FOURTH DAY AFTER RECESS AND
FIFTY-SIXTH DAY

Bismarck, March 4, 1963

The Senate convened at 1:00 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. 565
House Bill No. 566
House Bill No. 567
House Bill No. 568
House Bill No. 574
House Bill No. 575
House Bill No. 577
House Bill No. 578
House Bill No. 584
House Bill No. 592
House Bill No. 596
House Bill No. 619
House Bill No. 620
House Bill No. 647
House Bill No. 650
House Bill No. 703
House Bill No. 704
House Bill No. 742

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 565
House Bill No. 566
House Bill No. 567
House Bill No. 568
House Bill No. 574
House Bill No. 575
House Bill No. 577
House Bill No. 578
House Bill No. 584
House Bill No. 592
House Bill No. 596
House Bill No. 619
House Bill No. 620
House Bill No. 647

House Bill No. 650
House Bill No. 703
House Bill No. 704
House Bill No. 742

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 3

Senate Bill No. 61

And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 3

Senate Bill No. 61

Senate Bill No. 76

Senate Bill No. 97

Senate Bill No. 111

Senate Bill No. 242

Senate Bill No. 246

Senate Bill No. 265

Senate Bill No. 280

Senate Bill No. 307

Senate Bill No. 316

Senate Bill No. 318

Senate Bill No. 326

Senate Bill No. 329

Senate Bill No. 330

and finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 3

Senate Bill No. 61

Senate Bill No. 76

Senate Bill No. 97

Senate Bill No. 111

Senate Bill No. 242

Senate Bill No. 246

Senate Bill No. 265

Senate Bill No. 280

Senate Bill No. 307

Senate Bill No. 316

Senate Bill No. 318

Senate Bill No. 326

Senate Bill No. 329

Senate Bill No. 330

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3
 Senate Bill No. 61
 Senate Bill No. 76
 Senate Bill No. 97
 Senate Bill No. 111
 Senate Bill No. 242
 Senate Bill No. 246
 Senate Bill No. 265
 Senate Bill No. 280
 Senate Bill No. 307
 Senate Bill No. 316
 Senate Bill No. 318
 Senate Bill No. 326
 Senate Bill No. 329
 Senate Bill No. 330

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 7
 Senate Bill No. 49
 Senate Bill No. 59
 Senate Bill No. 105
 Senate Bill No. 108
 Senate Bill No. 138
 Senate Bill No. 140
 Senate Bill No. 158
 Senate Bill No. 219
 Senate Bill No. 231

Were delivered to the Governor for his approval at the hour of 9:20 o'clock a.m., March 4, 1963.

SENATOR HARRIS, Chairman.

MESSAGE TO THE GOVERNOR

Senate Chamber

March 4, 1963

To: The Honorable Governor Guy

I have the honor to request the return of Senate Bill No. 167.

HOWARD F. DOHERTY, Secretary.

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 4, 1963

MESSAGES FROM THE GOVERNOR

Pursuant to your request of March 4, 1963, I am returning Senate Bill 167.

Sincerely yours,
 WILLIAM L. GUY
 Governor

MONDAY, MARCH 4, 1963

745

March 4, 1963

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

On Saturday, March 2, 1963, I signed Senate Bills No. 30, 91, 102, 107, 124, 179 and 232.

These bills have been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
Governor

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and En-grossment respectfully reports that it has examined the following bill:

Senate Bill No. 167
and finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 4, 1963

Mr. President: I have the honor to transmit:

House Bill No. 502
House Bill No. 536
House Bill No. 563
House Bill No. 594
House Bill No. 625
House Bill No. 630
House Bill No. 707
House Bill No. 720
House Bill No. 744
House Bill No. 745
House Bill No. 755
House Bill No. 758
House Bill No. 801
House Bill No. 812
House Bill No. 814
House Bill No. 819
House Bill No. 838
House Bill No. 863
House Bill No. 876
House Bill No. 886

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 4, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "Q-1"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution Resolution "UU" has had the same under consideration and recommends that the same be amended as follows:

In line 43 after the word "bienniums" delete the words "for all purposes except for sums actually"

Delete lines 44 and 45

In line 46 delete the word "bridges"

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "ZZ" has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 535 has had the same under consideration and recommends that the same be amended as follows:

In line 407 of the bill after the word "railroad" delete the words "at its own expense and" and insert a comma in lieu thereof.

In line 409 after the period insert the following:

"The cost of constructing such bridges or culverts shall be shared in the following manner: fifty percent to the railroad company; fifty percent to the water management district which has created the need for such bridge or culvert."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 651 has had the same under consideration and recommends that the same be amended as follows:

In line 73 after the word "commission" delete the words "or special committees, if any,"

In line 74 delete the words "appointed by the governor,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 660 has had the same

under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 713 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "any" delete the word "wilful"

In line 12 delete the parentheses and the word "twenty-five"

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 873 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 885 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted.

Senator Ringsak made the substitute motion that House Bill No. 885 be placed on the calendar, which motion was lost.

The question being on the motion of Senator Longmire, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "H" has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "L" has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "R" has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution "X" has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Concurrent Resolution "D-1" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to House Bills No. 725, 828, 846, 880 and 882 be dispensed with, which motion prevailed.

Senator Longmire moved that the amendments to House Bill No. 725 be adopted, which motion prevailed.

Senator Longmire moved that House Bill No. 725 be amended as follows:

In line 2 of the title delete the figure "37-03-05,".

Which motion prevailed.

Senator Miller moved that the amendments to House Bill No. 828 be adopted, which motion prevailed.

Senator Miller moved that the amendments to House Bill No. 846 be adopted, which motion prevailed.

Senator Miller moved that the amendments to House Bill No. 880 be adopted, which motion prevailed.

Senator Miller moved that the amendments to House Bill No. 882 be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1963

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. 539

Senators:

Erickson

Sorlie

Van Horn

HOWARD F. DOHERTY, Secretary.

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that after the reading of House Bills No. 532, 576, 653, and 731 that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-SIXTH DAY

Bismarck, March 4, 1963

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Cedric Lofdahl, House of Prayer Lutheran, Bismarck.

Almighty God, Thou who has created us and doth sustain us from day to day, we thank Thee that Thou hast protected us from all danger and harm and safely brought us to the beginning of another week. We pray for Thy continued protection and deliverance from all sin and evil.

We ask Thee to guide and direct this group of legislators as they conduct the affairs of this state. Grant them wisdom and understanding and the courage to act according to the right as Thou has revealed it to them. Lift their minds from petty quarrels and meaningless things, that their conduct may meet with Thy approval and that the welfare of Thy people may be advanced. Help them as they labor over the difficult and perplexing problems of the state.

We pray in the name of Jesus Christ our Lord. Amen.

Roll Call: All Senator present.

A quorum was declared by the President.

ANNOUNCEMENT

Senator Holand: "Mr. President and members of the Senate. I am sure we are all happy to see that we have all the Senators present today, and we are especially glad to see Senator Hernettt back with us again and we hope that he will remain with us for the balance of the session."

Senator Hernettt: "Mr. President, and members of the Senate.

It is good to be back. Four weeks ago I left the Senate to enter the hospital for two days. That was just after the 25th day — the final day for the introduction of bills. A lot of water has gone over the dam since then and a lot of bills have gone down the drain.

This was not the way I had things planned for myself for this session of the Legislature but I like to think there was a reason for it all.

I want to thank the members of the Legislature, the desk force, the stenographers and employees for the cards, the flowers and the wonderful Valentine. I also want to thank all of those who called at the hospital and those who inquired about my health. When something like this happens you find out how wonderfully kind and thoughtful people really are.

I was able to keep up on most of the legislation through radio and the newspapers and of course by visiting with members of the Legislature and others. In some respects I probably got a different slant on things. I can't say that I have the answers to our problems but I see no reason why they can't be solved this week. One impression I did get and that is that the Senate is doing a good job.

Being laid up at a time like this gives you a new sense of values and I'll guarantee my estimation of my own importance took a beating. The doctors and nurses have a way of deflating you a little too.

My old friend, Charlie Wattam, whom most of you know as the dean of lobbyists, wrote to me and said that it was about time the doctors explored the inner workings of an astute politician. I don't know how astute I am, but I understand some of the doctors and nurses in one of the

Bismarck hospitals are now lecturing on what a Republican Politician looks like on the inside. I am told some of it is not too complimentary — I guess it all depends on their point of view or attitude.

Seriously, though, I think Bismarck has wonderful medical facilities. I discovered that Bismarck is a noted medical center. I guess I knew that before but I had not realized the progress that had been made in the past twenty years. They have equipment here — for instance, a new X-ray machine costing about \$70,000.00 which is not duplicated anywhere between the Twin Cities and Seattle. When we in North Dakota list our attractions and assets, I think the state's medical facilities should be high on the list.

I hope now I will be able to take my place in this assembly for the remainder of the session. I thank you for your indulgence while I was absent.

Senator Erickson moved that the remarks of Senator Hernetz be printed in the Journal, which motion prevailed.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-third day after recess and fifty-fourth day and recommends that the same be corrected as follows:

Page 720, in line 51, delete the word "you" and insert in lieu thereof the word "your".

On page 725, after line 3 insert the following: "So the bill passed and the title was agreed to."

On page 731, in line 24, delete the word "call" and insert in lieu thereof the word "called".

And when so corrected recommends that the same be approved.

SENATOR NELSON, Vice Chairman.

Senator Nelson moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 360 has had the same under consideration and recommends that the same be amended as follows:

In line 42 delete everything after the word "that"

Delete lines 43 through 45 inclusive and insert in lieu thereof the following:

"in addition to any tax liability hereunder, there shall be paid with each income tax return required to be filed under this chapter by an individual, estate or trust a filing fee of five dollars."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 542 has had the same under consideration and recommends that the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 675 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the word "certain" insert the word "minimum"

In line 5 after the comma insert the words "at least"; after the word "of" delete the word "eight" and insert in lieu thereof the word "eight-thirty"

In line 7 after the word "Friday" insert the words "; and between the hours of eight-thirty o'clock a. m. and twelve o'clock noon on Saturday"

After line 17 add the following: "Provided, however, the provisions as to open office hours shall not apply to offices, departments, and agencies having less than three employees, including the director thereof."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 678 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted.

Senator Baker made the substitute motion that House Bill No. 678 be placed on the calendar, which motion was lost.

The question being on the motion Senator Grant Trenbeath, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 504 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "\$228,400.00" and insert in lieu thereof the figure "\$225,600.00".

Delete all of lines 14 thru 24 and insert in lieu thereof the following line:

"Administration Expense 100,000.00"

In line 25 delete the figure "\$128,400.00" and insert in lieu thereof the figure "\$120,600.00".

After line 29 insert the following lines:

"For Vaccination in Infected Herds (to be made available immediately on passage) 5,000.00"

In line 39 delete the figure "\$100,000.00" and insert in lieu thereof the figure "\$105,000.00".

In line 40 delete the figure "\$228,400.00" and insert in lieu thereof the figure "\$225,600.00".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 520 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 521 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 523 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the figure "\$400,000.00" and insert in lieu thereof the figure "\$420,282.00".

Delete all of lines 9 thru 21 and insert in lieu thereof the following lines:

"Salaries; Payroll Taxes; Travel and Subsistence; Office Expense; and Elections	\$137,000.00
Promotional Projects; Consultants, Technicians, Survey and Research; Public Relations and Advertising; Domestic Promotion and Consumer Education (Kan. - N. Dak.); Great Plains Wheat, Inc.	263,282.00
Contingency Fund	20,000.00
Total	\$420,282.00

Renumber the lines accordingly.

And when so amended recommends that same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 735 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 816 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title delete the word "Section" and insert in lieu thereof the words "subsection 2 of section 20-03-02 and sections"

In line 3 of the title after the word "to" insert the words "exemptions from fishing licenses and"

Before line 1 and after the enacting clause insert the following:

"SECTION 1. AMENDMENT.) Subsection 2 of section 20-03-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. Any resident of this state under the age of sixteen years (((or sixty-five years of age or over))) may fish without first having obtained a resident fishing license as prescribed in this chapter."

In line 9 insert a semicolon at the end.

Delete line 10

In line 38 after the word "not" delete the word "less" and insert the word "more" in lieu thereof.

In line 41 delete the word "stocking" and insert the word "management" in lieu thereof.

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 4, 1963

Mr. President: I have the honor to return:

- Senate Bill No. 16
- Senate Bill No. 71
- Senate Bill No. 114
- Senate Bill No. 127
- Senate Bill No. 139
- Senate Bill No. 264
- Senate Bill No. 302

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 16:

In line 7 of the bill, after the word "Section" delete the numbers 15-40-03 and, in lieu thereof, insert the numbers "15-40-04".

AMENDMENTS TO SENATE BILL No. 71:

In line one of the title delete the word "and" and insert a "comma" in lieu thereof

In line two of the title, after the numbers "49-18-16" add the following "and 49-18-26"

Insert the following language at the end of the bill:

SECTION 3. AMENDMENT.) Section 49-18-26 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

49-18-26. CERTIFICATES - PERMITS - DURATION - TRANSFER.) Certificates and permits issued to carriers by the Commission under this chapter shall remain in force and effect subject to the regulatory and annual fee provisions of said chapter, and subject to all limitations and requirements thereof. Such certificate or permit shall be transferable only upon approval by the Commission, after opportunity for hearing, giving notice to all interested parties; Provided, however, that when there is an immediate and urgent need the Commission may authorize the temporary transfer of a certificate, pending hearing. Such temporary transfer shall be granted without a hearing and, unless suspended or revoked for good cause, shall be valid for such time as the Commission shall specify but not for more than an aggregate of one hundred and eighty days,

and shall create no presumption that the transfer of the certificate shall be granted after the hearing on the application.

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 114:

In line 130 after the period insert the following language: "Provided, that the initial resolution authorizing such bonds shall be published in the official paper, and any owner of taxable property within the city may within sixty days after such publication file with the city auditor a protest against the adoption of the resolution. If the governing body finds such protests to have been signed by the owners of taxable property having an assessed valuation equal to 20 percent or more of the assessed valuation of all taxable property within the city, as theretofore last finally equalized, all further proceedings under such initial resolution shall be barred."

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 127:

In line 15: Delete the word "and" and insert in lieu thereof: "or"

In line 16: Delete the word "delay" and insert in lieu thereof the words "or underpayment"

In line 16: After the word "accident" insert the words "unintentional error"

In line 17: After the word "sight" insert the following language "and if any error or oversight is corrected promptly upon discovery and notice thereof to the dealer"

In line 17: Delete the word "may" and insert the word "shall" in lieu thereof.

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 139:

In line 3 of the title delete the word "section" and insert in lieu thereof the word "sections" and after the number "49-19-01" insert ", 49-19-08, 49-19-11, 49-19-13, 49-19-15, 49-19-18, 49-19-19, and 49-19-20"

Following line 62 insert the following sections:

"SECTION 4. AMENDMENT.) Section 49-19-08 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

49-19-08. OPERATION OF PIPELINES.) The operation of the pipelines to which this chapter applies, for the transportation of crude petroleum, coal, or gas in connection with the purchase or purchase and sale of such crude petroleum, coal, or gas, is a business in the conduct of which the public is interested, and as such is subject to regulation by law. The business of purchasing, or of purchasing and selling, crude petroleum, coal, or gas, which uses in connection with such business a pipeline of the class subject to this chapter to transport the crude petroleum, coal, or gas so bought or sold, shall not be conducted unless such pipeline so used in connection with such business is a common carrier within the purview of this chapter and subject to the jurisdiction herein conferred upon the commission. The attorney general shall enforce these provisions by injunction or other adequate remedy.

SECTION 5. AMENDMENT.) Section 49-19-11 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

49-19-11. PIPELINE CARRIER MUST AGREE TO CARRY WITHOUT DISCRIMINATION.) A common pipeline carrier, in the acceptance of the provisions of this chapter, shall agree expressly that it, without discrimination, will accept, carry, or purchase, the oil, coal, or gas of the state or of any person not the owner of any pipeline, operating a lease or purchasing oil, coal, or gas, at prices and under regulations to be prescribed by the commission.

SECTION 6. AMENDMENT.) Section 49-19-13 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

49-19-13. HEARINGS ON RATES OF PIPELINE CARRIER — POWER OF COMMISSION.) The commission shall establish and enforce rates or charges and regulations for gathering, transporting, loading, and delivering crude petroleum, Coal, or gas by common pipeline carriers in this state, and for the use of storage facilities necessarily incident to such transportation, and shall prescribe and enforce rules and regulations for the government and control of such common pipeline carriers in respect to their pipelines and receiving, transferring, and loading facilities. It shall exercise such power upon petition by any person showing substantial interest in the subject matter. No order establishing or prescribing rates, rules, and regulations shall be made except after hearing and notice to the common pipeline carrier affected.

SECTION 7. AMENDMENT.) Section 49-19-15 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

49-19-15. EXCHANGE OF TONNAGE BY COMMON CARRIER — FACILITIES TO BE MAINTAINED FOR RECEIPT AND DELIVERY.) Every common pipeline carrier shall exchange crude petroleum tonnage, coal, or gas with each like common pipeline carrier. The commission shall have the power to require connections and facilities for the interchange of such tonnage, coal, or gas to be made at every locality reached by both pipelines whenever the necessity therefor exists and subject to such rates and regulations as may be made by the commission. Any such common pipeline carrier under like rules and regulations shall be required to install and maintain facilities for the receipt and delivery of crude petroleum, coal, or gas of patrons at all points on such pipeline. No carrier shall be required to receive or transport any crude petroleum, coal, or gas except such as may be marketable under rules and regulations to be prescribed by the commission.

SECTION 8. AMENDMENT.) Section 49-19-18 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

49-19-18. JOINT ACTION BY COMMISSIONS TO REGULATE INTERSTATE COMMERCE.) Where pipelines within the scope of this chapter are engaged in interstate transportation of oil, coal, or gas, the commission shall act jointly and in conjunction with the supervisory body which exercises jurisdiction over and control of such

pipelines within any other state for the purpose of control, supervision, making joint rates for interstate transportation of oil, coal, or gas, or any other matters within the scope of this chapter.

SECTION 9. AMENDMENT.) Section 49-19-19 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

49-19-19. DISCRIMINATION BETWEEN SHIPPERS IN FACILITIES FURNISHED, SERVICES RENDERED, AND RATES PROHIBITED.) No common pipeline carrier shall discriminate between or against shippers in regard to facilities furnished, services rendered, or rates charged under the same or similar circumstances in the transportation of crude petroleum, coal, or gas, nor shall there be any discrimination in the transportation of crude petroleum, coal, or gas produced or purchased by itself directly or indirectly. In this connection the pipeline shall be considered as a shipper of the crude petroleum, coal, or gas produced or purchased by itself directly or indirectly and handled through its facilities. No such carrier in such operation, directly or indirectly, shall charge, demand, collect, or receive from anyone a greater or less compensation for any service rendered than from another for a like contemporaneous service. This shall not limit the right of the commission to prescribe rates and regulations from or to some places different from other rates or regulations for transportation from or to other places as it may determine, nor shall any carrier be guilty of discrimination when obeying any order of the commission. Where there shall be offered for transportation more crude petroleum or coal than can be transported immediately, the same shall be apportioned equitably. Gas shall be taken pro rata on the basis of open flow production of the wells connected to the pipeline or lines and the delivery of each well shall be regulated accordingly. The commission may make and enforce general or specific regulations in this regard.

SECTION 10. AMENDMENT.) Section 49-19-20 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

49-19-20. DUTIES OF PIPELINE CARRIERS.) Subject to the provisions of this chapter and the rules and regulations which may be prescribed by the commission, every common pipeline carrier shall receive and transport crude petroleum, coal, or gas delivered to it for transportation and shall receive and transport the same and perform its other duties with respect thereto without discrimination."

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 264:

In line 1 of the title following the word "sections" insert the numerals "32-09-05" followed by a comma

In line 4 of the title following the word "summons" insert the words "and service of a garnishee summons upon the state auditor."

Immediately following line 87, insert a new section as follows:

SECTION 3. AMENDMENT.) Section 32-09-05 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

32-09-05. SERVICE ON (((STATE AUDITOR))) DEPARTMENT OF ACCOUNTS AND PURCHASES - FEE.) Service upon the state of North Dakota, or any institution, department, or agency thereof, as garnishee may be made upon the (((state auditor))) director of the department of accounts and purchases in the manner by law provided for such service in garnishment proceedings, except that the fee to be tendered and paid the (((state auditor))) department of accounts and purchases for making affidavit of disclosure and filing the same shall be three dollars. Such fees shall be paid into the state treasury.

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 302:

In line 96 delete the "comma" after the word "use" and insert in lieu thereof a "period"; delete the word "or"

Delete lines 97 through 103 inclusive

In line 104 delete the following language: "employers and employees."

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 4, 1963

Mr. President: I have the honor to return:

- Senate Bill No. 73
- Senate Bill No. 130
- Senate Bill No. 150
- Senate Bill No. 151
- Senate Bill No. 154
- Senate Bill No. 163
- Senate Bill No. 165
- Senate Bill No. 257
- Senate Concurrent Resolution "C"
- Senate Concurrent Resolution "I"
- Senate Concurrent Resolution "K"
- Senate Concurrent Resolution "R"
- Senate Concurrent Resolution "S"
- Senate Concurrent Resolution "V"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 4, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 300 to the House.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 4, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 738 by a vote of 111 ayes, 0 nays, and 1 absent and not voting.

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 4, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "JJ"

Senate Concurrent Resolution "KK"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 4, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 503

House Bill No. 505

House Bill No. 506

House Bill No. 516

House Bill No. 540

House Bill No. 572

House Bill No. 603

House Bill No. 621

House Bill No. 640

House Bill No. 654

House Bill No. 669

House Bill No. 670

House Bill No. 674

House Bill No. 681

House Bill No. 682

House Bill No. 695

House Bill No. 696

House Bill No. 710

House Bill No. 726

House Bill No. 723

House Bill No. 759

House Bill No. 770

House Bill No. 823

House Bill No. 829

House Bill No. 847

House Bill No. 869

House Bill No. 870

House Concurrent Resolution "N"

House Concurrent Resolution "Q-1"

House Concurrent Resolution "P-1"

House Concurrent Resolution "R-1"

House Concurrent Resolution "S-1"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 4, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 537

House Bill No. 538

House Bill No. 546

House Bill No. 598

House Bill No. 622

House Bill No. 734

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary

Senate Chamber
Bismarck, March 4, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 705

House Bill No. 757

House Bill No. 835

House Bill No. 852

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

MOTION

Senator Becker moved that Senate Bill No. 300 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 4, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 300 which the House has requested.

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF AMENDMENTS

Senator Brooks moved that the amendments to House Bill No. 874 be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS AND
A CONCURRENT RESOLUTION

House Bill No. 606. A Bill for an Act to amend and reenact section 27-12-04 and section 27-12-06 of the North Dakota Century Code relating to moneys payable from the state bar fund to the state bar association and method of expenditures of association's funds and annual report of receipts and disbursements.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 607. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code relating to annual licenses to practice law — requirement — issuance — fees.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 711. A Bill for an Act providing a penalty for conveying or causing to be conveyed known false information concerning an alleged attempt to endanger in any way any private or public building or structure, meeting or gathering, or any public carrier.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteman

Absent and not voting:

Trenbeath

So the bill passed and the title was agreed to.

House Bill No. 866. A Bill for an Act to amend and re-enact section 57-20-24 of the North Dakota Century Code authorizing the county auditor to pay the holder of a tax sale certificate upon its presentment without the approval of the county commissioners.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Baeverstad Trenbeath

So the bill passed and the title was agreed to.

House Bill No. 768. A Bill for an Act relating to the treatment or cure of cancer, and providing a penalty.

Which has been read.

Senator Longmire moved that House Bill No. 768 be amended as follows:

Delete all of lines 37, 38 and 39.

Renumber the lines and sections accordingly.

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 768 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 768, 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:

Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden

Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:
Baeverstad

So the bill passed and the title was agreed to.

House Bill No. 841. A Bill for an Act to require the establishment of systems of grids and coordinates to enable fire and other emergency vehicles to quickly and accurately locate the scene of an emergency.

Which has been read.

Senator Sinner moved that House Bill No. 841 be amended as follows:

In line 1 of the title, after the word "of" insert the words "rural routing" and after the word "systems" delete the word "of"

In line 2 of the title, delete the words "grids and coordinates"

In line 2 of the bill, delete the word "GRID" and insert in lieu thereof the words "RURAL ROUTING"

In line 5 of the bill, delete the syllable "reg" and insert the words "rural routings"

In line 6, delete the syllables "ional" and the words "grids and coordinates"

And renumber the lines accordingly.

Which motion prevailed.

Senator Sinner moved that the rules be suspended and that House Bill No. 841 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 841, as amended by the Senate, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Hernett	Redlin	Wadeson
Harris	Reichert	Wartner

Holand
Kamrath

Ringsak

Witteman

So the bill passed and the title was agreed to.

House Bill No. 531. A Bill for an Act to amend and reenact subsection 26 of section 39-01-01, sections 39-06-01, 39-06-02, 39-06-18, 39-06-20, 39-06-26, 39-06-27, 39-06-33, 39-08-14, and 39-08-16 of the North Dakota Century Code, relating to the licensing of motor vehicle operators.

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:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteman

Absent and not voting:
Solberg

So the bill passed and the title was agreed to.

House Bill No. 551. A Bill for an Act to amend and reenact sections 43-12-01, 43-12-02, 43-12-03, 43-12-04, 43-12-05, 43-12-06, 43-12-07, 43-12-08, 43-12-09, 43-12-12, 43-12-13, 43-12-17, 43-12-18, 43-12-19, 43-12-21, 43-12-22, and 43-12-24 of the North Dakota Century Code, relating to the regulation of the practice of professional nursing; to provide for a state board of nursing and to define the powers and duties of the board including licensure of practitioner of nursing and establishment of standards for educational programs preparing for nursing practice, and to prescribe penalties for violations of the provisions of this Act; and to repeal sections 43-12-14, and 43-12-23 of the North Dakota Century Code, relating to meetings of the board and revocation of certificates.

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	Robinson
Baker	Kautzmann	Roen

Beck	Kee	Sanford
Becker	Kjos	Sinner
Berube	Lips	Saumur
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteaman
Holand	Ringsak	

Absent and not voting:

Kisse	Solberg
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So the bill passed and the title was agreed to.

House Bill No. 582. A Bill for an Act to create and enact subsection 9 of section 18-12-06 and to amend and reenact section 18-12-12 of the North Dakota Century Code Supplement, relating to fire protection requirements for school buildings, and declaring an emergency.

Which has been read.

Senator Mutch moved that House Bill No. 582 be laid over one legislative day, which motion prevailed.

House Bill No. 629. A Bill for an Act to amend and reenact sections 39-04-14 and 39-14-15 and to create and enact section 39-04-15.1 of the North Dakota Century Code relating to the registration of motor vehicles and providing for the installment registration of vehicles with a gross weight in excess of forty thousand pounds and providing a penalty.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 771. A Bill for an Act to authorize cities having undertaken an urban renewal project or projects to levy taxes not exceeding one and one-half mills for ten successive years for such cities' participating shares in additional projects in new urban renewal areas, and not subject to other tax levy limitations, and declaring an emergency.

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, 6; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Thompson
Chesrown	Meidinger	Torgerson
Dahlund	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Holand		

Those voting in the negative were:

Erickson	Luick	Robinson
Kisse	Mutch	Strinden

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Brooks moved that the vote by which House Bill No. 771 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 817. A Bill for an Act to amend and reenact section 5-05-04 of the North Dakota Century Code, relating to the prohibition of minors in any room wherein a bar is operated for the purpose of selling or distributing alcoholic beverages.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson

Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Brooks

So the bill passed and the title was agreed to.

House Bill No. 824. A Bill for an Act to amend and reenact section 53-05-08 of the North Dakota Century Code, relating to public places where minors are not allowed.

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, 4; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Mutch	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteman

Those voting in the negative were:

Erickson	Saumur	Trenbeath
Nelson		

So the bill passed and the title was agreed to.

House Bill No. 860. A Bill for an Act to reappropriate to the North Dakota highway patrol all unexpended funds appropriated to the public safety division, to repeal chapter 24-14 of the North Dakota Century Code relating to the public safety division, and declaring an emergency.

Which has been read.

Senator Forkner moved that House Bill No. 860 be placed below House Bill No. 532 on the calendar, which motion prevailed.

House Concurrent Resolution "N-1". A concurrent resolution urging the United States Congress to establish a national cemetery adjacent to and in conjunction with the International Peace Garden.

Which has been read.

Senator Torgerson moved that House Concurrent Resolution "N-1" be adopted, which motion prevailed.

House Bill No. 698. A Bill for an Act to regulate the labeling of packages of hazardous substances intended or suitable for household use and providing penalties.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Witteman
Holand	Ringsak	Wartner
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 836. A Bill for an Act to provide for issuance of twenty-first birthday cards.

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, 6; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kjos	Sanford
Baker	Lips	Saumur
Beck	Longmire	Sinner
Berube	Luick	Solberg
Bopp	Mahoney	Sorlie
Brooks	Meidinger	Strinden
Chesrown	Miller	Thompson
Foss	Morgan	Torgerson
George	Nelson	Trenbeath
Harris	Redlin	Tuff
Hernett	Reichert	Van Horn
Holand	Ringsak	Wadeson
Kamrath	Robinson	Wartner
Kautzmann	Roen	Witteman
Kee		

Those voting in the negative were:

Becker	Erickson	Kisse
Dahlund	Forkner	Mutch

So the bill passed and the title was agreed to.

MOTIONS

Senator Longmire moved that the Senate reconsider the action by which House Bill No. 678 was indefinitely postponed, which motion prevailed.

Senator Baker moved that House Bill No. 678 be referred to the Committee on Natural Resources, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 517. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code, and establishing a revolving fund for nurses' scholarships.

Which has been read.

Senator Baker moved that House Bill No. 517 be amended as follows:

In line 3, delete the word "Equalization" and insert in lieu thereof the word "General".

Which motion prevailed.

Senator Baker moved that the rules be suspended and that House Bill No. 517 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 517, 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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadson
Hernett	Redlin	Wartner
Holand	Ringsak	Witteaman

Absent and not voting:

Reichert

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1963

Mr. Speaker: I have the honor to return:
House Bill No. 771

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 167

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 4, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 167

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that after the reading of House Bills No. 652, 721, 746, 764, 780, 782, 796, and 881, that the Senate recess until 1:00 p. m., March 5, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-SIXTH DAY AFTER RECESS AND
FIFTY-SEVENTH DAY

Bismarck, March 5, 1963

The Senate convened at 1:00 p. m., pursuant to recess taken, the President presiding.

March 4, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I have signed Senate Bills No. 24, 54, 63, 67, 70, 84, 86, 87, 93, 112, 126, 128, 132, 133, 134, 144, 194, 214, 235, 269, and 237.

These bills have been filed with the Secretary of State.

Sincerely yours,
William L. Guy
Governor

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 502
House Bill No. 536
House Bill No. 563
House Bill No. 594
House Bill No. 625
House Bill No. 630
House Bill No. 707
House Bill No. 720
House Bill No. 744
House Bill No. 745
House Bill No. 755
House Bill No. 758
House Bill No. 801
House Bill No. 812
House Bill No. 814
House Bill No. 819
House Bill No. 838
House Bill No. 863
House Bill No. 876
House Bill No. 886
House Concurrent Resolution "Q-1"

And the President signed the same in the presence of the Senate.

TUESDAY, MARCH 5, 1963

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MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 5, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 502
House Bill No. 536
House Bill No. 563
House Bill No. 594
House Bill No. 625
House Bill No. 630
House Bill No. 707
House Bill No. 720
House Bill No. 744
House Bill No. 745
House Bill No. 755
House Bill No. 758
House Bill No. 801
House Bill No. 812
House Bill No. 814
House Bill No. 819
House Bill No. 838
House Bill No. 863
House Bill No. 876
House Bill No. 886
House Concurrent Resolution "Q-1"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 5, 1963

Mr. President: I have the honor to return:

Senate Bill No. 3
Senate Bill No. 61
Senate Bill No. 76
Senate Bill No. 167
Senate Bill No. 97
Senate Bill No. 111
Senate Bill No. 242
Senate Bill No. 246
Senate Bill No. 265
Senate Bill No. 280
Senate Bill No. 307
Senate Bill No. 316
Senate Bill No. 318
Senate Bill No. 326
Senate Bill No. 329
Senate Bill No. 330

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 3
Senate Bill No. 61
Senate Bill No. 76
Senate Bill No. 97
Senate Bill No. 111

Senate Bill No. 167
 Senate Bill No. 242
 Senate Bill No. 246
 Senate Bill No. 265
 Senate Bill No. 280
 Senate Bill No. 307
 Senate Bill No. 316
 Senate Bill No. 318
 Senate Bill No. 326
 Senate Bill No. 329
 Senate Bill No. 330

Were delivered to the Governor for his approval at the hour of 10:41 o'clock a. m., March 5, 1963.

SENATOR HARRIS, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 135
 Senate Bill No. 156
 Senate Bill No. 238
 Senate Bill No. 251

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and resolution:

Senate Bill No. 51
 Senate Bill No. 53
 Senate Bill No. 58
 Senate Bill No. 135
 Senate Bill No. 143
 Senate Bill No. 146
 Senate Bill No. 156
 Senate Bill No. 159
 Senate Bill No. 160
 Senate Bill No. 161
 Senate Bill No. 168
 Senate Bill No. 172
 Senate Bill No. 192
 Senate Bill No. 201
 Senate Bill No. 221
 Senate Bill No. 233
 Senate Bill No. 238
 Senate Bill No. 251
 Senate Bill No. 261
 Senate Bill No. 287
 Senate Bill No. 304
 Senate Bill No. 308
 Senate Bill No. 315
 Senate Bill No. 347
 Senate Concurrent Resolution "O"

And finds the same correctly enrolled:

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 51
 Senate Bill No. 53
 Senate Bill No. 58
 Senate Bill No. 135
 Senate Bill No. 143
 Senate Bill No. 146
 Senate Bill No. 156
 Senate Bill No. 159
 Senate Bill No. 160
 Senate Bill No. 161
 Senate Bill No. 168
 Senate Bill No. 172
 Senate Bill No. 192
 Senate Bill No. 201
 Senate Bill No. 221
 Senate Bill No. 233
 Senate Bill No. 238
 Senate Bill No. 251
 Senate Bill No. 261
 Senate Bill No. 287
 Senate Bill No. 304
 Senate Bill No. 308
 Senate Bill No. 315
 Senate Bill No. 347
 Senate Concurrent Resolution "O"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 5, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 51
 Senate Bill No. 53
 Senate Bill No. 58
 Senate Bill No. 135
 Senate Bill No. 143
 Senate Bill No. 146
 Senate Bill No. 156
 Senate Bill No. 159
 Senate Bill No. 160
 Senate Bill No. 161
 Senate Bill No. 168
 Senate Bill No. 172
 Senate Bill No. 192
 Senate Bill No. 201
 Senate Bill No. 221
 Senate Bill No. 233
 Senate Bill No. 238
 Senate Bill No. 251
 Senate Bill No. 261
 Senate Bill No. 287
 Senate Bill No. 304
 Senate Bill No. 308
 Senate Bill No. 315
 Senate Bill No. 347
 Senate Concurrent Resolution "O"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 530 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted.

Senator Longmire made the substitute motion that House Bill No. 530 be placed on the calendar, which motion lost.

Senator Longmire requested a division, which request was granted and there were 26 ayes, 21 nays, so the motion was declared carried.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 534 has had the same under consideration and recommends that the same be amended as follows:

In line 11 of the title after the word "probationers" insert the words "and providing penalties"

In line 230 after the word "PAROLEE" insert the words "OR PROBATIONER"

In line 231 after the word "PAROLE" insert the words "OR PROBATION"

In line 232 after the comma insert the words "or on probation under a suspended sentence or a deferred imposition of sentence,"; after the word "parolee" insert the words "or probationer"

In line 233 after the word "terms" insert the words "or conditions"; after the word "parole" insert the words "or probation"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 602 has had the same under consideration and recommends that the same be amended as follows:

In line 15 delete the "period" and insert the words "with permission of school board."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was re-referred House Bill No. 609 has had the same under consideration and recommends that the same be amended as follows:

In line 19 delete the words "employees, or"; delete the words "work for"; after the word "who" insert the words "live in this state and"

In line 20 delete the word "or"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 618 has had the same under consideration and recommends that the same be amended as follows:

In line 20 delete the figure "300,000" and insert in lieu thereof the figure "600,000"

In line 74 delete the figure "300,000" and insert in lieu thereof the figure "600,000"

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 641 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 688 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 699 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 708 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 740 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 749 has had the same under consideration and recommends that the same be amended as follows:

In line 27 after the period add the following "An appeal may be made to the state board of public school education and the decision of such board shall be binding upon all parties."

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 756 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the period insert the following: "and declaring an emergency"

After line 118 insert the following section:

"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.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 778 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 783 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 805 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "Q" has had the same under consideration and recommends that the same be amended as follows:

In line 7 delete the word "modern"

In line 31 delete the word "institute" and insert "continue to accelerate"

In line 39 delete the name "Carl F. Smith,"

Delete line 40

In line 41 delete the words "Deaf and"

And re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution "GG" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Concurrent Resolution "UU", and House Bills No. 535, 651 and 713, be dispensed with, which motion prevailed.

Senator Longmire moved that the amendments to Senate Concurrent Resolution "UU" be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 535 be adopted, which motion prevailed.

Senator Longmire moved that the amendments to House Bill No. 651 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 713 be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 5, 1963

Mr. President: I have the honor to return:

Senate Bill No. 31
Senate Bill No. 32
Senate Bill No. 106
Senate Bill No. 148
Senate Bill No. 215
Senate Bill No. 216
Senate Bill No. 340

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 5, 1963

Mr. President: I have the honor to return:

Senate Bill No. 82
Senate Bill No. 115
Senate Bill No. 184
Senate Bill No. 236
Senate Bill No. 249

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 689. A Bill for an Act to amend and re-enact section 39-16-03 of the North Dakota Century Code relating to abstract of driving records and the fee therefor and to make an appropriation.

Which has been read.

Senator Van Horn moved that House Bill No. 689 be amended as follows:

In line 11 after the period insert:

"The commissioner, at the time of furnishing such abstract, shall notify by mail the person whose driving record is the subject of such abstract that the same has been furnished, and the name of the party requesting it."

Renumber the lines accordingly.

Which motion prevailed.

Senator Van Horn moved that the rules be suspended and that House Bill No. 689 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

Senator Wartner moved that House Bill No. 689 be referred to the Committee on Transportation, which motion prevailed.

House Bill No. 532. A Bill for an Act to create and enact sections 39-03-16 and 39-03-17 of the North Dakota Century Code, relating to the division of public safety, and to repeal chapter 24-14 of the North Dakota Century Code, relating to the division of public safety.

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, 2; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath		

Those voting in the negative were:

Saumur Witteman

Absent and not voting:

Hernett

So the bill passed and the title was agreed to.

House Bill No. 860. A Bill for an Act to reappropriate to the North Dakota highway patrol all unexpended funds appropriated to the public safety division, to repeal chapter 24-14 of the North Dakota Century Code relating to the public safety division, and declaring an emergency.

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:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman

Absent and not voting:

Roen

So the bill passed and the title was agreed to and the emergency clause carried.

House Bill No. 576. A Bill for an Act to amend and reenact subsection 1 of section 43-12-25, sections 43-12-26, 43-12-28, 43-12-29, subsection 3 of section 43-12-30, and section 43-12-31 of the North Dakota Century Code, providing that a requirement in obtaining a nursing scholarship shall be the need of the recipient and that such recipient shall serve in a North Dakota hospital or institution for two years after completion of the nursing education.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Berube

So the bill passed and the title was agreed to.

House Bill No. 653. A Bill for an Act to amend and reenact section 54-03-01 of the North Dakota Century Code, relating to the apportionment of the state house of repre-

sentatives, and providing that such house shall consist of one hundred and nine members.

Which has been read.

Senator Morgan moved that House Bill No. 653 be amended as follows:

In line 35 of the bill after the word "and" delete the word "one" and insert in lieu thereof the word "two"

In line 61 after the parentheses delete the word "four" and insert in lieu thereof the word "three"

In line 179 after the word "and" delete the word "one" and insert in lieu thereof the word "two"

In line 183 delete the word "six" and insert in lieu thereof the word "five"

In line 201 delete the word "seven" and insert in lieu thereof the word "six"

In line 236 after the word "and" delete the word "one" and insert in lieu thereof the word "two"

Remember the lines accordingly.

Senator Baker made the substitute motion that House Bill No. 653 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 731. A Bill for an Act to create and enact a new subsection 5 of section 21-03-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds of cities having a population of five thousand or more, by resolution of the governing body subject to protests by taxpayers, for the purpose of street improvements on arterial streets including federal and state highways and at intersections with streams, drains, and railways, and declaring an emergency.

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, 30; absent and not voting, 1.

Those voting in the affirmative were:

Baker	Kee	Roen
Bopp	Lips	Sanford
Brooks	Longmire	Saumur
Dahlund	Meidinger	Sinner
Forkner	Redlin	Solberg
George	Reichert	Thompson

Those voting in the negative were:

Baeverstad	Kautzmann	Robinson
Becker	Kisse	Sorlie
Berube	Kjos	Strinden
Chesrown	Luick	Torgerson
Erickson	Mahoney	Trenbeath
Foss	Miller	Tuff
Harris	Morgan	Van Horn
Hernett	Mutch	Wadeson
Holand	Nelson	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Beck

So the bill was declared lost.

Senator Holand moved that after the reading of House Bills No. 725, 828, 846, 880, 882, Senate Concurrent Resolution "ZZ", House Concurrent Resolutions "H", "L", "R", and "X", that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-SEVENTH DAY

Bismarck, March 5, 1963

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Hensel Hendrickson, Trinity Lutheran, Bismarck.

Our Heavenly Father, with thankful hearts we would turn to Thee this day. Forgive us for the many times we would look for growth and progress in things about us, but show so little concern for growth and progress in spiritual matters.

Grant us the vision to look outward to see the immeasurable blessings given to us by Thy Gracious Hand.

Grant us the insight to look inward to see the needs in our lives for Thee.

Grant us the courage to look about to see the needs and plight of our fellow men.

Grant us the faith to look upward and be directed by Thy Word.

Bless this Assembly that in their work here Thy name may be glorified in this precious land that Thou hast enabled us to live in. In the Name of Jesus Christ. Amen.

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 has carefully examined the Journal of the fifty-fourth day after recess and fifty-sixth day and recommends that the same be corrected as follows:

On page 769, in line 6, delete the figure "144" and insert in lieu thereof the figure "114".

On page 769, in line 28, correct the spelling of the word "oversight".

And when so corrected recommend that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 511 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 513 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 514 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 524 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 525 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 526 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 533 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 624 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 627 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 632 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 794 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 873 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to Senate Bill No. 360, House Bills No. 675, 504, 523 and 816, be dispensed with, which motion prevailed.

Senator Baeverstad moved that the amendments to Senate Bill No. 360 be adopted, which motion was lost.

Senator Longmire moved that the amendments to House Bill No. 675 be adopted, which motion prevailed.

Senator Erickson moved that the amendments to House Bill No. 504 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 523 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 816 be adopted, which motion prevailed.

The President requested the President Pro Tem to take the chair, and the President Pro Tem presided.

SECOND READING OF HOUSE BILLS

House Bill No. 652. A Bill for an Act relating to payment and collection of wages for labor; requiring semi-monthly payments; providing for separation of employees from payroll; imposing certain conditions in event of industrial disputes; requiring the prompt payments of wages conceded to be due; prohibiting contracts waiving the terms of this Act; making principal contractor liable for payroll of subcontractor; placing responsibility for enforcement of this Act; granting the commissioner of agriculture and labor and his deputy certain powers and imposing certain duties; generally providing for the enforcement of this Act; fixing penalties for violations; permitting assignment of claims for wages to the commissioner; imposing upon the commissioner of agriculture and labor and his deputy the duty to prosecute actions; fixing costs to be paid, charged and collected; providing for power to promulgate regulations.

Which has been read.

Senator Longmire moved that House Bill No. 652 be referred to the Committee on Industry, Business and Labor, which motion was lost.

Senator Longmire moved that House Bill No. 652 be placed at the foot of the calendar, so the motion prevailed.

House Bill No. 721. A Bill for an Act to amend and reenact subsection 7 of section 10-04-05, subsection 5 of section 10-04-06, subsection 3 of section 10-04-10, and section 10-04-18 of the North Dakota Century Code, relating to the supervision of issue and sale of securities.

Which has been read.

Senator Mutch moved that House Bill No. 721 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 746. A Bill for an Act to authorize banks to invest in corporations providing bank services.

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, 5; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Brooks	Lips	Sinner
Bopp	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Nelson	Wartner
Hernett	Reichert	Witteaman
Holand	Ringsak	

Those voting in the negative were:

Berube	Redlin	Tuff
Kisse	Solberg	

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate reconsider the action by which House Bill No. 860 was passed, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 860. A Bill for an Act to reappropriate to the North Dakota highway patrol all unexpended funds appropriated to the public safety division, to repeal chapter 24-14 of the North Dakota Century Code relating to the public safety division, and declaring an emergency.

Which has been read.

Senator Holand moved that House Bill No. 860 be amended as follows:

In line 15, delete the words "on April 1, 1963" and insert in lieu thereof the words "from and after its passage and approval".

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 860 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 860, as amended, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner

Bopp	Longmire	•Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

So the bill passed and the title was agreed to, and the emergency clause carried.

MOTION

Senator Wartner moved that House Bill No. 689 be returned to the Senate from the Committee on Transportation, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 689. A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code relating to abstract of driving records and the fee therefor and to make an appropriation.

Which has been read.

Senator Wartner moved that House Bill No. 689 be amended as follows:

In line 4, after the word "request" insert the words "from any court or from the individual whose record is being requested", and delete the words "any person".

Renumber the lines accordingly.

Which motion prevailed.

Senator Wartner moved that the rules be suspended and that House Bill No. 689 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

Senator Wartner moved that House Bill No. 689 be placed at the foot of the calendar.

Senator Baker made the substitute motion that House Bill No. 689 be indefinitely postponed, which motion prevailed.

March 5, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
38th Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

This morning I signed Senate Bill No. 155.

This bill has been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
Governor

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 5, 1963

Mr. President: I have the honor to return:

Senate Bill No. 51
Senate Bill No. 53
Senate Bill No. 58
Senate Bill No. 135
Senate Bill No. 143
Senate Bill No. 146
Senate Bill No. 156
Senate Bill No. 159
Senate Bill No. 160
Senate Bill No. 161
Senate Bill No. 168
Senate Bill No. 172
Senate Bill No. 192
Senate Bill No. 201
Senate Bill No. 221
Senate Bill No. 233
Senate Bill No. 238
Senate Bill No. 251
Senate Bill No. 261
Senate Bill No. 287
Senate Bill No. 304
Senate Bill No. 308
Senate Bill No. 315
Senate Bill No. 347
Senate Concurrent Resolution "O"
Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 5, 1963

Mr. President: I have the honor to transmit:

House Bill No. 503
House Bill No. 505
House Bill No. 506
House Bill No. 516
House Bill No. 572
House Bill No. 603
House Bill No. 621
House Bill No. 640
House Bill No. 654
House Bill No. 669
House Bill No. 670
House Bill No. 674
House Bill No. 681
House Bill No. 682
House Bill No. 695
House Bill No. 696
House Bill No. 710
House Bill No. 723
House Bill No. 726
House Bill No. 738
House Bill No. 759
House Bill No. 770
House Bill No. 771
House Bill No. 823
House Bill No. 829
House Bill No. 847
House Bill No. 869
House Bill No. 870

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President presiding.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 5, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 531

House Bill No. 551

House Bill No. 629

House Bill No. 817

House Bill No. 824

House Concurrent Resolution "N-1"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 5, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 517

House Bill No. 606

House Bill No. 607

House Bill No. 698

House Bill No. 711

House Bill No. 768

House Bill No. 836

House Bill No. 841

House Bill No. 866

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 5, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 660

House Bill No. 885

House Concurrent Resolution "D-1"

Which the Senate had indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 5, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 537

House Bill No. 538

House Bill No. 546

House Bill No. 598

House Bill No. 622

House Bill No. 734

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 4, which motion prevailed.

Senator Foss 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. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the Grafton State School at Grafton, North Dakota.

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:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Saumur
Brooks	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteman

Absent and not voting:

Beck	Sinner	Wartner
Mahoney		

So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 5, which motion prevailed.

Senator Foss 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.

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.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Brooks	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senator Foss moved that the House do concur in the House amendments to Senate Bill No. 6, which motion was declared lost.

Senator Lips requested a division, and there being eight or more Senators joining in said request, the request was granted and there were 35 ayes, 12 nays, the motion was declared carried.

Senator Foss 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 the House, which motion prevailed.

Senate Bill No. 6. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

Which has been read.

The question being on the final passage of the bill.

MOTIONS

Senator Holand moved that the Senate reconsider the action by which the Senate concurred in the House amendments to Senate Bill No. 6, which motion prevailed.

Senator Holand 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.

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 4 was passed, which motion prevailed.

Senator Holand moved that the Senate reconsider the action by which the Senate concurred in the House amendments to Senate Bill No. 4, which motion prevailed.

Senator Holand 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.

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 5 was passed, which motion prevailed.

Senator Holand moved that the Senate reconsider the action by which the Senate concurred in the House amendments to Senate Bill No. 5, which motion prevailed.

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 5, and that a conference committee be appointed.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 8, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 8 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. 8. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the State Penitentiary.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Beck Brooks

So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 16, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 16 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 16. A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Business Education, Trade and Industrial Education.

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, 48 ;nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

Senator Roen moved that the Senate do concur in the House amendments to Senate Bill No. 41.

Senator Trenbeath made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 41 and that a conference committee be appointed, which motion prevailed.

Senator Roen moved that the Senate do not concur in the House amendments to Senate Bill No. 47 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 47, Senators Meidinger, Robinson and Redlin.

SECOND READING OF HOUSE BILLS

House Bill No. 764. A Bill for an Act, to amend section 10-23-06 of the North Dakota Century Code to provide that said section shall not apply to building and loan and savings and loan associations with regard to the payment of license fees for domestic corporations.

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:

Baeverstad	Kautzmann	Roen
Becker	Kee	Sanford
Berube	Kisse	Saumur
Bopp	Kjos	Sinner
Brooks	Lips	Solberg
Chesrown	Longmire	Sorlie

Dahlund	Luick	Strinden
Erickson	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteman

Those voting in the negative were:

Baker Morgan

Absent and not voting:

Beck Ringsak

So the bill passed and the title was agreed to.

House Bill No. 780. A Bill for an Act to amend and reenact sections 51-07-01, 51-07-02 and 51-07-03 of the North Dakota Century Code Supplement relating to discontinuance of contracts, determining prices and liability for cancellation.

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, 9; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Becker	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Solberg
Dahlund	Mahoney	Sorlie
Foss	Meidinger	Torgerson
Harris	Miller	Trenbeath
Hernett	Morgan	Van Horn
Holand	Nelson	Wadeson
Kamrath	Redlin	Wartner
Kautzmann	Reichert	Witteman

Those voting in the negative were:

Berube	George	Strinden
Erickson	Mutch	Thompson
Forkner	Ringsak	Tuff

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

House Bill No. 782. A Bill for an Act relating to the operation of cemeteries in the state of North Dakota, and funds for the perpetual care and maintenance thereof, and the sale of burial space therein, and providing penalties for the violation thereof.

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, 11; absent and not voting, 1.

Those voting in the affirmative were:

Baker	Lips	Robinson
Becker	Longmire	Roen
Brooks	Luick	Sanford
Dahlund	Mahoney	Saumur
Forkner	Meidinger	Sinner
Foss	Miller	Solberg
George	Morgan	Sorlie
Harris	Mutch	Strinden
Hernett	Nelson	Torgerson
Holand	Redlin	Tuff
Kamrath	Reichert	Wartner
Kee	Ringsak	Witteman
Kjos		

Those voting in the negative were:

Baeverstad	Erickson	Trenbeath
Berube	Kautzmann	Van Horn
Bopp	Kisse	Wadeson
Chesrown	Thompson	

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

House Bill No. 796. A Bill for an Act to amend and reenact sections 43-18-13 and 43-18-17 of the North Dakota Century Code, relating to license fees of plumbers.

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, 15; absent and not voting, 1.

Those voting in the affirmative were:

Baker	Kee	Ringsak
Becker	Lips	Robinson
Brooks	Longmire	Sanford
Chesrown	Mahoney	Saumur
Forkner	Meidinger	Sinner
Foss	Miller	Solberg
George	Morgan	Sorlie
Harris	Mutch	Strinden
Holand	Nelson	Torgerson
Kamrath	Redlin	Van Horn
Kautzmann	Reichert	Wadeson

Those voting in the negative were:

Baeverstad	Hernett	Thompson
Berube	Kisse	Trenbeath
Bopp	Kjos	Tuff
Dahlund	Luick	Wartner
Erickson	Roen	Witteman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

House Bill No. 881. A Bill for an Act to provide that any city or village may levy an excise tax on the proceeds from gross sales of liquor by a nonprofit corporation if such nonprofit corporation is the only licensed liquor retailer in the city or village.

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, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Nelson	Wartner
Holand	Redlin	Witteaman
Kamrath	Reichert	

Those voting in the negative were:

Hernett	Roen	Thompson
Ringsak		

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 81. A Bill for an Act to create and enact section 49-15-10.1 of the North Dakota Century Code, permitting the public service commission of North Dakota to grant relief from the long and short haul, equidistant and volumes statutes of North Dakota, upon application of a common carrier by railroad and repealing sections 49-02-03.1 and 42-02-20.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Roen
Baker	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner

Kamrath	Ringsak	Witteinan
Kautzmann	Robinson	

Absent and not voting:
 Beck Bopp

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 761. A Bill for an Act to amend and re-enact subsections 7 and 9 of section 57-02-08 of the North Dakota Century Code, relating to the exemption from taxation of the property of religious corporations and organizations.

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, 33; absent and not voting, 1.

Those voting in the affirmative were:

Bopp	Lips	Reichert
George	Longmire	Saumur
Holand	Mahoney	Sorlie
Kautzmann	Miller	Thompson
Kisse	Mutch	Torgerson

Those voting in the negative were:

Baeverstad	Hernett	Roen
Baker	Kamrath	Sanford
Becker	Kee	Sinner
Berube	Kjos	Solberg
Brooks	Luick	Strinden
Chesrown	Meidinger	Trenbeath
Dahlund	Morgan	Tuff
Erickson	Nelson	Van Horn
Forkner	Redlin	Wadeson
Foss	Ringsak	Wartner
Harris	Robinson	Witteinan

Absent and not voting:

Beck

So the bill was declared lost.

House Bill No. 793. A Bill for an Act to amend and re-enact section 57-22-26 of the North Dakota Century Code, relating to withholding entire amount due for delinquent personal property taxes from claims against public funds, rather than deducting only the amount of one dollar, therefrom and applying such provision when the claim is less than fifteen dollars rather than less than ten dollars.

Which has been read.

Senator Lips moved that House Bill No. 793 be laid over one legislative day, which motion prevailed.

House Bill No. 725. A Bill for an Act to amend and re-enact sections 37-01-09, 37-01-10, 37-01-28, 37-03-05, 37-03-13, 37-04-08, 37-04-09, 37-06-06, and 37-07-02 of the North Dakota Century Code, relating to service medals, compliance with orders by militia, duties of adjutant general, control and insurance of military property, pay and expense of personnel of national guard, disbursement of funds and receipts, reports, and re-enlistments in the national guard.

Which has been read.

Senator Longmire moved that House Bill No. 725 be referred to the Committee on Social Welfare and Veterans' Affairs, which motion prevailed.

House Bill No. 828. A Bill for an Act to create and enact chapter 50-24 of the North Dakota Century Code, establishing a combined program for assistance to the aged, blind, disabled, and medical assistance for the aged, prescribing powers of the state and county welfare boards in the administration thereof, setting standards of eligibility for assistance, providing for the financing of the program, and providing a penalty for fraudulent acts, and to repeal chapters 50-07, 50-08, 50-10A, and 50-23 of the North Dakota Century Code, relating to the individual programs for aid to the blind, old age assistance, aid to the permanently and totally disabled, and medical assistance for the aged.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Ringsak	Wartner
Holand	Robinson	Witteaman
Kamrath		

Absent and not voting:

Beck	Nelson	Reichert
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So the bill passed and the title was agreed to.

House Bill No. 846. A Bill for an Act to amend and reenact sections 43-21-01, 43-21-02, 43-21-03, 43-21-04, 43-21-07, 43-21-08, 43-21-09, and 43-21-11 of the North Dakota Century Code, relating to the regulation of the practice of practical nursing and to provide for examination and licensure of practitioners of practical nursing.

Which has been read.

Senator Trenbeath moved that House Bill No. 846 be placed at the foot of the calendar, which motion was lost.

The question being on the final passage of House Bill No. 846, as amended.

Senator Trenbeath moved that House Bill No. 846 be amended as follows:

In line 60 before the word "an" delete the parentheses and following the word "grade" delete the parentheses; delete the words "a high".

In line 61 delete the word "school".

Senator Brooks made the substitute motion that the proposed amendments to House Bill No. 846 be laid over one legislative day, which motion was lost.

The question being on the motion of Senator Trenbeath to amend House Bill No. 846, which motion prevailed.

Senator Ringsak requested a division, which request was granted, and there were 28 ayes and 19 nays, so the motion was carried.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 846 be placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 846, as amended by the Senate, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Torgerson
George	Mutch	Trenbeath
Hernett	Nelson	Tuff
Holand	Redlin	Van Horn
Kamrath	Reichert	Wadeson
Kautzmann	Ringsak	

Those voting in the negative were:

Erickson	Wartner	Witteman
Harris		

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

House Bill No. 880. A Bill for an Act to amend section 53-02-12 of the North Dakota Century Code relating to dancing on premises at or near which liquor is sold.

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, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Reichert
Baker	Kee	Ringsak
Becker	Kisse	Robinson
Berube	Kjos	Roen
Bopp	Lips	Sanford
Brooks	Longmire	Sinner
Chesrown	Luick	Saumur
Dahlund	Mahoney	Sorlie
Foss	Meidinger	Trenbeath

George	Miller	Van Horn
Hernett	Morgan	Wadeson
Holand	Mutch	Wartner
Kamrath	Redlin	Witteman
Those voting in the negative were:		
Erickson	Nelson	Torgerson
Forkner	Strinden	Tuff
Harris	Thompson	

Absent and not voting:

Beck Solberg

So the bill passed and the title was agreed to.

House Bill No. 882. A Bill for an Act to repeal section 53-02-10 of the North Dakota Century Code relating to admission of certain minors to public dances.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman

Absent and not voting:

Beck

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "ZZ". A concurrent resolution urging all agencies of the state to refrain from purchasing offset type reproduction or printing equipment.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution "ZZ" be adopted, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "H". A concurrent resolution urging the Congress of the United States to enact legislation authorizing the U. S. Fish and Wildlife Service to make certain payments to counties for lands acquired by the United States for fish and wildlife purposes.

Which has been read.

Senator Robinson moved that House Concurrent Resolution "H" be adopted, which motion prevailed.

House Concurrent Resolution "L". A concurrent resolution endorsing and supporting the construction of the proposed Pembillier dam and reservoir project and commending the agencies participating in its investigation and planning.

Which has been read.

Senator Trenbeath moved that House Concurrent Resolution "L" be adopted, which motion prevailed.

House Concurrent Resolution "R". A concurrent resolution urging completion of studies and subsequent construction of flood protective works in the vicinity of Velva, North Dakota.

Which has been read.

Senator Kjos moved that House Concurrent Resolution "R" be adopted, which motion prevailed.

House Concurrent Resolution "X". A concurrent resolution urging early completion of spot bank stabilization and erosion control adjacent to the Missouri River

Which has been read.

Senator Kautzmann moved that House Concurrent Resolution "X" be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 5, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 47 and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Meidinger
Robinson
Redlin

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 5, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 8 and 16.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 5, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 81.

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that after the reading of House Bills No. 582, 542, 520, 521, 735, and 874, that the Senate recess until 1:30 p. m., March 6, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

Bismarck, March 6, 1963

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

March 6, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

On March 5 I signed Senate Bills No. 7, 49, 59, 103, 105, 108, 138, 140, 219, 231, and 338.

These bills have been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
Governor

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 51
Senate Bill No. 53
Senate Bill No. 58
Senate Bill No. 135
Senate Bill No. 143
Senate Bill No. 146
Senate Bill No. 156
Senate Bill No. 159
Senate Bill No. 160
Senate Bill No. 161
Senate Bill No. 168
Senate Bill No. 172
Senate Bill No. 192
Senate Bill No. 201
Senate Bill No. 221
Senate Bill No. 233
Senate Bill No. 238
Senate Bill No. 251
Senate Bill No. 261
Senate Bill No. 287
Senate Bill No. 304
Senate Bill No. 308
Senate Bill No. 315
Senate Bill No. 347

Were delivered to the Governor for his approval at the hour of 9:30 o'clock a.m., March 6, 1963.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "O"

Was delivered to the Secretary of State at the hour of 9:45 o'clock a. m., March 6, 1963.

SENATOR HARRIS, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "UU"

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and resolutions:

Senate Bill No. 31
Senate Bill No. 32
Senate Bill No. 73
Senate Bill No. 106
Senate Bill No. 130
Senate Bill No. 148
Senate Bill No. 150
Senate Bill No. 151
Senate Bill No. 154
Senate Bill No. 163
Senate Bill No. 165
Senate Bill No. 215
Senate Bill No. 216
Senate Bill No. 257
Senate Bill No. 340

Senate Concurrent Resolution "S"

Senate Concurrent Resolution "V"

And find the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 31
Senate Bill No. 32
Senate Bill No. 73
Senate Bill No. 106
Senate Bill No. 130
Senate Bill No. 148
Senate Bill No. 150
Senate Bill No. 151
Senate Bill No. 154
Senate Bill No. 163
Senate Bill No. 165
Senate Bill No. 215
Senate Bill No. 216

Senate Bill No. 257
 Senate Bill No. 340
 Senate Concurrent Resolution "S"
 Senate Concurrent Resolution "V"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 31
 Senate Bill No. 32
 Senate Bill No. 73
 Senate Bill No. 106
 Senate Bill No. 130
 Senate Bill No. 148
 Senate Bill No. 150
 Senate Bill No. 151
 Senate Bill No. 154
 Senate Bill No. 163
 Senate Bill No. 165
 Senate Bill No. 215
 Senate Bill No. 216
 Senate Bill No. 257
 Senate Bill No. 340
 Senate Concurrent Resolution "S"
 Senate Concurrent Resolution "V"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 503
 House Bill No. 505
 House Bill No. 506
 House Bill No. 516
 House Bill No. 572
 House Bill No. 603
 House Bill No. 621
 House Bill No. 640
 House Bill No. 654
 House Bill No. 669
 House Bill No. 670
 House Bill No. 674
 House Bill No. 681
 House Bill No. 682
 House Bill No. 695
 House Bill No. 696
 House Bill No. 710
 House Bill No. 723
 House Bill No. 726
 House Bill No. 738
 House Bill No. 759
 House Bill No. 770
 House Bill No. 771
 House Bill No. 823
 House Bill No. 829
 House Bill No. 847

House Bill No. 869
House Bill No. 870
and the President signed the same in the presence of the
Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 6, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 503
House Bill No. 505
House Bill No. 506
House Bill No. 516
House Bill No. 572
House Bill No. 603
House Bill No. 621
House Bill No. 640
House Bill No. 654
House Bill No. 669
House Bill No. 670
House Bill No. 674
House Bill No. 681
House Bill No. 682
House Bill No. 695
House Bill No. 696
House Bill No. 710
House Bill No. 723
House Bill No. 726
House Bill No. 738
House Bill No. 759
House Bill No. 770
House Bill No. 771
House Bill No. 823
House Bill No. 829
House Bill No. 847
House Bill No. 869
House Bill No. 870

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 6, 1963

Mr. President: I have the honor to return:

Senate Bill No. 31
Senate Bill No. 32
Senate Bill No. 73
Senate Bill No. 106
Senate Bill No. 130
Senate Bill No. 148
Senate Bill No. 150
Senate Bill No. 151
Senate Bill No. 154
Senate Bill No. 163
Senate Bill No. 165
Senate Bill No. 215
Senate Bill No. 216
Senate Bill No. 257
Senate Bill No. 340
Senate Concurrent Resolution "S"
Senate Concurrent Resolution "V"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 6, 1963

Mr. President: I have the honor to transmit:

House Bill No. 537

House Bill No. 538

House Bill No. 540

House Bill No. 546

House Bill No. 598

House Bill No. 622

House Bill No. 734

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "S"

Senate Concurrent Resolution "V"

Were delivered to the Secretary of State for his approval at the hour of 2:20 p.m., March 6, 1963.

SENATOR HARRIS, Chairman.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 6, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 82 to the House.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 6, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Streibel

Olienyk

Haugen on Senate Bill No. 47.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that Senate Bill No. 82 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 82, which the House requested.

HOWARD F. DOHERTY, Secretary.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "II" has had

the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution "NN" has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 507 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 522 has had the same under consideration and recommends that the same be amended as follows:

In line 7 delete the figure "\$2,400.00" and insert in lieu thereof the figure "\$3,000.00".

In line 14 delete the figure "\$57,600.00" and insert in lieu thereof the figure "\$72,000.00".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 657 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the numeral "43-09-11" delete "43-09-16,"

In line 101 delete the parentheses and the word "four"

In line 105 after the word "farmstead" delete "and/"

Delete lines 106 through 126.

After line 147 add the following section:

"SECTION . Nothing in Chapter 43-09 of the North Dakota Century Code shall apply in an industrial establishment in which the planning, design, layout and performance of all electrical work, otherwise within the purview of this chapter, as well as the selection and qualifications of electrical workers is carried on under the supervision of one or more regularly employed electrical engineering graduates of a recognized university or technical institute and in accordance with the applicable provisions of the national electrical code."

And renumber the sections and lines accordingly.

And when so amended recommends the same be placed on the calendar without recommendation.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 781 has had the same under consideration and recommends that the same be amended as follows:

In line 173 after the word "of" delete the words "three hundred" and insert in lieu thereof the words "one thousand"

In line 198 after the word "Within" delete the word "one" and insert in lieu thereof the word "three"

And when so amended recommends the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 797 has had the same under consideration and recommends that the same be indefinitely postponed.

For the majority:

Duane Mutch
Edwin C. Becker, Jr.
Carrol Torgerson
Emil T. Nelson
Dwight Kamrath
Harry W. George
Dan Kisse

Senator Mutch moves the report be adopted.

Mr. President: The minority of your Committee recommends that the same do pass.

For the minority:

H. B. Baeverstad
Robert Chesrown
Emil E. Kautzmann
Iver Solberg
Orville P. Witterman

Senator Baeverstad moves that the report of the minority be substituted for that of the majority.

The question being on the motion of Senator Baeverstad, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 854 has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Senator Wartner moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution "A", which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to House Bills No. 534, 602, 609, 618, 749, 756, and House Concurrent Resolution "Q", be dispensed with, which motion prevailed.

Senator Longmire moved that the amendments to House Bill No. 534 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 602 be adopted, which motion prevailed.

Senator Sinner moved that House Bill No. 602 be further amended as follows:

In line 15 after the word "permission" insert the words "of four-fifths of the members."

In line 23 delete the word "and/" and after the word "or" insert the word "for".

Renumber the lines accordingly.

Senator Roen moved that House Bill No. 602 be re-referred to the Committee on Education, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 609 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 618 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 749 be adopted, which motion was lost.

Senator Baeverstad moved that the amendments to House Bill No. 756 be adopted, which motion was lost.

Senator Baeverstad moved that the amendments to House Concurrent Resolution "Q" be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

The President appointed as a conference committee on Senate Bill No. 4, Senators Meidinger, Baker and Redlin.

The President appointed as a conference committee on Senate Bill No. 5, Senators Meidinger, Baker and Redlin.

The President appointed as a conference committee on Senate Bill No. 6, Senators Meidinger, Baker and Redlin.

The President appointed as a conference committee on Senate Bill No. 41, Senators Roen, Trenbeath and Sinner.

The President appointed as a conference committee on Senate Concurrent Resolution "A", Senators Wartner, Chesrown and Reichert.

VISITING DELEGATION

A delegation of Indians, consisting of Theodore Jamer-son, Judge Leo Cadotte, Charles Tusk and John Brought Plenty, all of the Standing Rock Indian Reservation, were escorted to the front of the Senate by Senator Longmire for the purpose of presenting to the Lt. Governor a resolution adopted by the four Indian Reservations of North Dakota. The resolution was presented to the Lt. Governor by Judge Leo Cadotte. The resolution was accepted by the Lt. Governor and read to the Senate.

Senator Ringsak moved that the resolution be printed in the Journal, which motion prevailed.

RESOLUTION

Standing Rock Indian Reservation
Fort Berthold Indian Reservation
Turtle Mountain Indian Reservation
Fort Totten Indian Reservation

WHEREAS, the State Legislature of the State of North Dakota, has enacted legislation Senate Bill No. 30 with amendments, which provides for acceptance of civil jurisdiction over civil causes of action arising in Indian country and providing limitations thereon and for withdrawal, and amendments added to let the Indian Tribes of North Dakota decide by referendum vote rejection or acceptance.

WHEREAS, the afore mentioned legislation was sponsored by the Legislative Research Committee, and

WHEREAS, the State Legislature by their selfless, untiring, ceaseless effort guided by a keen foresight and dedicated sense of fairness to their fellowman, members of the State Legislature constituted the primary motivating force which guided this worthy piece of legislation through the hallowed halls of the State Legislature to its enactment into law.

NOW, THEREFORE BE IT RESOLVED, that the Indian Tribes of North Dakota, represented by their Tribal Officials duly assembled in session takes this means for the members of the North Dakota Indian Tribes to express their immeasurable gratitude and appreciation to the distinguished members of the State Legislature and the Governor of North Dakota.

BE IT FURTHER RESOLVED, that the Chairman from the Four Indian Reservations be authorized and instructed to sign this resolution for and on behalf of the Indian Tribes of North Dakota.

BE IT FURTHER RESOLVED, that appropriate action be taken to place duly executed copies of this resolution in the hands of the speaker of the House and Senate, and the Governor of North Dakota.

CERTIFICATION

We, the undersigned, Chairman of the Four Indian Reservations of North Dakota, hereby certify that 3 members were present at a meeting thereof called, noticed, and convened and held the 28th day of February, 1963 that the following resolution was duly adopted by the affirmative vote of +3 members with 0 opposing with 1 not voting, and that said resolution has not been rescinded or amended in any way.

Dated this 28 day of February, 1963.

Approved 3-1-63 by telephone call
 Louis Goodhouse, Tribal Chairman
 Fort Totten Indian Reservation
 Elizabeth Keplin Vice Chairman
 Francis Cree, Tribal Chairman
 Turtle Mountain Indian Reservation
 A. J. Agard, Tribal Chairman
 Standing Rock Indian Reservation
 Carl Whitman, Three Affiliated Tribes
 Fort Berthold Indian Reservation

AMENDMENT OF TITLE

Senator Brooks moved that the title to House Bill No. 764 be amended as follows:

In line 2 of the title after the word "section" insert the words " , except as herein provided,"

In line 5 of the title delete the period and insert in lieu thereof a comma, and add the following words: "and to provide for separate license fees on authorized share accounts or increase in authorized share accounts of building and loan associations and savings and loan associations."

Which motion prevailed.

MOTIONS

Senator Wartner moved that the Senate reconsider the

action by which House Bill No. 731 was lost, which motion prevailed.

Senator Holand moved that House Bill No. 731 be placed at the foot of the calendar, which motion prevailed.

Senator Baker moved that the House be requested to return House Bill No. 868, which motion prevailed.

Senator Holand moved that after the reading of House Bills No. 530, 641, 688, 708, 740, 778, 783, 805, Senate Concurrent Resolution "UU", 535, 651, and 713, that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-EIGHTH DAY

Bismarck, March 6, 1963

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain A. P. Tidemann, Lutheran Church of the Cross, Bismarck.

Let us pray:

Lord of Heaven and earth, Thou Who doth hold in Thy hand the affairs of men, guide and direct these legislators in the pursuit of their duties.

Hold high before them the ideals of dignity, honesty and fair-play. Help them to solve the complicated problems of government; to bear the heavy pressures of elected office; to understand and act upon the guidance of an enlightened conscience.

In the closing days of this legislative assembly, give clear vision and vital concern, that honorable hopes and aspirations might be accomplished.

Have Thy way with us always, as we pray in Jesus Name. Amen.

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 fifty-sixth day after recess and fifty-seventh day and recommends that the same be corrected as follows:

On page 805, delete lines 11 and 12 and insert in lieu thereof "Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 8, which motion prevailed."

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 6, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "W-1"

House Concurrent Resolution "X-1"

House Concurrent Resolution "Y-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 6, 1963

Mr. President: I have the honor to return:

Senate Bill No. 62
Senate Bill No. 72
Senate Bill No. 121
Senate Bill No. 152
Senate Bill No. 186
Senate Bill No. 189
Senate Bill No. 197
Senate Bill No. 199
Senate Bill No. 206
Senate Bill No. 268
Senate Bill No. 276
Senate Bill No. 295
Senate Bill No. 299
Senate Bill No. 313
Senate Bill No. 323
Senate Bill No. 357
Senate Bill No. 359

Senate Concurrent Resolution "H"

Senate Concurrent Resolution "W"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 6, 1963

Mr. President: I have the honor to return:

Senate Bill No. 272

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 272:

In line 30 delete the word "ten" and insert in lieu thereof the word "fifteen"

In line 31 delete the words "one dollar only" and insert in lieu there of the following language "the entire amount"

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 6, 1963

Mr. President: I have the honor to return:

Senate Bill No. 191

Senate Bill No. 198

Senate Bill No. 245

Senate Bill No. 253

Senate Bill No. 293

Senate Bill No. 317

Senate Concurrent Resolution "OO"

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 6, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Fossum

Johnson
Skaar on Senate Bill No. 41.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 6, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Reimers
Jacobson

Christensen (McLean) on Senate Concurrent Resolution "A".

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 6, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Vinje
Lindberg
Collette on Senate Bills No. 4, 5, 6.

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills No. 4, 5, 6, 41, and the President has appointed as a conference committee to act with a like committee from the House:

On Senate Bill No. 4:

Senators:
Meidinger
Baker
Redlin

On Senate Bill No. 5:

Senators:
Meidinger
Baker
Redlin

On Senate Bill No. 6:

Senators:
Meidinger
Baker
Redlin

On Senate Bill No. 41:

Senators:
Roen
Trenbeath
Sinner

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to inform you that the

Senate has refused to concur in the House amendment to Senate Concurrent Resolution "A" and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Wartner
Chesrown
Reichert

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that after the reading of Senate Bill No. 360, House Bills No. 675, 504, 523, 816, 511, 513, 514, 524, 525, 526, 624, 627, 632, 794, 873, 793, that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 510 has had the same under consideration and recommends that the same be amended as follows:

In line 2 delete the words "Public Welfare" and insert in lieu thereof the word "General".

Delete all of lines 16, 18, 19, 21 and 22 and insert in lieu thereof the following lines:

"1. North Dakota share of Old Age Assistance, Aid to Blind, Aid to Permanently and Totally Disabled, and Medical Aid to the Aged-Kerr-Mills Implementation 7,300,000.00"

In line 20 delete the number "5" and insert in lieu thereof the number "3".

In line 24 after the word "Services" add the following words: "and Psychiatric Care".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 512 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the figure "\$727,700.00" and insert in lieu thereof the figure "\$723,000.00".

In line 18 delete the figure "13,700.00" and insert in lieu thereof the figure "9,000.00".

In line 22 delete the figure "\$727,700.00" and insert in lieu thereof the figure "\$723,000.00".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 515 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the figure "\$1,282,900.00" and insert in lieu thereof the figure "\$1,297,400.00".

In line 16 delete the figure "365,500.00" and insert in lieu thereof the figure "380,000.00".

In line 20 delete the figure "\$1,282,900.00" and insert in lieu thereof the figure "\$1,297,400.00".

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 639 has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the word "authority" insert the following: "; provided, however, that such cost shall not exceed the value of the property to be moved"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 671 has had the same under consideration and recommends that the same be amended as follows:

In line 12 after the word "or" insert the following: "prior to closing of the polls"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 709 has had the same under consideration and recommends that the same be amended as follows:

In line 19 after the period insert the following: "Columns shall be arranged so that any column shall be in an inverted position when the adjacent column or columns are in an upright position."

After line 48 insert the following: "Columns shall be arranged so that any column shall be in an inverted position when the adjacent column or columns are in an upright position."

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Concurrent Resolution "V" has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Concurrent Resolution "B-1" has had the same under consideration and recommends that the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "ZZ"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 746

House Bill No. 780

House Bill No. 782

House Bill No. 796

House Bill No. 881

House Concurrent Resolution "H"

House Concurrent Resolution "L"

House Concurrent Resolution "R"

House Concurrent Resolution "X"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 532

House Bill No. 576

House Bill No. 764

House Bill No. 828

House Bill No. 846

House Bill No. 860

House Bill No. 880

House Bill No. 882

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 553

House Bill No. 699

House Bill No. 689

House Bill No. 761

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 868.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 653. A Bill for an Act to amend and reenact section 54-03-01 of the North Dakota Century Code, relating to the apportionment of the state house of representatives, and providing that such house shall consist of one hundred and nine members.

Which has been read.

Senator Morgan moved that House Bill No. 653 be amended as follows:

In line 35 of the amended engrossed bill after the word "and" delete the word "one" and insert in lieu thereof the word "two"

In line 61 after the parentheses delete the word "four" and insert in lieu thereof the word "three"

In line 179 after the word "and" delete the word "one" and insert in lieu thereof the word "two"

In line 183 delete the word "six" and insert in lieu thereof the word "five"

In line 201 delete the word "seven" and insert in lieu thereof the word "six"

In line 236 after the word "and" delete the word "one" and insert in lieu thereof the word "two"

Renumber the lines accordingly.

Which motion prevailed.

Senator Morgan moved that the rules be suspended and that House Bill No. 653 be placed on the calendar for second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 653, 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:

Baeverstad	Kamrath	Ringsak
Beck	Kee	Robinson
Berube	Kisse	Saumur
Bopp	Kjos	Solberg
Chesrown	Lips	Strinden
Dahlund	Luick	Thompson
Erickson	Mahoney	Trenbeath
Foss	Meidinger	Van Horn
George	Morgan	Wartner
Harris	Nelson	Witteman
Hernett	Redlin	

Those voting in the negative were:

Baker	Longmire	Sinner
Becker	Miller	Sorlie
Brooks	Mutch	Torgerson
Forkner	Reichert	Tuff
Holand	Sanford	Wadeson
Kautzmann		

Absent and not voting:

Roen

So the bill passed and the title was agreed to.

Senator Ringsak moved that the vote by which House Bill No. 653 was passed, be reconsidered and the motion to

reconsider be laid on the table, which motion prevailed.

House Bill No. 582. A Bill for an Act to create and enact subsection 9 of section 18-12-06 and to amend and reenact section 18-12-12 of the North Dakota Century Code Supplement, relating to fire protection requirements for school buildings, and declaring an emergency.

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, 3; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadson
Hernett	Redlin	Wartner
Holand	Reichert	Wittemar
Kamrath	Ringsak	

Those voting in the negative were:

Brooks	Dahlund	Trenbeath
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Absent and not voting:

Kisse	Roen
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So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 542. A Bill for an Act to create and enact sections 57-36-25 and 57-36-26 and to amend and reenact section 57-36-01 of the North Dakota Century Code, relating to the imposition of an excise tax on cigars and other tobacco products, except cigarettes and snuff, sold to retail dealers and providing for the manner of collection, the disposition of the proceeds thereof, and providing penalties.

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, 9; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Torgerson

Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Wadeson
Hernett	Nelson	Witteman
Holand	Redlin	

Those voting in the negative were:

Berube	Lips	Sinner
Brooks	Ringsak	Thompson
Harris	Robinson	Van Horn

Absent and not voting:

Kisse	Wartner
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So the bill passed and the title was agreed to.

House Bill No. 520. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of The Bank of North Dakota and of the Judge A. M. Christianson Project.

Which has been read.

Senator Foss moved that House Bill No. 520 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 521. 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.

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, 17; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Redlin
Baker	Kee	Roen
Berube	Kjos	Saumur
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Tuff
Forkner	Mahoney	Van Horn
Foss	Miller	Wadeson
Harris	Morgan	Wartner
Hernett	Mutch	Witteman
Kamrath	Nelson	

Those voting in the negative were:

Beck	Kisse	Sinner
Becker	Meidinger	Strinden
Brooks	Reichert	Thompson
Erickson	Ringsak	Torgerson
George	Robinson	Trenbeath
Holand	Sanford	

So the bill passed and the title was agreed to.

House Bill No. 735. A Bill for an Act making an appropriation for the purchase of land by the adjutant general adjacent to the air national guard facilities at Hector Airport at Fargo, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 22; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Roen
Beck	Kee	Saumur
Brooks	Lips	Sinner
Dahlund	Longmire	Sorlie
Erickson	Luick	Strinden
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Wadeson
Hernett	Mutch	Wartner

Those voting in the negative were:

Baker	Kisse	Robinson
Becker	Kjos	Sanford
Berube	Mahoney	Solberg
Bopp	Nelson	Thompson
Chesrown	Redlin	Tuff
Harris	Reichert	Van Horn
Kamrath	Ringsak	Witteman
Kautzmann		

So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which House Bill No. 735 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 874. A Bill for an Act relating to insurance and providing for licensing of sale of insurance by vending machines and other media, and for certain penalties.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 652. A Bill for an Act relating to payment and collection of wages for labor; requiring semi-monthly

payments; providing for separation of employees from payroll; imposing certain conditions in event of industrial disputes; requiring the prompt payments of wages conceded to be due; prohibiting contracts waiving the terms of this Act; making principal contractor liable for payroll of sub-contractor; placing responsibility for enforcement of this Act; granting the commissioner of agriculture and labor and his deputy certain powers and imposing certain duties; generally providing for the enforcement of this Act; fixing penalties for violations; permitting assignment of claims for wages to the commissioner; imposing upon the commissioner of agriculture and labor and his deputy the duty to prosecute actions; fixing costs to be paid, charged and collected; providing for power to promulgate regulations.

Which has been read.

Senator Longmire moved that House Bill No. 652 be amended as follows:

In line 6 of the title delete the word "making"

Delete all of line 7 of the title

In line 8 of the title delete the portion of the hyphenated word "tor;"

In line 14 following the word "due" but before the period, insert the words "less deductions"

In line 61 delete the comma and insert in lieu thereof a period and delete the words "but no"

Delete all of lines 62 and 63

Delete all of lines 64 through 81 inclusive

In line 112 after the comma insert the words "subject to legislative appropriations,"

Remember the sections and lines accordingly.

Which motion was lost.

The question being on the final passage of House Bill No. 652, Senator Wartner moved that House Bill No. 652 be indefinitely postponed, which motion prevailed.

Senator Wartner moved that the vote by which House Bill No. 652 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 721. A Bill for an Act to amend and reenact subsection 7 of section 10-04-05, subsection 5 of section 10-04-06, subsection 3 of section 10-04-10, and section 10-04-18 of the North Dakota Century Code, relating to the supervision of issue and sale of securities.

Which has been read.

Senator Mutch moved that House Bill No. 721 be placed at the foot of the calendar, which motion was lost.

ROLL CALL

The question being on the final passage of House Bill No. 721, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner

Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman

Absent and not voting:

Nelson

So the bill passed and the title was agreed to.

House Bill No. 530. A Bill for an Act to create and enact sections 39-09-09 and 39-09-10; to amend and reenact sections 39-09-02, 39-09-03, and 39-09-07, subsection 18 of section 40-05-01, and subsection 14 of section 40-05-02 of the North Dakota Century Code, relating to speed limits upon the highways and streets of the state.

Which has been read.

Senator Longmire moved that House Bill No. 530 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 641. A Bill for an Act to amend and reenact section 15-34-12 of the North Dakota Century Code Supplement relating to school boards of school districts furnishing vehicular transportation to any of its schools.

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:

Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Baeverstad Reichert

So the bill passed and the title was agreed to.

House Bill No. 688. A Bill for an Act to amend and reenact section 15-47-32 of the North Dakota Century Code, relating to joint cooperation between school districts.

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:

Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadson
Hernett	Redlin	Wartner
Holand	Ringsak	Witteaman
Kamrath	Robinson	

Absent and not voting:

Baeverstad Reichert

So the bill passed and the title was agreed to.

House Bill No. 708. A Bill for an Act to amend and reenact section 24-02-37 of the North Dakota Century Code relating to the expenditure of state highway funds.

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:

Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Baeverstad Thompson

So the bill passed and the title was agreed to.

House Bill No. 740. A Bill for an Act to create and enact Chapter 57-40.1 of the North Dakota Century Code, relating to the imposition of an excise tax on motor vehicles and mobile homes, providing for the administration of the

provisions of said chapter and the collection and distribution of revenues derived therefrom, and providing for penalties for violation of the provisions thereof; to amend and reenact the following provisions of the North Dakota Century Code: subsection 8 of section 39-01-01 defining semi-trailer, subdivision j of subsection 2 of section 39-04-18 and subsection 3 of section 39-04-19 relating to exemptions for motor vehicles of certain disabled veterans, section 39-04-38 relating to exemption of certain vehicles from personal property taxes, subsection 6 of section 39-05-01, as amended, defining motor vehicle for title registration purposes, section 39-05-12, as amended, relating to carrying of registration card, inspection thereof, and penalty for violation thereof, and subsection 4 of section 57-40-03 relating to exemption of certain vehicles from use tax; and to repeal subsection 9 of section 57-40-01 and sections 57-40-12, 57-40-13 and 57-40-14 of the North Dakota Century Code.

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, 1; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteman

Those voting in the negative were:

Trenbeath

So the bill passed and the title was agreed to.

House Bill No. 778. A Bill for an Act to amend and reenact Section 49-11-16 of the North Dakota Century Code relating to caution signs, specifications thereof and posting thereof at railroad crossings.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur

Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 783. A Bill for an Act to amend and re-enact section 39-04A-04 of the North Dakota Century Code, relating to the fee for registration of motor vehicles engaged in transportation of property.

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, 8; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Strinden
Forkner	Meidinger	Thompson
Foss	Morgan	Torgerson
George	Mutch	Trenbeath
Harris	Nelson	Tuff
Hernett	Redlin	Wadeson
Holand	Ringsak	Witteman
Kamrath	Robinson	

Those voting in the negative were:

Baker	Kisse	Van Horn
Berube	Miller	Wartner
Brooks	Reichert	

So the bill passed and the title was agreed to.

House Bill No. 805. A Bill for an Act to amend and re-enact section 15-21-19 of the North Dakota Century Code, relating to powers and duties of state board of public school education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 41; absent and not voting, 0.

Those voting in the affirmative were:

Erickson	Luick	Torgerson
Hernett	Robinson	Trenbeath
Kisse	Roen	

Those voting in the negative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Tuff
Forkner	Morgan	Van Horn
Foss	Mutch	Wadeson
George	Nelson	Wartner
Harris	Redlin	Witteman
Holand	Reichert	

So the bill was declared lost.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "UU". A concurrent resolution directing the state highway department to submit budgets for its operations to the Thirty-ninth Legislative Assembly.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution "UU" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 535. A Bill for an Act to create and enact sections 61-16-19.1, 61-16-26.1, 61-16-28.1, 61-16-46, 61-16-47, 61-16-48, 61-21-43.1, 61-21-65 and 61-21-66, and to amend and reenact section 61-16-01, subsection 11 of section 61-16-11, sections 61-16-12, 61-16-28, 61-16-42, subsection 4 of section 61-21-01, sections 61-21-04, 61-21-19, 61-21-24, subsections 1 and 2 of section 61-21-39, sections 61-21-45, and 61-21-56 of the North Dakota Century Code, relating to the organization, operation, consolidation, expansion and dissolution of drainage and water conservation and flood control districts, and to repeal section 61-16-41 and chapters 61-22 and 61-25 of the North Dakota Century Code, relating to township drainage projects and reclamation districts.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden

Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Hernett	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witte man

Absent and not voting:

Kisse

So the bill passed and the title was agreed to.

House Bill No. 651. A Bill for an Act creating a state planning agency in the office the director of economic development who shall be director of state planning; creating a state planning fund; providing for assistance to the state director of planning; authorizing regional and metropolitan planning commissions; establishing powers and duties of such office, director, and commissions and providing for acceptance of federal aid.

Which has been read.

Senator Longmire moved that House Bill No. 651 be amended as follows:

In line 94 after the word "agency" insert the following words: "as defined herein"

And renumber the lines accordingly.

Which motion prevailed.

House Bill No. 713. A Bill for an Act to amend and reenact section 20-03-35 of the North Dakota Century Code, relating to the making of a misrepresentation in applying for a game or fish license or permit.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witte man
Kamrath		

So the bill passed and the title was agreed to.

-SECOND READING OF A SENATE BILL

Senate Bill No. 360. A Bill for an Act to amend and re-enact section 57-38-29 of the North Dakota Century Code, relating to the rate of tax on individuals for state income tax purposes.

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, 11; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Brooks	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Meidinger	Thompson
Foss	Miller	Torgerson
Forkner	Morgan	Tuff
George	Nelson	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	

Those voting in the negative were:

Berube	Mahoney	Trenbeath
Bopp	Mutch	Van Horn
Kamrath	Redlin	Witteman
Kautzmann	Strinden	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 360 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 653

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 6, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 652

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 6, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 517
House Bill No. 606
House Bill No. 607
House Bill No. 698
House Bill No. 711
House Bill No. 768
House Bill No. 836
House Bill No. 841
House Bill No. 866

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that the Senate recess until 11:00 a. m., March 7, 1963, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS

Bismarck, March 7, 1963

The Senate convened at 11:00 a.m., pursuant to recess taken, the President presiding.

March 7, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
 Thirty-Eighth Legislative Assembly
 Senate Chambers
 Bismarck, North Dakota

Greetings:

On March 6 I signed Senate Bills No. 3, 61, 76, 111, 167, 242, 246, 265, 280, 316, 318, 326, and 330.

These bills have been filed with the Secretary of State.

Sincerely yours,
 WILLIAM L. GUY
 Governor

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 31
 Senate Bill No. 32
 Senate Bill No. 73
 Senate Bill No. 106
 Senate Bill No. 130
 Senate Bill No. 148
 Senate Bill No. 150
 Senate Bill No. 151
 Senate Bill No. 154
 Senate Bill No. 163
 Senate Bill No. 165
 Senate Bill No. 215
 Senate Bill No. 216
 Senate Bill No. 257
 Senate Bill No. 340

Were delivered to the Governor for his approval at the hour of 9:35 a.m., March 7, 1963.

SENATOR HARRIS, Chairman.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 540
 House Bill No. 537
 House Bill No. 538

House Bill No. 540
House Bill No. 546
House Bill No. 598
House Bill No. 622
House Bill No. 734

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 537
House Bill No. 538
House Bill No. 540
House Bill No. 546
House Bill No. 598
House Bill No. 622
House Bill No. 734

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

**FIRST READING OF A SENATE
CONCURRENT RESOLUTION**

The Committee on Delayed Bills introduced:

Senate Concurrent Resolution "AAA". A concurrent resolution urging the board of university and school lands to invest funds under its control in loans upon irrigated farm lands within the state.

Was read the first time and referred to the Committee on Industry, Business and Labor.

**FIRST READING OF A HOUSE
CONCURRENT RESOLUTION**

House Concurrent Resolution "W-1". A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

Was read the first time.

MOTION

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "W-1" be not referred to a committee but laid over one legislative day, which motion prevailed.

**FIRST READING OF A HOUSE
CONCURRENT RESOLUTION**

House Concurrent Resolution "X-1". 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.

MOTION

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "X-1" be not referred to a committee but laid over one legislative day, which motion prevailed.

**FIRST READING OF A HOUSE
CONCURRENT RESOLUTION**

House Concurrent Resolution "Y-1". A concurrent resolution providing for the retaining of certain employees of

the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Was read the first time.

MOTION

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "Y-1" be not referred to a committee but laid over one legislative day, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 731. A Bill for an Act to create and enact a new subsection 5 of section 21-03-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds of cities having a population of five thousand or more, by resolution of the governing body subject to protests by taxpayers, for the purpose of street improvements on arterial streets including federal and state highways and at intersections with streams, drains, and railways, and declaring an emergency.

Which has been read.

Senator Lips moved that House Bill No. 731 be amended as follows:

In line 48 delete the words "two mills" and insert in lieu thereof the words "one mill"

Which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 731 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 731, as amended, the roll was called and there were ayes, 20; nays, 26; absent and not voting, 3.

Those voting in the affirmative were:

Baker	Mahoney	Solberg
Beck	Meidinger	Sorlie
Brooks	Redlin	Strinden
Dahlund	Reichert	Trenbeath
Kisse	Sanford	Van Horn
Lips	Saumur	Wadeson
Longmire	Sinner	

Those voting in the negative were:

Becker	Hernett	Nelson
Berube	Holand	Ringsak
Bopp	Kamrath	Robinson
Chesrown	Kautzmann	Thompson
Erickson	Kee	Torgerson
Forkner	Kjos	Tuff
Foss	Luick	Wartner
George	Morgan	Witteman
Harris	Mutch	

Absent and not voting:

Baeverstad	Miller	Roen
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So the bill was declared lost.

MOTIONS

Senator Wartner moved that the Governor be requested to return Senate Bill No. 304, which motion prevailed.

Senator Wartner moved that the Senate reconsider the action by which House Bill No. 735 was passed, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 735. A Bill for an Act making an appropriation for the purchase of land by the adjutant general adjacent to the air national guard facilities at Hector Airport at Fargo, North Dakota.

Which has been read.

Senator Holand moved that House Bill No. 735 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 675. A Bill for an Act requiring all state offices, departments, and agencies located in the state capital to be open certain hours.

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, 9; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Ringsak
Baker	Kee	Robinson
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Longmire	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Morgan	Thompson
Forkner	Mutch	Trenbeath
Foss	Nelson	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wartner
Hernett		

Those voting in the negative were:

Beck	Lips	Torgerson
Kamrath	Miller	Wadeson
Kautzmann	Roen	Witteman

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 531

House Bill No. 551

House Bill No. 629

House Bill No. 817

House Bill No. 824

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that after the reading of House Bills No. 534, 609, 618, 749, 756, House Concurrent Resolution "Q", Senate Concurrent Resolutions "II" and "NN", and House Bills No. 507, 854 and 797, that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

The Senate reconvened pursuant to recess taken, the President presiding.

MESSAGE TO THE GOVERNOR

Senate Chamber

March 7, 1963

To: The Honorable Governor Guy

I have the honor to request the return of Senate Bill No. 304.

HOWARD F. DOHERTY, Secretary.

March 7, 1963

MESSAGE FROM THE GOVERNOR

Secretary of the Senate
Senate Chambers
Bismarck, North Dakota

Dear Sir:

Pursuant to your request of March 7, I am herewith returning Senate Bill No. 304.

Sincerely yours,
WILLIAM L. GUY
Governor

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 304 to the House.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Wartner moved that Senate Bill No. 304 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 304, which the House has requested.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 531

House Bill No. 551

House Bill No. 629

House Bill No. 817

House Bill No. 824

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 531

House Bill No. 551

House Bill No. 629

House Bill No. 817

House Bill No. 824

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 360

Senate Concurrent Resolution "UU"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 504. 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, and declaring an emergency.

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	Kee	Roen
Baker	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteman
Kautzmann	Robinson	

Absent and not voting:

Beck Forkner

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Brooks 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. 523. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Wheat Commission.

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, 3; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Wadeson
Hernett	Nelson	Wartner
Holand	Redlin	Witteaman
Kamrath	Reichert	

Those voting in the negative were:

Berube	Solberg	Van Horn
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Absent and not voting:

Forkner	Roen
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 523 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 816. A Bill for an Act to amend and reenact section 20-03-12 and 20-03-13 of the North Dakota Century Code Supplement relating to the schedule of fees for hunting, trapping or fishing licenses, and providing for the use of funds for the propagation of upland game.

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, 14; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Sanford
Beck	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Solberg
Erickson	Meidinger	Sorlie
Forkner	Morgan	Torgerson
Foss	Nelson	Trenbeath
Harris	Redlin	Tuff
Hernett	Reichert	Van Horn
Kamrath	Ringsak	Wartner
Kee	Robinson	Witteaman
Kjos	Roen	

Those voting in the negative were:

Baker	George	Mutch
Becker	Holand	Strinden
Berube	Kisse	Thompson
Bopp	Mahoney	Wadeson
Dahlund	Miller	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 816 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 511. A Bill for an Act making an appropriation to continue the operation of North Dakota Civil Defense as provided for by Chapter 37-17 of the North Dakota Century Code.

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, 3; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Roen
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadson
Harris	Redlin	Wartner
Hernett	Reichert	Witteman
Holand		

Those voting in the negative were:

Kisse	Robinson	Sanford
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 511 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 513. 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.

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, 8; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kee	Ringsak
Becker	Kisse	Roen
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Thompson
Foss	Meidinger	Torgerson
George	Miller	Trenbeath
Harris	Morgan	Tuff
Hernett	Mutch	Van Horn
Holand	Nelson	Wadson

Kamrath	Redlin	Witteman
Kautzmann	Reichert	
Those voting in the negative were:		
Baker	Forkner	Strinden
Beck	Robinson	Wartner
Brooks	Sanford	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 513 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 514. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmen's Compensation Bureau.

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, 7; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Redlin
Baker	Kamrath	Reichert
Becker	Kautzmann	Ringsak
Berube	Kee	Saumur
Bopp	Kisse	Sinner
Brooks	Kjos	Solberg
Chesrown	Lips	Sorlie
Dahlund	Longmire	Thompson
Erickson	Luick	Torgerson
Forkner	Mahoney	Trenbeath
Foss	Meidinger	Tuff
George	Miller	Van Horn
Harris	Mutch	Wartner
Hernett	Nelson	Witteman

Those voting in the negative were:

Beck	Roan	Strinden
Morgan	Sanford	Wadson
Robinson		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 514 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 524. A Bill for an Act making an appropriation into the "administrative Fund" for the State Water Conservation Commission for general administration expenses, maintaining and construction of dams; planning and surveying projects; expenses of State Compacts; and for organizing water conservation and irrigation districts for construction and development.

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, 3; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roan
Beck	Kee	Sanford

Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Erickson	Mahoney	Thompson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Those voting in the negative were:

Dahlund	Robinson	Torgerson
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Absent and not voting:

Baker	Meidinger
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So the bill passed and the title was agreed to.

Senator Brooks moved that the title to House Bill No. 524 be amended as follows:

In line 1, capitalize the letter "a" on the word administrative.

Which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 524 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 525. A Bill for an Act making an appropriation to the State Water Conservation Commission for continued participation in the investigation, planning, construction and maintenance of multiple-purpose projects for beneficial utilization, control and management of public waters and providing that moneys appropriated by this Act, and any unused balance of moneys remaining unexpended, appropriated for the purpose mentioned, shall be covered into a fund designated "multiple-purpose fund" and that such fund shall remain available to the Commission until expended.

Which has been read.

Senator Trenbeath moved that House Bill No. 525 be amended as follows:

In line 4, delete the figure "\$250,000.00" and insert in lieu thereof the figure "\$300,000.00".

Which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 525 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 525, as amended by the Senate, the roll was called and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kisse	Sanford
Baker	Kjos	Saumur
Beck	Lips	Sinner
Becker	Longmire	Solberg

Berube	Luick	Sorlie
Bopp	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman
Kee	Roen	

Those voting in the negative were:

Brooks	George	Robinson
Chesrown	Kautzmann	Torgerson
Dahlund		

Absent and not voting:

Nelson

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 525 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 526. A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department.

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	Ringsak
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteaman
Holand		

Those voting in the negative were:

Robinson	Torgerson
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Absent and not voting:

Nelson

So the bill passed and the title was agreed to.

House Bill No. 624. A Bill for an Act to provide scholarships in North Dakota institutions of higher learning for North Dakota residents of Indian blood and providing qualifications therefor, and making an appropriation.

Which has been read.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 624 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 627. A Bill for an Act to make an appropriation to the state historical society for the construction of an addition to the Pembina State Museum.

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, 6; absent and not voting, 0.

Those voting in the affirmative were:

Beck	Kautzmann	Ringsak
Becker	Kee	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Solberg
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Those voting in the negative were:

Baeverstad	Kisse	Strinden
Baker	Robinson	Van Horn

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 627 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 632. A Bill for an Act to amend and re-enact sections 19-06-01, 19-06-02, 19-06-03, 19-06-04, 19-06-05, and 19-06-06 of the North Dakota Century Code, relating to the licensing of imitation ice cream dealers and manufacturers, making an appropriation and declaring an emergency.

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, 7; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Hernett	Redlin
Baker	Holand	Reichert
Beck	Kautzmann	Ringsak
Becker	Kee	Robinson
Berube	Kisse	Roen
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wartner
Harris	Nelson	

Those voting in the negative were:

Kamrath	Solberg	Wadeson
Kjos	Torgerson	Witteaman
Sanford		

Absent and not voting:

Trenbeath

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 632 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 794. A Bill for an Act to provide for the issuance of revenue bonds by the state historical society for the purpose of financing the construction of campsites, recreation areas, and tourist accommodations at selected sites throughout the state, providing the powers of the state historical society in connection with the management thereof, and providing an appropriation for the sinking fund for the retirement of such bonds.

Which has been read.

Senator Kautzmann moved that House Bill No. 794 be amended as follows:

In line 16 after the words "Fort Abercrombie," insert the words "Old Fort Lincoln,".

Which motion prevailed.

Senator Kautzmann moved that the rules be suspended and that House Bill No. 794 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 794, as amended by the Senate, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Brooks	Longmire	Solberg
Bopp	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 794 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Senator Holand moved that the vote by which House Bill No. 521 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 535 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 542 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 582 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 641 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 675 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 688 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 708 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand 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.

Senator Holand moved that the vote by which House Bill No. 721 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 740 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 778 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 783 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 874 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

House Bill No. 873. A Bill for an Act to provide for a North Dakota Heritage Study Committee, designating an area of the capitol building as a heritage center or exhibition area for displaying mementos pertinent to North Dakota heritage, and making an appropriation.

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:

Bopp	Kamrath	Roen
Brooks	Kautzmann	Sanford
Chesrown	Kjos	Saumur
Erickson	Lips	Sinner
Forkner	Longmire	Solberg
Foss	Mahoney	Sorlie
George	Meidinger	Trenbeath
Harris	Miller	Tuff
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman

Those voting in the negative were:

Baeverstad	Dahlund	Nelson
Baker	Luick	Robinson
Beck	Morgan	Strinden
Becker	Mutch	Wadeson

Absent and not voting:

Berube	Redlin	Torgerson
Kee	Thompson	Van Horn
Kisse		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 873 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 793. A Bill for an Act to amend and reenact section 57-22-26 of the North Dakota Century Code, relating to withholding entire amount due for delinquent personal property taxes from claims against public funds, rather than deducting only the amount of one dollar, therefrom and applying such provision when the claim is less than fifteen dollars rather than less than ten dollars.

Which has been read.

Senator Holand moved that House Bill No. 793 be indefinitely postponed, which motion prevailed.

House Bill No. 520. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of The Bank of North Dakota and of the Judge A. M. Christianson Project.

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	Roen
Baker	Kautzmann	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Holand	Robinson	

Absent and not voting:

Kee Kisse

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 520 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 530. A Bill for an Act to create and enact sections 39-09-09 and 39-09-10; to amend and reenact sections 39-09-02, 39-09-03, and 39-09-07, subsection 18 of section 40-05-01, and subsection 14 of section 40-05-02 of the North Dakota Century Code, relating to speed limits upon the highways and streets of the state.

Which has been read.

Senator Longmire moved that House Bill No. 530 be placed down below House Bill No. 797 on the calendar, which motion prevailed.

House Bill No. 534. A Bill for an Act to create a state parole board and to define the powers thereof; to amend and reenact sections 12-30-12, 12-53-04, 12-53-06, 12-53-07, 12-53-08, 12-53-10, 12-53-11, 12-53-12, 12-53-13, 12-53-14, 12-53-15, 12-53-16, 12-55-01, 12-55-02, 12-55-06, 12-55-07, 12-55-10, 12-55-17, 12-55-18, 12-55-19, 12-55-20, 12-55-21, 12-55-22, 12-55-30, and 12-55-32 of the North Dakota Century Code, relating to the powers of the board of pardons in the parole of inmates from the state penitentiary and the supervision of probationers; and to repeal sections 12-53-02, 12-55-08, 12-55-09, 12-55-13, 12-55-14, 12-55-16, 12-55-25, 12-55-26, and 12-55-26.1 of the North Dakota Century Code, relating to the powers of the board of

pardons in the parole of inmates from the state penitentiary, and the power of the courts to suspend sentence.

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, 5; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Hernett	Robinson
Baker	Holand	Roen
Beck	Kamrath	Sanford
Becker	Kautzmann	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Wadeson
Foss	Nelson	Wartner
George	Reichert	Witteaman
Harris		

Those voting in the negative were:

Mahoney	Ringsak	Van Horn
Redlin	Tuff	

Absent and not voting:

Kee	Meidinger	Trenbeath
Kisse		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 534 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 609. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to tuition fees charged nonresident students and providing for exceptions.

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:

Baeverstad	Kamrath	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Holand	Robinson	

Those voting in the negative were:

Baker Kautzmann

Absent and not voting:

Kisse Meidinger Trenbeath

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 609 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 618. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such bonds for the purpose of constructing revenue-producing buildings at institutions of higher learning in this state, and declaring an emergency.

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, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Saumur
Berube	Lips	Sinner
Brooks	Longmire	Solberg
Foss	Luick	Sorlie
George	Meidinger	Thompson
Harris	Redlin	Trenbeath
Hernett	Reichert	Tuff
Holand	Ringsak	Van Horn
Kautzmann	Roen	Wadeson

Those voting in the negative were:

Baker	Forkner	Nelson
Beck	Kamrath	Robinson
Becker	Kjos	Sanford
Bopp	Mahoney	Strinden
Chesrown	Miller	Torgerson
Dahlund	Morgan	Wartner
Erickson	Mutch	Witteaman

Absent and not voting:

Kisse

So the bill passed and the title was agreed to, and the emergency clause lost.

Senator Holand moved that the vote by which House Bill No. 618 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 749. A Bill for an Act to amend and reenact Section 15-34-05 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to transportation of nonresident students.

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, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad Holand Reichert

Baker	Kamrath	Ringsak
Beck	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Solberg
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Wadeson
Harris	Nelson	Witteman
Hernett	Redlin	

Those voting in the negative were:

Strinden	Van Horn	Wartner
Thompson		

Absent and not voting:

Kisse

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 749 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 756. A Bill for an Act to amend and reenact Section 57-39-01 of the North Dakota Century Code, relating to the definitions of a retail sale or sale at retail under the Sales Tax Law.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	

Absent and not voting:

Kisse Witteman

So the bill passed and the title was agreed to.

House Concurrent Resolution "Q". A concurrent resolution urging the State School for the Deaf to accelerate efforts to extend and develop its curriculum of teaching and developing oral skills of communication.

Which has been read.

Senator Roen moved that House Concurrent Resolution "Q" be adopted, which motion prevailed.

**SECOND READING OF SENATE
CONCURRENT RESOLUTIONS**

Senate Concurrent Resolution "II". A concurrent resolution urging the Corps of Engineers to survey, investigate, and study all possible sites for the proposed dam or dams on lower Sheyenne River.

Which has been read.

Senator Morgan moved that Senate Concurrent Resolution "II" be adopted, which motion prevailed.

Senate Concurrent Resolution "NN". A concurrent resolution directing the state geological survey to study methods of rehabilitating lands disrupted by strip coal mining operations.

Which has been read.

Senator Trenbeath moved that Senate Concurrent Resolution "NN" be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 507. 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.

Which has been read.

Senator Ringsak moved that House Bill No. 507 be amended as follows:

In line 6 delete the numerals "37-13" and insert in lieu thereof the numerals "37-18".

Which motion prevailed.

Senator Ringsak moved that House Bill No. 507 be amended as follows:

In line 3 delete the figure "\$76,186.00" and insert in lieu thereof the figure "\$80,986.00".

After line 11 insert the following lines:

"Disabled American Veterans' Secretary to work at Veterans' Administration Hospital at Fargo, North Dakota, 4,800.00"

In line 22 delete the figure "\$76,186.00" and insert in lieu thereof the figure "\$80,986.00".

Renumber the lines accordingly.

Which motion was lost.

Senator Foss moved that the rules be suspended and that House Bill No. 507 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 507, 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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Becker	Kisse	Saumur

Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Robinson	

Those voting in the negative were:

Beck	Ringsak
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Absent and not voting:

Erickson	Meidinger	Trenbeath
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 507 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 854. A Bill for an Act to amend and reenact sections 6-01-02, 6-02-01, 6-05-01, and 6-05-02 of the North Dakota Century Code relating to definitions and compliance with laws for organization of banks and trust companies, and declaring an emergency.

Which has been read.

Senator Wartner moved that House Bill No. 854 be laid over one legislative day, which motion prevailed.

House Bill No. 797. A Bill for an Act to amend and reenact subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to tax levies by the county for statewide election costs.

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, 29; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kautzmann	Sinner
Dahlund	Lips	Solberg
Forkner	Meidinger	Thompson
Harris	Redlin	Van Horn
Hernett	Ringsak	Wadeson
Kamrath	Saumur	Wartner

Those voting in the negative were:

Baeverstad	Kee	Reichert
Beck	Kisse	Robinson
Becker	Kjos	Roen
Berube	Longmire	Sanford
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Witteaman
Holand	Nelson	

Absent and not voting:

Erickson Trenbeath

So the bill was declared lost.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 511

House Bill No. 513

House Bill No. 514

House Bill No. 627

House Bill No. 632

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 521

House Bill No. 542

House Bill No. 582

House Bill No. 641

House Bill No. 688

House Bill No. 708

House Bill No. 721

House Bill No. 740

House Bill No. 778

House Bill No. 783

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 535

House Bill No. 713

House Bill No. 874

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 504

House Bill No. 523

House Bill No. 524

House Bill No. 525

House Bill No. 624

House Bill No. 675

House Bill No. 794

House Bill No. 816

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 190

Which was not properly placed before the House.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 40

Senate Bill No. 44

Senate Bill No. 45

Senate Bill No. 60

Senate Bill No. 79

Senate Bill No. 142

Senate Bill No. 162

Senate Bill No. 256

Senate Bill No. 321

Senate Bill No. 327

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return House Bill No. 868 which the Senate has requested.

GERALD L. STAIR, Chief Clerk.

MESSAGES FROM THE GOVERNOR

March 6, 1963

The Honorable Frank Wenstrom
Lieutenant Governor of North Dakota
Bismarck, North Dakota

Dear Mr. Wenstrom:

I am sending herewith without my approval Senate Bill 158.

Senate Bill 158 repeals Section 54-03-21 of the North Dakota Century Code, the so-called "anti-corruption law." This law was passed by the people as an initiated measure on June 29, 1954, by a vote of 75,362 to 61,780.

I realize that this law bars many fine people from serving in our legislature. However, the law does stand as a guiding principle that North Dakotans do want to keep their legislature as free as possible from self-centered interests. I believe the law could be amended to exclude subdivisions of the state from its provisions. It could also be amended and strengthened to eliminate the possibility of a serious conflict of interest in legislators who work for but do not necessarily own a share in a business contracting with the State.

In order that a cloud not fall over our determination that legislators are most responsive to the people when a conflict of interest does not exist, I veto Senate Bill 158.

Sincerely yours,
WILLIAM L. GUY
Governor

March 7, 1963

The Honorable Frank Wenstrom
President of the Senate
Bismarck, North Dakota

Dear Mr. Wenstrom:

Transmitted herewith without my approval is Senate Bill No. 97, an act to repeal Subsection 11 of Section 11-28-05 of the North Dakota Century Code, relating to the exercise of the power of eminent domain by the Board of Park Commissioners.

Chapter 11-28-05 of the North Dakota Century Code spells out the powers and duties of the board of county park commissioners. Subsection 11 of Section 11-28-05 is a substantial power necessary in the full performance of those duties of a board of county park commissioners. To repeal the right of eminent domain now vested in a board of county park commissioners would relieve the public of its rights in the courts to expand the recreational facilities of our state in this and coming generations. The rights of the individual are protected by the courts in the exercise of the power of eminent domain. I have confidence in our courts.

The vitality of North Dakota's projected water resources development would be jeopardized with the loss of the power of eminent domain vested in the boards of county park commissioners. To repeal this section of law would be a denial of the ability of local government to determine its affairs. I think we should strive to strengthen local government. If we fail to strengthen local government, we leave a vacuum into which some higher level of government must move.

This era in which we live is providing greater free time for adults, and is increasing the need for juvenile recreation. Our needs today call for an expansion rather than a retardation of the establishment of our park systems.

I therefore veto Senate Bill No. 97.

Sincerely yours,
WILLIAM L. GUY
Governor

MESSAGES TO THE GOVERNOR

March 6, 1963

The Honorable William L. Guy
Governor of North Dakota
Bismarck, North Dakota

Dear Sir:

This letter is written to acknowledge receipt of your communication of March 6, 1963, informing the Senate that you had vetoed Senate Bill 158.

Receipt of Senate Bill 158 is hereby acknowledged.

Respectfully yours,
FRANK A. WENSTROM
Lieutenant Governor

March 7, 1963

The Honorable William L. Guy
Governor of North Dakota
Bismarck, North Dakota

Dear Sir:

This letter is written to acknowledge receipt of your communication of March 7, 1963, informing the Senate that you had vetoed Senate Bill 97.

Receipt of Senate Bill 97 is hereby acknowledged.

Respectfully yours,
FRANK A. WENSTROM
Lieutenant Governor

MOTIONS

Senator Holand moved that a committee of two be appointed to escort the Honorable Edward J. Devitt to the rostrum, which motion prevailed.

The President appointed as such committee Senators Holand and Redlin, and Judge Devitt was escorted to the rostrum and invited to address the Senate.

Judge Devitt: "Mr. President. I am happy to be in Bismarck today to observe the operation of an efficient legislative body. My old schoolmate Holand has indicated that I am a Federal judge. Federal judges are not Democrat or Republican. They are of the neuter gender. We are kind of political eunuchs. Since your deliberations necessarily involve political matters, I can't make any observations. I do recall sitting in this very chamber in 1945 for three days taking the North Dakota State bar examination. It was awfully hot I remember, and the examinations seemed awfully hard, and I was sure that I had failed but after forty-two of us took the examination I was happy to learn that forty-two of us had passed. I am happy to come back to North Dakota and renew friendships with Senators Brooks, Longmire and Holand, and many others, and I wish to state I am happy you have extended these courtesies to me. You here in the State of North Dakota are much more fortunate than we are because you know who your governor is going to be for the next two years. We don't have that privilege in Minnesota. Thank you."

Senator Longmire moved that the remarks of Judge Devitt be printed in the Journal, which motion prevailed.

MOTIONS

Senator Holand requested unanimous consent of the Senate to introduce Senate Memorial Resolution No. 1002.

Senator Brooks moved that unanimous consent be granted to Senator Holand to introduce Senate Memorial Resolution No. 1002, which motion prevailed.

FIRST READING OF A SENATE MEMORIAL RESOLUTION

Senators Holand and Redlin introduced:

Senate Memorial Resolution No. 1002. A memorial resolution extending sympathy and condolence to Lieutenant Governor Frank A. Wenstrom upon the death of his father.

Was read the first time.

Senator Holand moved that the rules be suspended and that Senate Memorial Resolution No. 1002 be not printed as a bill but printed in the Journal, and that the same be placed on second reading and final passage, which motion prevailed.

SENATE MEMORIAL RESOLUTION No. 1002

Introduced by Senators Holand and Redlin

A memorial resolution extending sympathy and condolence to Lieutenant Governor Frank A. Wenstrom upon the death of his father.

1 WHEREAS, God in His infinite wisdom has seen fit
 2 to summon from our midst Mr. James A. Wenstrom,
 2a the
 3 father of our colleague, Lieutenant Governor Frank A.
 4 Wenstrom; and
 5 WHEREAS, Mr. James A. Wenstrom was one of
 5a North
 6 Dakota's pioneers and served as a senator from the
 7 Thirty-third Legislative District during the fifteenth,
 8 sixteenth, 1919 Special Session, seventeenth and
 9 eighteenth sessions; and
 10 WHEREAS, Lieutenant Governor Wenstrom is held
 10a in
 11 the highest esteem by all members of the legislative
 12 assembly, who share with him his great sorrow;
 13 NOW, THEREFORE, BE IT RESOLVED BY THE
 13a SENATE
 14 OF THE STATE OF NORTH DAKOTA:
 15 That we express our deep sorrow and extend to
 16 Lieutenant Governor Wenstrom and all members of his
 17 family our sincere sympathy and condolence in this
 18 their time of sorrow; and
 19 BE IT FURTHER RESOLVED, that this resolution
 20 be entered in the journal and the secretary of state is
 21 hereby directed to present an enrolled copy to
 22 Lieutenant Governor Frank A. Wenstrom and members
 22a of
 23 his family.

SECOND READING OF A SENATE MEMORIAL RESOLUTION

Senate Memorial Resolution No. 1002. A memorial resolution extending sympathy and condolence to Lieutenant Governor Frank A. Wenstrom upon the death of his father.

Was read the second time.

The President requested the President Pro Tem to take the chair, and the President Pro Tem presided.

Senator Holand moved that Senate Memorial Resolution No. 1002 be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 501 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the figure "\$8,695,716.00" and insert in lieu thereof the figure "\$9,304,416.00".

In line 11 delete the figure "\$6,650,376.00" and insert in lieu thereof the figure "\$7,259,076.00".

In line 14 delete the figure "\$7,857,376.00" and insert in lieu thereof the figure "\$8,466,076.00".

In line 17 delete the figure "\$7,424,365.00" and insert in lieu thereof the figure "\$7,944,070.00".

In line 19 delete the figure "\$5,385,308.00" and insert in lieu thereof the figure "\$5,905,013.00".

In line 22 delete the figure "\$5,926,008.00" and insert in lieu thereof the figure "\$6,445,713.00".

In line 24 delete the figure "\$1,797,778.00" and insert in lieu thereof the figure "\$1,887,666.00".

In line 27 delete the figure "60,069.00" and insert in lieu thereof the figure "64,991.00".

In line 28 delete the figure "33,000.00" and insert in lieu thereof the figure "35,152.00".

Delete all of lines 29 and 30.

In line 31 delete the figure "\$2,021,558.00" and insert in lieu thereof the figure "\$2,113,520.00".

In line 46 delete the figure "\$2,567,887.00" and insert in lieu thereof the figure "\$2,659,849.00".

In line 49 delete the figure "197,086.00" and insert in lieu thereof the figure "207,086.00".

In line 57 delete the figure "\$790,260.00" and insert in lieu thereof the figure "\$800,260.00".

In line 59 delete the figure "\$1,341,857.00" and insert in lieu thereof the figure "\$1,435,787.00".

In line 61 delete the figure "\$1,099,257.00" and insert in lieu thereof the figure "\$1,193,187.00".

In line 63 delete the figure "\$1,178,007.00" and insert in lieu thereof the figure "\$1,271,937.00".

In line 65 delete the figure "\$667,200.00" and insert in lieu thereof the figure "\$713,904.00".

In line 67 delete the figure "\$570,700.00" and insert in lieu thereof the figure "\$617,404.00".

In line 68 delete the figure "\$570,700.00" and insert in lieu thereof the figure "\$617,404.00".

In line 70 delete the figure "\$1,039,348.00" and insert in lieu thereof the figure "\$1,112,102.00".

In line 72 delete the figure "\$798,128.00" and insert in lieu thereof the figure "\$870,882.00".

In line 75 delete the figure "\$893,928.00" and insert in lieu thereof the figure "\$966,682.00".

In line 77 delete the figure "\$2,544,818.00" and insert in lieu thereof the figure "\$2,722,955.00".

In line 79 delete the figure "\$1,966,852.00" and insert in lieu thereof the figure "\$2,144,989.00".

In line 81 delete the figure "\$2,089,152.00" and insert in lieu thereof the figure "\$2,267,289.00".

In line 83 delete the figure "\$1,454,355.00" and insert in lieu thereof the figure "\$1,556,159.00".

In line 85 delete the figure "\$1,102,855.00" and insert in lieu thereof the figure "\$1,204,659.00".

In line 88 after the word "will" delete the words "match this with a like amount" and insert in lieu thereof the following: "contribute \$50,000.00".

In line 88 delete the figure "50,000.00" and insert in lieu thereof the figure "100,000.00".

In line 89 delete the figure "\$1,202,855.00" and insert in lieu thereof the figure "\$1,354,659.00".

In line 91 delete the figure "\$1,977,476.00" and insert in lieu thereof the figure "\$2,115,899.00".

In line 93 delete the figure "\$1,420,176.00" and insert in lieu thereof the figure "\$1,558,599.00".

In line 95 delete the figure "\$1,521,676.00" and insert in lieu thereof the figure "\$1,660,099.00".

In line 98 delete the figure "\$396,002.00" and insert in lieu thereof the figure "\$423,722.00".

In line 100 delete the figure "\$334,002.00" and insert in lieu thereof the figure "\$361,722.00".

In line 108 delete the figure "\$512,011.00" and insert in lieu thereof the figure "\$539,731.00".

In line 110 delete the figure "\$545,511.00" and insert in lieu thereof the figure "\$573,231.00".

In line 111a delete the figure "\$25,143,360.00" and insert in lieu thereof the figure "\$27,083,199.00".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 529 has had the same under consideration and recommends that the same be amended as follows:

In line 15 after the word "of" delete the word "husbandy" and insert in lieu thereof the word "husbandry"

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 558 has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 580 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 599 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 600 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the period add the following "However, when the rural area has a higher assessed valuation than the urban area the residents of each area shall vote separately."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 602 has had the same under consideration and recommends that the same be amended as follows:

In line 10 delete the triple parentheses

In line 14 delete the triple parentheses and insert in lieu thereof the words "The school board, upon a favorable vote of four-fifths of its members, may approve a program of excusing students from attending school for the purpose of"

In line 15 after the word "instructions" insert the words "in the manner and upon the basis hereinafter provided"

In line 22 delete the word "children's" and insert in lieu thereof the word "students"

In line 23 delete "and/or" and insert the word "for"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 608 has had the same under consideration and recommends that the same be amended as follows:

In line 36 after the period insert the following:

"Taxes, other than the per capita school tax and decal charge, shall be prorated on a calendar quarterly basis, and the county auditor may, in his discretion for good cause shown, authorize payment of the tax in not to exceed four equal monthly installments, without penalty, if the amount of the tax due is forty dollars or more. The penalty provided in this section shall also apply to installment payments, which shall become delinquent fifteen days after the date said installment was due and payable."

Delete lines 50 through 64.

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 612 has had the same under consideration and recommends that the same be amended as follows:

In line 35 delete the "period" and insert the following "except that interior class rooms shall be exempted from this provision."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 628 has had the same under consideration and recommends that the same be amended as follows:

In line 19 after the period add the following:

"Whenever the truck from which plates are transferred remain in a motor vehicle dealer's possession in North Dakota, it must be licensed for a minimum weight of 24,000 pounds for the unexpired portion of the registration period. Such vehicle, however, shall not be operated upon the highways of this state until properly licensed therefor under the provisions of this chapter."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 678 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to provide for a state game and fish advisory board, prescribing its duties, powers, and compensation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. ADVISORY BOARD -
 2 APPOINTMENT - QUALIFICATIONS - TERM.)
 3 There is hereby created a state game and fish advisory
 4 board which shall consist of six members, one from
 5 each judicial district of this state, appointed by
 6 the governor. Not less than three members shall be
 7 bona fide farmers or ranchers. Appointments to the
 8 first advisory board shall be made by the governor for
 9 terms expiring in one, two, three, four, five, and six
 10 years respectively, from July 1, 1963, or until a
 11 successor has been appointed and qualified. There-
 12 after appointments shall be for a term of six years
 13 from the first day of July of the year of expiration
 14 of the basic term, and until a successor has been
 15 appointed and qualified. Vacancies occurring other
 16 than by the expiration of an appointive term shall
 17 be filled by appointment for the remainder of the
 18 term only. The members of the advisory board shall
 19 be subject to removal by the governor for cause only.
 20 The advisory board shall select from their members
 21 a chairman, vice chairman, and secretary who shall
 22 serve in such positions until June thirtieth of the
 23 year next following their selection.
 24 SECTION 2. COMPENSATION.) Each member of
 24a the
 25 advisory board shall be paid a per diem of ten
 26 dollars for each day of service in going to, attend-
 27 ing, and returning from meetings of the advisory
 28 board. Each member shall be reimbursed for necessary
 29 and actual expenses at the rates and in the manner
 30 provided by law for other state officers. Such

31 compensation and expenses shall be paid out of the
32 game and fish department appropriations.

33 SECTION 3. MEETINGS AND DUTIES.)

34 The state game and fish advisory board shall meet
35 at least twice each fiscal year, one meeting to be
36 held in August and one meeting in April. Each
37 meeting shall be held at the state capitol and four
38 members shall constitute a quorum. The advisory
39 board shall have the authority to advise the state
40 game and fish commissioner regarding any policy of
41 hunting, fishing, and trapping regulations and may
42 make general recommendations in regard to the
43 operation of the state game and fish department and
44 the programs thereof, which the commissioner may
45 carry out. The provisions of this section may not
46 be construed as limiting or restricting the powers,
47 duties, and authority of the governor in the issuance
48 of orders and proclamations as provided in chapter
49 20-08."

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman.

Senator Trenbeath moved that the report be adopted,
which motion prevailed.

Mr. President: Your Committee on Education to whom
was referred House Bill No. 691 has had the same under
consideration and recommends that the same be indefinitely
postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which
motion prevailed.

Mr. President: Your Committee on Judiciary to whom
was referred House Bill No. 706 has had the same under
consideration and recommends that the same be indefinitely
postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which
motion prevailed.

Mr. President: Your Committee on Education to whom
was referred House Bill No. 712 has had the same under
consideration and recommends that the same be amended
as follows:

In line 10 delete the word "any" and insert in lieu there-
of the word "five"

In line 11 delete the word "graduate" and insert the word
"graduates"

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which
motion prevailed.

Mr. President: Your Committee on Judiciary to whom
was referred House Bill No. 714 has had the same under
consideration and recommends that the same be amended
as follows:

Delete lines 307 through 323

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 719 has had the same under consideration and recommends that the same be amended as follows:

In line 57 after the word "representatives" delete the words "who do not represent a county"

In line 58 delete the words "wherein is located an institution of higher learning"

And renumber the lines accordingly.

And when so amended recommends the same be referred to the Committee on Appropriations.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 725 has had the same under consideration and recommends that the same be amended as follows:

In line 221 before the word "shall" insert triple parentheses

In line 224 after the word "and" insert triple parentheses

In line 227 delete the following: "in such detail as the adjutant general may direct"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 727 has had the same under consideration and recommends that the same be amended as follows:

In line 28 after the letter "d." delete the words "House cars: twenty-five dollars." and insert in lieu thereof the words "A house car shall be subject to registration at the corresponding rate prescribed for trucks under section 39-04-19, and the registrar shall issue distinctive plates for each house car registered."

After line 130 add the following:

"This section shall not be construed as authorization to move a mobile home which has been sold by a dealer unless such mobile home is titled and licensed as required by Section 39-18-03."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 750 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 766 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 776 has had the same under consideration and recommends that the same be amended as follows:

In line 7 after the word "offenses" insert the following: "committed under this title or any municipal ordinance regulating the operation of motor vehicles"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 788 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 806 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Bill No. 813 has had the same under consideration and recommends that the same be amended as follows:

In line five of the title after the word "exceed" delete the word "three—"

In line six of the title delete the words "quarters of"

In line 2 after the first word "of" delete the word "two" and insert in lieu thereof the word "ten"

In line 60 after the word "exceed" delete the word "forty" and insert in lieu thereof the word "ten"

In line 85 after the word "exceed" delete the words "three-quarters of"

In line 149 after the word "unit" insert the following: "and shall consist of not less than one psychiatrist, one psychologist, one medical doctor, two registered nurses, one of which must have psychiatric training, and not less than two case workers,"

And renumber the lines accordingly.

And when so amended recommends the same be placed on the calendar without recommendation.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 815 has had the same under consideration and recommends that the same be amended as follows:

In line 15 after the word "state" delete the period, insert a semicolon in lieu thereof and the following: "provided that in the case of tangible personal property purchased at retail for fabricating or manufacturing into items to be incorporated into real estate by the purchaser at retail, fair market value shall mean the purchase price of materials used in fabricating or manufacturing such items."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 818 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 856 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 883 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "enact" insert the words "a new"; Delete the figure "5"

In line 1 delete "Subsection 5" and insert in lieu thereof "A new subsection"

In line 4 delete the figure "5"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Concurrent Resolution "F" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted.

Senator Robinson made the substitute motion that House Concurrent Resolution "F" be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "H-1" has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution "O" has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title delete the word "Railroad"; delete the words "and the"

In line 3 of the title delete the word "Railroad" and insert in lieu thereof the words ", and Soo Line Railroads"

In line 4 of the title after the word "Fargo" insert the words "and Hankinson,"; after the second "comma" insert the word "areas"; delete the word "an"; delete the word "point" and insert the word "points"

In line 12 delete the word "a" and insert the word "the"; delete the word "point" and insert the word "points"; delete the word "at" and insert the word "near"; after the word "Fargo" insert the words "and Hankinson";

In line 13 delete the word "a"; delete the words "market at" and insert the words "markets near"

In line 14 after the word "Fargo" insert the words "and Hankinson"

In line 25 after the word "Fargo" insert the words "and Hankinson"

In line 26 delete the word "an"; delete the word "point" and insert "points"

In line 29 after the word "Northern" insert a "comma"; delete the words "Railroad and the"; delete the word "Railroad" and insert in lieu thereof "and Soo Line Railroads"

In line 30 delete the word "both" and insert in lieu thereof the word "these"

In line 31 after the word "Fargo" insert the words "and Hankinson"; delete the second "comma" and insert the word "areas"; delete the word "point" and insert the word "points"

Following line 47 insert

"Mr. Leonard H. Murray, President
Soo Line Railroad Company
First National Soo Line Building
Minneapolis 40, Minnesota"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman.

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Concurrent Resolution "J" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted.

Senator Torgerson made the substitute motion that House Concurrent Resolution "J" be placed on the calendar, which motion was lost.

The question being on the motion of Senator Wartner, which motion prevailed.

Senator Wartner moved that the vote by which the committee report to indefinitely postpone House Concurrent Resolution "J" was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution "DD" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted.

Senator Baker made the substitute motion that Senate Concurrent Resolution "DD" be placed on the calendar, which motion was lost.

The question being on the motion of Senator Wartner, which motion prevailed.

Senator Wartner moved that the vote by which the committee report to indefinitely postpone Senate Concurrent Resolution "DD" was adopted, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to House Bills No. 522, 657 and 781 be dispensed with, with motion prevailed.

Senator Foss moved that the amendments to House Bill No. 522 be adopted, which motion prevailed.

Senator Mutch moved that the amendments to House Bill No. 657 be adopted, which motion prevailed.

Senator Mutch moved that the amendments to House Bill No. 781 be adopted, which motion prevailed.

MOTION

Senator Baker moved that the Senate reconsider the action by which House Bill No. 868 was lost, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 868. A Bill for an Act to amend and reenact section 43-05-15 of the North Dakota Century Code, authorizing the board of registry in chiropody to establish the annual license fee for the practice of chiropody.

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, 21; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Lips	Sanford
Becker	Longmire	Saumur

Brooks	Mahoney	Strinden
Chesrown	Meidinger	Torgerson
Dahlund	Miller	Trenbeath
Foss	Mutch	Tuff
Harris	Nelson	Wartner
Holand	Redlin	Witteman
Kjos	Reichert	

Those voting in the negative were:

Baeverstad	Kamrath	Roen
Beck	Kee	Sinner
Bopp	Kisse	Solberg
Erickson	Luick	Sorlie
Forkner	Morgan	Thompson
George	Ringsak	Van Horn
Hernett	Robinson	Wadeson

Absent and not voting:

Berube	Kautzmann
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So the bill passed and the title was agreed to.

Senator Mutch moved that the vote by which House Bill No. 868 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that the Senate consider the amendments to House Bills No. 510, 512, 515, 639, 671 and 709, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to House Bills No. 510, 512, 515, 639, 671 and 709 be dispensed with, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 510 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 512 be adopted, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 515 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to House Bill No. 639 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to House Bill No. 671 be adopted, which motion prevailed.

Senator Baeverstad moved that the amendments to House Bill No. 709 be adopted, which motion prevailed.

March 7, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chamber
Bismarck, North Dakota

Greetings:

Today I signed Senate Bill 160.

This bill has been filed with the Secretary of State.

Sincerely yours,
William L. Guy
Governor

MOTIONS

Senator Holand moved that the rules be suspended and that House Bills No. 558, 580, 599, 788, 806, 856, House Concurrents Resolutions "H-1" and "F", be placed on the calendar, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bills No. 522, 657, 781, 510, 512, 515, 639, 671, 709 and 750 be placed on the calendar, which motion prevailed.

Senator Holand moved that after the reading of House Bills No. 558, 580, 599, 788, 806, 856, House Concurrent Resolutions "H-1" and "F", House Bills No. 522, 657, 781, 510, 512, 515, 639, 671, 709 and 750, that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS

Bismarck, March 7, 1963

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

March 8, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

On March 7 I signed Senate Bills No. 156, 159, 168, 307 and 329.

These bills have been filed with the Secretary of State.

Sincerely yours,
William L. Guy
Governor

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "II"

Senate Concurrent Resolution "NN"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 520

House Bill No. 749

House Bill No. 868

House Bill No. 873

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 507

House Bill No. 534

House Bill No. 609

House Bill No. 618

House Concurrent Resolution "Q"

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 8

Senate Bill No. 16

Senate Bill No. 62

Senate Bill No. 72

Senate Bill No. 121

Senate Bill No. 152
 Senate Bill No. 186
 Senate Bill No. 189
 Senate Bill No. 199
 Senate Bill No. 268
 Senate Bill No. 276
 Senate Bill No. 299
 Senate Concurrent Resolution "T"
 Senate Concurrent Resolution "K"
 Senate Concurrent Resolution "R"
 And find the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 8
 Senate Bill No. 16

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 530. A Bill for an Act to create and enact sections 39-09-09 and 39-09-10; to amend and reenact sections 39-09-02, 39-09-03, and 39-09-07, subsection 18 of section 40-05-01, and subsection 14 of section 40-05-02 of the North Dakota Century Code, relating to speed limits upon the highways and streets of the state.

Which has been read.

Senator Longmire moved that House Bill No. 530 be amended as follows:

In line 92 delete the semicolon and insert in lieu thereof a period

Delete all of lines 93 through 103 inclusive

In line 113 after the word "intersection" delete the comma and insert the words "or railway grade crossing, when approaching and"

In line 158 delete the words "POSTING SPEED LIMITS"

In line 159 delete the words "ON STATE HIGHWAY SYSTEM" and insert in lieu thereof the words "SPEED ZONES ON STATE HIGHWAYS"

In line 185 after the comma insert the words "other than the interstate system,"

In line 186 after the word "a" insert the words "reasonable and safe"

In line 190 delete the period and insert the words "at such part of the highway. The limits prescribed by subdivision e of subsection 1 of section 39-09-02 for interstate highways shall not be altered except at exit and access points."

In line 217 after the word "maximum" delete the words "or minimum"

In line 220 after the word "maximum" delete the words "or minimum"

Renumber the lines accordingly.

Which motion prevailed.

House Bill No. 735. A Bill for an Act making an appropriation for the purchase of land by the adjutant general adjacent to the air national guard facilities at Hector Airport at Fargo, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 22; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kee	Mutch
Brooks	Lips	Saumur
Dahlund	Longmire	Sinner
Erickson	Luick	Sorlie
Foss	Mahoney	Torgerson
George	Meidinger	Wadeson
Holand	Morgan	Wartner
Kautzmann		

Those voting in the negative were:

Baker	Kamrath	Sanford
Beck	Kjos	Solberg
Becker	Nelson	Strinden
Berube	Redlin	Thompson
Bopp	Reichert	Tuff
Chesrown	Ringsak	Van Horn
Harris	Robinson	Witteman
Hernett		

Absent and not voting:

Forkner	Miller	Trenbeath
Kisse	Roen	

So the bill was declared lost.

House Bill No. 558. A Bill for an Act to amend and reenact section 39-04-23 of the North Dakota Century Code, providing for re-registration of certain trucks at lower weight brackets.

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	Kamrath	Robinson
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson

Harris
Hernett
Holand

Reichert
Ringsak

Wartner
Witteman

Absent and not voting:

Kisse

Miller

Roen

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 558 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 580. A Bill for an Act to create and enact section 25-09-11 of the North Dakota Century Code; and to amend and reenact sections 25-09-02 and 25-09-03 of the North Dakota Century Code, relating to expenses of care and treatment at the Grafton state school and its auxiliary units, and providing for the reduction of and limitations upon claims for the expense of care and treatment at such institution.

Which has been read.

Senator Longmire moved that House Bill No. 580 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 599. A Bill for an Act to amend and reenact section 15-28-02 of the North Dakota Century Code Supplement, relating to the membership of a school board.

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

Robinson

Baker

Kautzmann

Sanford

Beck

Kee

Saumur

Becker

Kjos

Sinner

Berube

Lips

Solberg

Bopp

Longmire

Sorlie

Brooks

Luick

Strinden

Chesrown

Mahoney

Thompson

Dahlund

Meidinger

Torgerson

Erickson

Miller

Trenbeath

Forkner

Morgan

Tuff

Foss

Mutch

Van Horn

George

Nelson

Wadeson

Harris

Redlin

Wartner

Hernett

Reichert

Witteman

Holand

Ringsak

Absent and not voting:

Kisse

Roen

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 599 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 750. A Bill for an Act to amend and reenact Section 57-15-14 of the North Dakota Century Code, relating to levy limitations in school districts.

Which has been read.

Senator Trenbeath moved that House Bill No. 750 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 788. A Bill for an Act to create and enact section 21-03-10.1 of the North Dakota Century Code and to amend and reenact section 57-15-16 and subsection 1 of Section 57-15-17 of the North Dakota Century Code, relating to the levying of taxes and the issuance of bonds by a school district for the purpose of building or improving schools.

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:

Baker	Kamrath	Sanford
Beck	Kautzmann	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Mutch	Trenbeath
Forkner	Redlin	Tuff
Foss	Reichert	Van Horn
George	Ringsak	Wadeson
Harris	Robinson	Wartner
Hernett	Roen	Witteman
Holand		

Those voting in the negative were:

Kee	Morgan	Nelson
Luick		

Absent and not voting:

Baeverstad	Kisse
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 788 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 806. A Bill for an Act to amend and reenact subdivisions a and b(1) of subsection 3 of section 39-04-39 of the North Dakota Century Code, as amended by the 1961 Legislature, relating to distribution of motor vehicle fees, and declaring an emergency.

Which has been read.

Senator Becker moved that House Bill No. 806 be placed at the foot of the calendar, which motion was lost.

Senator Becker requested a division, which request was granted.

The question being on the motion of Senator Becker, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 36

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 36:

Following line 23, insert the following new language:

"When the holder of a wholesaler's or retailer's permit granted pursuant to chapter 57-39 who nevertheless is in the business of primarily selling tangible personal property for resale or for processing, sells such tangible property to a retailer holding a valid retailer's permit pursuant to chapter 57-39, such retailer or purchaser shall remit all sales or use taxes required to be collected under chapters 57-39 or 57-40, provided that such wholesale seller, in good faith, obtains a certificate from such retailer or purchaser covering the calendar year in which such sale or sales are made verifying that such retailer or purchaser has a valid retailer's permit, that the buyer's purchase or purchases from the wholesale seller are for resale or for processing in the regular course of his business and that such retailer or buyer will collect and remit all sales tax and use taxes on the further transfer, sale, or use of said tangible property in accordance with law and that such retailer or buyer will be liable for penalties for failure to collect or remit such taxes. In the event such retailer or buyer's sales permit is cancelled during the calendar year the wholesale seller shall be liable for the unpaid taxes in that year required to be collected under chapters 57-39 or 57-40.

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 539 by a vote of 107 ayes, 2 nays, and 3 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bills No. 846 and 880 and the Speaker has appointed conference committees to act with like committees from the Senate.

Representatives:

Stockman

Connolly

Winge to act on House Bill No. 846.

Representatives:

Davis of Dickey

Wagner

Poling to act on House Bill No. 880.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 532

House Bill No. 576

House Bill No. 764
 House Bill No. 828
 House Bill No. 860
 House Bill No. 882

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on:

Senate Bill No. 4 by a vote of 82 ayes, 29, nays, 1 absent and not voting.

Senate Bill No. 5 by a vote of 77 ayes, 33 nays, 2 absent and not voting.

Senate Bill No. 6 (No vote required on No. 6)

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 65

Senate Bill No. 183

Senate Bill No. 277

Senate Bill No. 350

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

MESSAGES FROM THE HOUSE

House Chamber
 Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 48

Senate Bill No. 85

Senate Bill No. 153

Senate Bill No. 187

Senate Bill No. 301

Senate Bill No. 331

Senate Bill No. 349

Senate Concurrent Resolution "KK"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 217

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 95

Senate Bill No. 205

Senate Bill No. 247
 Senate Bill No. 250
 Senate Bill No. 285
 Senate Concurrent Resolution "EE"

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 95:

In the third line of the title after the word "counties" insert a period and delete the remainder of the title.

Delete lines 46, 47 and 48.

And renumber the lines accordingly.

AMENDMENT TO SENATE BILL No. 205:

In line 62 of the bill delete the words "seventy-five" and in lieu thereof insert the words "fifty-one".

AMENDMENTS TO SENATE BILL No. 247:

In line 3 of the title delete the "period" and insert in lieu thereof a "comma" and add the following language "and declaring an emergency"

After line 23 add a new section as follows

SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect after its passage and approval.

And number the lines accordingly.

AMENDMENTS TO SENATE BILL No. 250:

In line 7 of the title after the word "Garden" delete the following language "and such other airports or landing"

In line 8 of the title delete the following language "fields as the commission may determine"

In line 11 after the word "Garden" delete the words "and constructing such" and insert in lieu thereof a "period"

Delete lines 12, 13, and 14.

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 285:

In line 19 delete the word "repealed" and insert the words "amended and reenacted" in lieu thereof

In line 54 delete the "semicolon" and insert a "comma" in lieu thereof and insert the following language:

"except that it shall not include a "house trailer" or "mobile home," which terms shall mean a vehicle as defined in this subsection which is designed and intended for use as living or sleeping quarters for people and which is not used for commercial hauling of passengers;"

In line 282 delete the word "Act" and insert the word "Title" in lieu thereof

Delete lines 338 through 342 inclusive

In line 741 delete the "semicolon" and insert a "comma" in lieu thereof and insert the following language:

"except that it shall not include a "house Trailer" or "mobile home," which terms shall mean a vehicle as defined in this subsection which is designed and intended for use as living or sleeping quarters for people and which is not used for commercial hauling of passengers;"

In line 761 delete the number "4" and insert the number "3" in lieu thereof

In line 799 delete the number "2."

In line 829 delete the number "5" and insert the number "4" in lieu thereof

In line 832 underline the language

In line 833 underline the word "VEHICLES.)"

In line 858 delete the number "6" and insert the number "5" in lieu thereof

In line 880 delete the number "7" and insert the number "6" in lieu thereof

In line 907 delete the number "8" and insert the number "7" in lieu thereof

In line 934 delete the number "9" and insert the number "8" in lieu thereof

In line 949 delete the number "10" and insert the number "9" in lieu thereof

In line 961 delete the number "11" and insert the number "10" in lieu thereof

In line 991 delete the number "12" and insert the number "11" in lieu thereof

And renumber the lines accordingly.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION "EE":

In lines 9 and 10 delete the following "legislative research committee" and insert in lieu thereof "Secretary of State"

In line 17 delete the following "legislative research committee" and insert in lieu thereof "Secretary of State"

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 10

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 10:

In line 2 and 3, strike out the words "miscellaneous earnings" and insert in lieu thereof the word "general".

Renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 193

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 309

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:
House Concurrent Resolution "Z-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

SECOND READING OF HOUSE BILLS AND
HOUSE CONCURRENT RESOLUTIONS

House Bill No. 856. A Bill for an Act to amend and reenact sections 15-39-14 and 15-39-17 of the North Dakota Century Code with regard to lowering the limitations on the amount of contributions made by political subdivisions to the State Teachers' Insurance and Retirement Fund.

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	Kamrath	Roen
Beck	Kautzmann	Sanford
Becker	Kee	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Robinson	Witteman

Absent and not voting:

Baker	Meidinger	Ringsak
Kisse		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 856 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "H-1". A concurrent Resolution expressing the public policy of the state to maintain a permanent institution of higher learning, at Ellendale.

Which has been read.

Senator Roen moved that House Concurrent Resolution "H-1" be adopted, which motion prevailed.

House Concurrent Resolution "F". A concurrent resolution for an amendment to subdivision (d) of subsection 6 of article 54 of the Amendments to the Constitution of the state of North Dakota, relating to budgets and appropriations for institutions of higher education.

Which has been read.

Senator Robinson moved that House Concurrent Resolution "F" be adopted, which motion prevailed.

House Bill No. 522. A Bill for an Act to provide for payment of expenses to certain State Officers, making an appropriation and declaring an emergency.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman

Absent and not voting:

Kisse

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 522 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Senator Trenbeath moved that the Senate reconsider the action by which House Bill No. 735 was lost, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 735. A Bill for an Act making an appropriation for the purchase of land by the adjutant general adjacent to the air national guard facilities at Hector Airport at Fargo, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kee	Mutch
Brooks	Kjos	Roen
Dahlund	Lips	Saumur
Erickson	Longmire	Sinner
Forkner	Luick	Sorlie
Foss	Mahoney	Torgerson
George	Meidinger	Trenbeath

Hernett
Holand

Miller
Morgan

Wadeson
Wartner

Those voting in the negative were:

Baker
Beck
Becker
Berube
Bopp
Chesrown
Harris

Kamrath
Kautzmann
Nelson
Redlin
Reichert
Ringsak
Robinson

Sanford
Solberg
Strinden
Thompson
Tuff
Van Horn
Witteaman

Absent and not voting:

Kisse

So the bill passed and the title was agreed to.

Senator Trenbeath moved that the vote by which House Bill No. 735 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 657. A Bill for an Act to amend and reenact sections 43-09-01, 43-09-02, 43-09-05, 43-09-09, 43-09-11, 43-09-16, and 43-09-22 of the North Dakota Century Code relating to the state electrical board and the licensing of electricians.

Which has been read.

Senator Longmire moved that House Bill No. 657 be indefinitely postponed, which motion prevailed.

House Bill No. 781. A Bill for an Act relating to the regulation of advertising devices adjacent to highways in the state of North Dakota, and providing a penalty.

Which has been read.

Senator Trenbeath moved that House Bill No. 781 be amended as follows:

In line 209 delete the word "ten" and insert in lieu thereof the word "twenty".

Which motion was lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 781, the roll was called and there were ayes, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Baker
Beck
Becker
Brooks
Chesrown
Dahlund
Erickson
Forkner
Foss
George
Hernett

Kautzmann
Kee
Kjos
Lips
Longmire
Luick
Mahoney
Meidinger
Miller
Morgan

Mutch
Reichert
Robinson
Roen
Sorlie
Strinden
Torgerson
Trenbeath
Wadeson
Wartner

Those voting in the negative were:

Baeverstad
Berube
Bopp
Harris
Kamrath

Redlin
Ringsak
Sanford
Saumur
Sinner

Solberg
Thompson
Tuff
Van Horn
Witteaman

Absent and not voting:

Holand

Kisse

Nelson

So the bill passed and the title was agreed to.

Senator Forkner moved that the vote by which House Bill No. 781 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 510. 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 providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all of the programs above mentioned.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Mejdinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteman
Holand	Ringsak	

Absent and not voting:

Kisse

Sinner

Senator Holand moved that the vote by which House Bill No. 510 was passed, 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.

House Bill No. 512. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the Department of the Registrar of Motor Vehicles.

Which 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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford

Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Holand		

Absent and not voting:

Kisse	Meidinger	Trenbeath
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 512 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 515. 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.

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, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kjos	Roen
Bopp	Lips	Sanford
Chesrown	Longmire	Saumur
Erickson	Luick	Sinner
Forkner	Mahoney	Solberg
Foss	Meidinger	Sorlie
George	Miller	Thompson
Harris	Morgan	Trenbeath
Hernett	Mutch	Tuff
Holand	Nelson	Van Horn
Kamrath	Redlin	Wadeson
Kautzmann	Ringsak	Wartner
Kee	Robinson	Witteman

Those voting in the negative were:

Baeverstad	Berube	Reichert
Baker	Brooks	Strinden
Beck	Dahlund	Torgerson

Absent and not voting:

Kisse

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 515 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 639. A Bill for an Act to provide for the payment by a condemnor, or prospective condemnor, of the actual cost of moving personal property located on the property taken, or to be taken, at the time of taking of the

real estate or possession thereof, and providing for a judicial determination of disputes as to moving expenses.

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, 4; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kjos	Sanford
Beck	Lips	Saumur
Becker	Longmire	Sinner
Berube	Luick	Solberg
Bopp	Mahoney	Sorlie
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Holand	Robinson	

Those voting in the negative were:

Brooks	Kee	Strinden
Kamrath		

Absent and not voting:

Kisse

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 639 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 671. A Bill for an Act to amend and reenact sections 5-01-13, 5-05-14 and 54-12-12 and to repeal section 5-02-09 of the North Dakota Century Code relating to certain days and times when the sale or consumption of alcoholic beverages is prohibited and fees and expenses for witnesses subpoenaed for liquor hearings and salary limits for the state inspector, his deputies, and the chief clerk.

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, 7; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Chesrown	Luick	Solberg
Erickson	Mahoney	Sorlie
Forkner	Meidinger	Strinden
Foss	Miller	Thompson
George	Mutch	Trenbeath
Harris	Nelson	Van Horn

Hernett
Holand
Kamrath

Redlin
Reichert
Ringsak

Wadeson
Wartner

Those voting in the negative were:

Baker
Beck
Dahlund

Morgan
Torgerson

Tuff
Witteman

Absent and not voting:
Kisse

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 671 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 558
House Bill No. 599
House Bill No. 735
House Bill No. 788
House Bill No. 856

House Concurrent Resolution "F"
House Concurrent Resolution "H-1"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 522

Which the Senate had amended.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 188

Senate Concurrent Resolution "RR"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 149

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 149:

In line 34 delete the following words: "He shall receive compensation"

Delete all of lines 35, 36, 37, 38, 39

In line 40 delete the word "officials."

Renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 164

Senate Bill No. 202

Senate Bill No. 271

Senate Bill No. 319

Senate Concurrent Resolution "SS"

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 510

House Bill No. 512

House Bill No. 515

House Bill No. 639

House Bill No. 671

House Bill No. 781

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 81

And finds the same correctly engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and resolutions:

Senate Bill No. 81

Senate Bill No. 197

Senate Bill No. 206

Senate Bill No. 295

Senate Bill No. 313

Senate Bill No. 323

Senate Bill No. 357

Senate Bill No. 359

Senate Concurrent Resolution "H"

Senate Concurrent Resolution "W"

Senate Memorial Resolution 1002

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "WW"

Was delivered to the Secretary of State at 4:00 p.m., February 28, 1963.

SENATOR HARRIS, Chairman.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President Pro Tem presiding.

SIGNING OF BILLS

The Secretary announced that the President Pro Tem was about to sign:

Senate Memorial Resolution No. 1002

And the President Pro Tem of the Senate signed the same in the presence of the Senate.

MOTIONS

Senator Holand moved that the vote by which House Bill No. 691 was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 706 was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 731 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 766 was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 709. A Bill for an Act to amend and reenact section 2 of the Initiated Measure which was Measure No. 3 on the 1962 general election ballot, as approved by the people in November 1962, and sections 16-04-20, 16-04-26, 16-12-04, 16-13-01 and 16-17-03 of the North Dakota Century Code, relating to the consolidation of the separate primary election ballots; and to repeal sections 16-04-15 and 16-17-05 of the North Dakota Century Code, relating to separate primary election ballots.

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, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Beck	Kautzmann	Roen
Berube	Kee	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Holand	Ringsak	Witteaman

Those voting in the negative were:

Baker	Morgan	Saumur
Becker	Sanford	Wartner
Forkner		

Absent and not voting:

Kjos	Kisse	Meidinger
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 709 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred Senate Bill No. 4 has had the same under consideration and recommends that the Senate concur with the House amendments and that the bill be further amended as follows:

In line 4, delete the words "Public Welfare" and insert in lieu thereof the word "General"

After line 12, insert the following line:

"Additional appropriation to accomplish 40 hour week 130,000.00"

In line 23, delete the figure "\$4,107,480.00" and insert in lieu thereof the figure "\$4,237,480.00"

And renumber the lines accordingly.

For the Senate:

R. E. Meidinger
C. W. Baker
Rolland Redlin

For the House:

Martin E. Vinje
Clifford L. Lindberg
Wilfred Collette

Senator Meidinger moved that the report be adopted, which motion prevailed.

Senator Meidinger 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 in conference committee, which motion prevailed.

Senate Bill No. 4. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the Grafton State School at Grafton, North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie

Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Foss	Morgan	Tuff
Forkner	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Holand	Robinson	

Absent and not voting:

Kisse	Nelson
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So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 5 has had the same under consideration and recommends that the Senate concur with the House amendments and that the bill be further amended as follows:

After line 11 insert the following line:

"Additional appropriation to accomplish 40 hour week 53,568.00"

In line 17, delete the figure "\$1,751,200.00" and insert in lieu thereof the figure "\$1,804,768.00"

And renumber the lines accordingly.

For the Senate:

R. E. Meidinger

C. W. Baker

Rolland Redlin

For the House:

Martin E. Vinje

Clifford L. Lindburg

Wilfred Collette

Senator Meidinger moved that the report be adopted, which motion prevailed.

Senator Meidinger 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 in conference committee, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson

Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Holand	Robinson	

Absent and not voting:

Kisse Nelson

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 6 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:

R. E. Meidinger

C. W. Baker

Rolland Redlin

For the House:

Martin E. Vinje

Clifford L. Lindberg

Wilfred Collette

Senator Meidinger moved that the report be adopted, which motion prevailed.

Senator Meidinger 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 in conference committee, which motion prevailed.

Senate Bill No. 6. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items, new buildings and special projects for the State Hospital at Jamestown, North Dakota.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Holand	Robinson	

Absent and not voting:

Kisse Nelson

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 539 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 539 be amended as follows:

In line 8 after the word "thirty" delete the word "ten" and insert in lieu thereof the word "twelve and one-half"

For the Senate:

Lloyd M. Erickson
Oscar Sorlie
Clark Van Horn

For the House:

L. C. Mueller
Leonard J. Davis
Ralph M. Winge

Senator Erickson moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 539 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

House Bill No. 539. A Bill for an Act to amend and reenact section 61-02-20 of the North Dakota Century Code, relating to the necessary approval of the state water conservation commission before constructing certain size dams and the inspection of such dams by the commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman

Absent and not voting:

Kisse

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 539 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

The President appointed as a conference committee on

House Bill No. 846, Senators Miller, Trenbeath and Kamrath.

The President appointed as a conference committee on House Bill No. 880, Senators Ringsak, Strinden and Sinner.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 559 has had the same under consideration and recommends that the same be amended as follows:

In the engrossed bill, delete everything after the words "A BILL", and insert in lieu thereof the following:

"For an Act to amend and reenact subsections 2, 3, 5, and 6 of section 57-39-01, sections 57-39-02 and 57-39-03 of the North Dakota Century Code, relating to the extension, base, and exemptions under the retail sales tax.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsections 2, 3, 5 and 6 of section 57-39-01 of the North Dakota Century Code and Supplement thereto are hereby amended and reenacted to read as follows:

2. "Sale" means any transfer of title or possession, exchange or barter, conditional or otherwise, in any manner or by any means whatsoever, for a consideration, and includes the furnishing of personal, business, or professional services, the furnishing of services relating to real and personal property, the furnishing or service of steam, gas, electricity, water, or communication, or intrastate transportation of persons, the furnishing or sale of advertising, the furnishing of tickets or admissions to any place of amusement, athletic event or place of entertainment including the playing of any machine for amusement or entertainment in response to the use of a coin, and sales of subscriptions to magazines, newspapers and other periodicals regardless of whether or not such magazine, newspapers or periodicals are to be delivered in the future and regardless of whether or not they are in existence at the time of the sale of any subscription; provided that the words "magazines, newspapers and other periodicals" as used herein shall not include (((newspapers nor shall they include))) magazines, newspapers or periodicals that are furnished free by a nonprofit corporation or organization to its members or because of payment by its members of membership fees or dues; provided, further, that the furnishing of a service shall not include a service furnished to a consumer or user by an employee of the consumer or user;
3. "Retail sale" or "sale at retail" means the sale, including the leasing or renting, to a consumer or to any person for any purpose, other than for processing or for resale, of tangible personal property; (((and))) the sale of steam, gas, electricity, water, and communication service to retail consumers or users and the intrastate transportation of persons; (((and includes))) the ordering, selecting or aiding a customer

to select any goods, wares, or merchandise from any price list or catalog, which the customer might order, or be ordered for such customer to be shipped directly to such customer (((.))) ; the sale or furnishing of personal, business or professional services; the sale or furnishing of services relating to real or personal property; the sale or furnishing of advertising; the sale or furnishing of tickets or admissions to any place of amusement, athletic event or place of entertainment including the playing of any machine for amusement or entertainment in response to the use of a coin; and the sales of magazines, newspapers and other periodicals. "Retail sale" or "sale at retail" shall not mean the furnishing of a service to a consumer or user by an employee of a consumer or user. By the term "processing" is meant any tangible personal property including containers which it is intended, by means of fabrication, compounding, manufacturing, producing or germination shall become an integral or an ingredient or component part of other tangible personal property intended to be sold ultimately at retail. The sale of an item of tangible property for the purpose of incorporating it in or attaching it to other real or personal property otherwise exempt from the sales tax shall be considered as a sale of tangible personal property for a purpose other than for processing;

5. "Retailer" includes every person engaged in the business of (((selling, including))) leasing or renting (((.))) real or personal property and every person engaged in the business of selling tangible goods, wares, or merchandise at retail, or furnishing of steam, gas, electricity, water and communication services and the intrastate transportation of persons. (((and))) or tickets or admission to places of amusement, entertainment and athletic events including the playing of any machine for amusement or entertainment in response to the use of a coin (((as provided in this chapter))), or personal, business or professional services, or services relating to real or personal property, or advertising, or magazines, newspapers or other periodicals; and shall include any person as herein defined who by contract or otherwise agrees to furnish for a consideration a totally or partially finished product consisting in whole or in part of tangible personal property subject to the sales tax herein provided, and all items of tangible personal property entering into the performance of such contract as a component part of the product agreed to be furnished under said contract shall be subject to the sales tax herein provided (((:))) and the sales tax thereon shall be collected by the contractor from the person for whom the contract has been performed in addition to the contract price agreed upon, and shall be remitted to the state in manner provided in this chapter; and shall include the state and any institution, department, agency, or political subdivision thereof selling, leasing or renting to members of the public in its proprietary capacity; but "retailer" shall not include an employee of a consumer or user;

6. "Gross receipts" means the total amount of the sales of retailers, valued in money, whether received in money or otherwise, provided, however, that discounts for any purposes allowed and taken on sales shall not be included, nor shall the sale price of property returned by customers when the full sale price thereof is refunded either in cash or by credit. Provided, however, that on all sales of retailers, valued in money, when such sales are made under conditional sales contract, or under other forms of sale wherein the payment of the principal sum thereunder be extended over a period longer than sixty days from the date of sale thereof that only such portion of the sale amount thereof shall be accounted for, for the purpose of imposition of tax imposed by this chapter, as has actually been received in cash by the retailer during each quarterly period as defined herein. "Gross receipts" shall also mean, with respect to the leasing or renting of tangible personal property, the amount of consideration, valued in money, whether received in money or otherwise, received from the leasing or renting of only such tangible personal property the transfer of title to which has not been subjected to a retail sales tax in this state. "Gross receipts" shall also mean, with respect to subscriptions to magazines, newspapers and other periodicals, the amount of consideration, valued in money, whether received in money or otherwise, received from the sale of such subscriptions regardless of whether or not such magazines, newspapers or periodicals are to be delivered in the future and regardless of whether or not they are in existence at the time of the sale of any subscription.

SECTION 2. AMENDMENT.) Section 57-39-02 of the North Dakota Century Code Supplement is hereby amended and reenacted to read as follows:

57-39-02. TAX IMPOSED.) (((There is hereby imposed, beginning the first day of July, 1961, and ending the first day of July, 1963, a tax of two percent upon the gross receipts from all sales of tangible personal property, consisting of goods, wares, or merchandise, except as otherwise provided in this chapter, sold at retail in the state of North Dakota to consumers or users; a like rate of tax upon the gross receipts from the sales, furnishing or service of steam, gas, electricity, water and communication service, including the gross receipts from such sales by any municipal corporation furnishing steam, gas, electricity, water and communication service to the public in its proprietary capacity, except as otherwise provided in this chapter, when sold at retail in the state of North Dakota to consumers or users; a like rate of tax upon the gross receipts from all sales of tickets or admissions to places of amusement and athletic events and the playing of a record on a vending machine, in response to a coin placed in a slot, except as otherwise provided in this chapter; and a like rate of tax upon the gross receipts from all sales of subscriptions to magazines and other periodicals. The tax herein levied shall be computed and collected as hereinafter provided.))) Except as otherwise expressly provided in this chapter, there is hereby imposed, beginning the first day of July, 1963, and ending the first day of July, 1965, a tax of two

percent upon the gross receipts of retailers from all sales at retail within the state of North Dakota of the following to consumers or users:

1. Tangible personal property, consisting of goods, wares or merchandise;
2. The furnishing or service of steam, gas, electricity, water, communication, or transportation of persons;
3. Tickets or admissions to places of amusement or entertainment or athletic events, including amounts charged for participation in an amusement, entertainment or athletic activity, and including the playing of any machine for amusement or entertainment in response to the use of a coin;
4. Magazines, newspapers, and other periodicals, including subscriptions thereto;
5. The leasing or renting of any motel, hotel, or tourist court room for a period of thirty days or less;
6. Services furnished in repairing, altering, restoring, or cleaning any tangible personal property, and including storage of any personal property;
7. Services furnished in repairing real property, including painting, cleaning, disinfecting and exterminating services;
8. Personal or professional services furnished to any person;
9. Business services furnished by credit bureaus, collection agencies, employment agencies, brokers of real or personal property, research, development or testing laboratories, stenographers, and secretaries, and duplicating, mailing list, bookkeeping and auditing services;
10. The furnishing or sale of advertising.

Section 3. AMENDMENT.) Section 57-39-03 of the North Dakota Century Code is hereby amended and re-enacted to read as follows:

57-39-03. EXEMPTIONS.) There are specifically exempted from the provisions of this chapter and from computation of the amount of tax imposed by it:

1. Gross receipts from sales of tangible personal property which this state is prohibited from taxing under the constitution or laws of the United States or under the constitution of this state;
- ((2. Gross receipts from the sales, furnishing or service of transportation services;))
- ((3.)) 2. Gross receipts from sales of tangible personal property processed from agricultural products, when such property is sold in exchange for like agricultural products produced by the purchaser and is for the purchaser and his family;
- ((4.)) 3. Gross receipts from sales of tickets, or admissions to state, county, district and local fairs, and the gross receipts from educational, religious, or charitable activities, where the entire amount of such receipts is expended for educational, religious or charitable purposes;

- ((5.)) 4. Gross receipts from the sale by any public or parochial school board ((of)) in this state of books ((and school supplies)) to regularly enrolled students at ((costs)) cost;
- ((6.)) 5. Gross receipts from sales of tangible personal property or from furnishing or service of steam, gas, electricity, water, an communication service to the United States, state of North Dakota, or any of its subdivisions, departments or institutions, any county, city, village, township, school district, park district, or municipal corporation or to any parochial school operated on a non-profit basis;
- ((7. Gross receipts from the sale, by any drug store, of drugs sold under a doctor's prescription;))
- ((8.)) 6. Gross receipts from sales of commercial fertilizers and from the sale of seeds, roots, bulbs and small plants to users or consumers for planting or transplanting for vegetable gardens or agricultural purposes, and from services for applying pesticides for agricultural purposes;
- ((9. Gross receipts from sales of oxygen sold to any person who purchases it upon the written order of a doctor for his own use for medical purposes; and))
- ((10.)) 7. Gross receipts from the sale of gasoline, cigarettes, snuff, insurance premiums, or any other article or product upon which the state of North Dakota imposes a special tax ((.));
8. Gross receipts from the sale or furnishing of medical, dental, or hospital services and gross receipts from drugs sold under a doctor's prescription;
9. Gross receipts from all funeral establishments and crematory services; and
10. Gross receipts from the furnishing of services by any person who provides to students or trainees instruction or training in voice, musical instruments, dancing and similar physical skills, and academic, commercial or trade school courses.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 613 has had the same under consideration and recommends that the same be amended as follows:

In line 18 delete the "period" and insert the following " , provided that out-of-state teaching time shall not exceed seven years."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 648 has had the same under consideration and recommends that the same be amended as follows:

In line 105 delete the word "three" and insert in lieu thereof the word "four"

In line 108 delete the word "four" and insert in lieu thereof the word "five"

In line 111 delete the word "five" and insert in lieu thereof the word "six"

In line 113 delete the word "six" and insert in lieu thereof the word "seven"

In line 590 delete the period and insert in lieu thereof a semicolon

After line 590, add a new subsection as follows:

"4. Interest upon obligations of the state of North Dakota or any political subdivision thereof."

Immediately following line 886 insert a new subsection 11 as follows:

"In addition a cooperative corporation subject to subchapter T of the Internal Revenue Code of 1954, as amended, shall be entitled to deduct from gross income patronage dividends and non-patronage allocations to the same extent as permitted under said subchapter T of the Internal Revenue Code of 1954, as amended, provided that payment by the cooperative to qualify for such deduction shall be five percent in addition to the minimum amounts required for similar deduction under the provisions of said subchapter T of the Internal Revenue Code of 1954, as amended."

In line 1091 following the word "commissioner", delete the semicolon and insert in lieu thereof a period and the following:

"In addition, every cooperative paying to any stockholder, member, or patron thereof dividends or allocations of ten dollars or more shall furnish to the tax commissioner on such forms as the tax commissioner may direct, a list of the North Dakota residents receiving dividends or allocations from the cooperative and the amounts paid or credited to each such person from such cooperative."

In line 1386, delete the triple parentheses before and after the word "four", delete the word "six", and immediately following the comma at the end of the line, insert the following language: "plus an additional tax computed at the rate of two percent based upon and measured by the net income of each bank and trust company for the preceding calendar year, excluding the amount of its income from tax-exempt securities for such year."

Delete all of the underscored material on lines 1388 through 1396, inclusive

In line 1402, following the word "payable", insert the words "at the rate of four percent"

Delete the underscored material on lines 1404, 1405, and 1406

In line 1408, delete the triple parentheses before and af-

ter the word "amount" and delete the words "remaining two--"

In line 1409, delete the word "thirds"

Immediately following the period on line 1411, insert the following sentence: "The amount of tax received from the levy of the additional two percent tax imposed by section 57-35-04 shall be forwarded to the state treasurer and deposited to the general fund."

In line 1425, following the word "year", insert a comma, followed by the words "including the amount of its income from tax-exempt securities"

In line 1427, delete the triple parentheses before and after the word "four", and delete the word "six"

In line 1428, following the period, insert the following sentence: "In addition, each building and loan association shall pay an additional tax computed at the rate of two percent, based upon and measured by the net income of each association for the preceding calendar year, excluding the amount of its income from tax-exempt securities for such year."

Delete all of the underscored material on lines 1430 through 1438, inclusive

In line 1444, following the word "chapter", insert the words "at the rate of four percent"

Delete the underscored material on lines 1445, 1446, and 1447

In line 1449, delete the triple parentheses before and after the word "amount" and delete the word "remaining"

In line 1450 delete the word "two-thirds"

Immediately following the period on line 1452, insert the following sentence: "The amount of tax received from the levy of the additional two percent tax imposed by section 57-35.1-02 shall be forwarded to the state treasurer and deposited to the general fund."

In line 1508 following the word "adjustments" and before the semicolon, insert a comma, followed by the words "and including cooperative dividends and allocations to patrons as covered by subchapter T of the Internal Revenue Code of 1954, as amended"

In line 1574 following the word "corporation", delete the words "or because"

In line 1575 delete the words "of business done with the corporation"

In line 1579 following the word "this", delete the words "or any other"

In line 1580 following the word "chapter", delete the words "or any other law of this state or a tax"

Delete all of lines 1581 and 1582

In line 1583 delete the words "state; provided", and insert in lieu thereof the word "and"

In line 1585 delete the word "and" and insert in lieu thereof the word "if"

In line 1587 following the word "stock", delete the words "or who did business with the corpo--"

In line 1588 delete the syllable "ration"

In line 1590 delete the word "further" and the comma following

In line 1592 following the word "this", delete the words "or any"

In line 1593 delete the word "other" and, following the word "chapter", delete the words "or a tax measured by the income of"

Delete all of line 1594

In line 1595 delete the words "or any other chapter or law of this state"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 662 has had the same under consideration and recommends that the same be amended as follows:

In line 81 after the word "fee" delete the word "to" and insert in lieu thereof the word "for"; after the word "the" delete the word "claimant's" and insert in lieu thereof the word "prevailing"

In line 89 after the word "the" delete the word "claimant's" and insert in lieu thereof the word "prevailing"

And when so amended recommends the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 685 has had the same under consideration and recommends that the same be amended as follows:

In line 7 of the title of the bill delete the "period" and add the following "and educating children of agricultural migratory workers."

In line 93 after the period insert the following words: "School districts educating children of agricultural migratory workers during the months of June, July, and August shall not be restricted to payments for a one hundred eighty day school term."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 686 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 844 has had the same under

consideration and recommends that the same be amended as follows:

In line 7 insert triple parentheses before the word "When" and after the word "the"; before the word "county" insert the word "The"

In line 8 insert triple parentheses before the word "board" and after the word "that" and before the word "any" insert the following words: "county committee for the reorganization of school districts when"

In line 12 insert triple parentheses after the word "operations"

In line 14 insert triple parentheses after the word "reason" and insert triple parentheses before and after the word "that"; before the word "any" insert the word "when"

In line 17 insert triple parentheses after the word "state,"

In line 18 insert triple parentheses after the word "commissioners"; before the word "shall" insert the following words: "upon receipt of such notice, the county committee"

In line 19 after the word "and" insert the word "shall"

In line 21 after the word "that" delete the triple parentheses and insert triple parentheses after the word "the"

In line 22 before the first word "county" insert the word "The"; before the word "board" insert triple parentheses

In line 23 after the word "commissioners" insert triple parentheses and before the first word "of" insert the following: "county committee for the reorganization of school districts"

In line 27 after the word "the" insert triple parentheses and after the word "commissioners" insert triple parentheses and before the word "shall" insert the words "county committee"

In line 30 delete the first word "the" and insert the word "an" in lieu thereof

In line 31 after the word "commissioners" insert the following: "prior to the effective date of this Act or of the county committee for the reorganization of school districts after the effective date of this Act"

In line 57 after the word "commissioners" insert the following: "prior to the effective date of this Act or of the county committee for the reorganization of school districts after the effective date of this Act"

In line 62 delete the words "at the next regular meeting of" and insert the words "and the time and the place of the hearing of"

In line 63 after the word "commissioners" insert the following: "or the county reorganization committee, as the case may be,"

In line 68 after the word "commissioners" insert the following: "or the county committee for the reorganization of school districts, as the case may be,"

In line 70 delete the word "the" and insert in lieu thereof the word "its"; delete the words "of the board"

In line 84 after the word "commissioners" insert the following: "or the county committee for the reorganization of school districts after the effective date of this Act"

THURSDAY, MARCH 7, 1963

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And when so amended recommends the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "B" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "M" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "Q" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Concurrent Resolution "Q" be placed on the calendar, which motion was lost.

The question being on the motion of Senator Mutch, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "AA" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "CC" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "FF" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "HH" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted.

Senator Ringsak made the substitute motion that Senate Concurrent Resolution "HH" be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "LL" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "PP" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "GG" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "TT" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted.

Senator Baeverstad made the substitute motion that Senate Concurrent Resolution "TT" be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "VV" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution "YY" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

March 8, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bills No. 51, 53, 58, 135, and 143.
 These bills have been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
 Governor

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 691
 House Bill No. 706
 House Bill No. 731
 House Bill No. 766

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate adopted the conference committee report on Senate Bills No. 4, 5 and 6, and on House Bill No. 539.

The vote on House Bill No. 539:

48 ayes
 0 nays
 1 absent

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE GOVERNOR

March 8, 1963

The Honorable Frank Wenstrom
 Lieutenant Governor of North Dakota
 President of the Senate
 Thirty-Eighth Legislative Assembly
 Bismarck, North Dakota

Dear Mr. Wenstrom:

Senate Bill No. 146 amends Section 49-06-02 of the North Dakota Century Code. This amendment, if approved, would make a significant change in public utility rate-making procedures followed by the North Dakota Public Service Commission.

Under our present law, a public utility is allowed a fair return on the money it honestly and prudently invests in North Dakota, less accrued depreciation.

This amendment would force the North Dakota Public Service Commission to select a higher value than that of a public utility's actual money investment in North Dakota, less accrued depreciation. This higher value would be arrived at by selecting unnamed indexes and such other facts of an equally obscure nature as the Commission might find reasonable.

It should be obvious that a given amount of net return would appear as a larger percentage of return to an actual money investment than the same net return would appear as a percentage of return to an inflated valuation. In rate-setting cases a public utility could more easily argue for increased rates without arousing public opposition if its rate of return could be made to appear comparatively low. This amendment would permit the appearance of lower

rate of return to a public utility investment if such investment were given an inflated value in excess of actual money investment.

The proponents of this amendment would not have submitted it had we been in a deflationary trend. If this amendment were enacted into law and we entered a prolonged deflationary period, I am sure there would be a determined effort by public utilities to strike this proposed amendment in favor of the rate-making procedures now in effect.

There has been no abuse cited in our present rate-making procedure. The Federal Communications Commission does not permit inflated valuations in computing rate of return for public utilities. I believe this bill is not in the best interests of our North Dakota consuming public, nor is this bill necessary to maintain the sound continued expansion of our public utilities and the excellent services they are now performing.

I therefore veto Senate Bill No. 146.

Sincerely yours,
WILLIAM L. GUY
Governor

MESSAGE TO THE GOVERNOR

March 8, 1963

The Honorable William L. Guy
Governor of North Dakota
Bismarck, North Dakota

Dear Sir:

This letter is written to acknowledge receipt of your communication of March 8, 1963, informing the Senate that you had vetoed Senate Bill No. 146.

Receipt of Senate Bill No. 146 is hereby acknowledged.

Respectfully yours,
R. E. Meidinger
President pro tem

MOTIONS

Senator Holand moved that the rules be suspended and that House Bill No. 651, House Concurrent Resolutions "V", "B-1", "W-1", "X-1", "Y-1" House Bill No. 854, and Senate Concurrent Resolution "B", "CC", "FF", "HH", "LL", "PP", "QQ", "TT" and "VV" be placed on the calendar, which motion prevailed.

Senator Holand moved that after the reading of House Bill No. 651, House Concurrent Resolutions "V", "B-1", "W-1", "X-1", "Y-1", House Bill No. 854, and Senate Concurrent Resolutions "B", "CC", "FF", "HH", "LL", "PP", "QQ", "TT" and "VV" that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President Pro Tem presiding.

Senator Holand moved that the vote by which House Bill No. 793 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 797 was indefinitely postponed, be reconsidered and the

motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 805 was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 818 was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Bill No. 657 was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Holand moved that the vote by which House Concurrent Resolution "J" was indefinitely postponed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that House Bills No. 580, 750 and 806 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS AND HOUSE RESOLUTIONS

House Bill No. 651. A Bill for an Act creating a state planning agency in the office the director of economic development who shall be director of state planning; creating a state planning fund; providing for assistance to the state director of planning; authorizing regional and metropolitan planning commissions; establishing powers and duties of such office, director, and commissions and providing for acceptance of federal aid.

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, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Sanford
Baker	Lips	Saumur
Beck	Longmire	Sinner
Berube	Mahoney	Solberg
Bopp	Meidinger	Sorlie
Forkner	Miller	Thompson
Foss	Morgan	Tuff
George	Redlin	Van Horn
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Those voting in the negative were:

Becker	Harris	Robinson
Brooks	Kjos	Roen
Chesrown	Luick	Strinden
Dahlund	Mutch	Torgerson
Erickson	Nelson	Wadeson

Absent and not voting:

Kautzmann	Kisse	Trenbeath
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 651 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "V". A concurrent resolution for the repeal of section 39 of the Constitution of the state of North Dakota which prohibits a legislator to hold any state civil office during the term for which he was elected if such office was created or its emoluments increased during the term for which such legislator was elected.

Which has been read.

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:

Baeverstad	Kamrath	Roen
Baker	Kee	Sanford
Beck	Kjos	Saumur
Becker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Holand	Robinson	

Absent and not voting:

Kautzmann Kisse

So the resolution was declared adopted.

Senator Holand moved that the vote by which House Concurrent Resolution "V" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "B-1". A Concurrent resolution for amendments of sections 28, 33, 39, 40, and 44 of the Constitution of the state of North Dakota, relating to the filling of vacancies in the senate or the house of representatives of the North Dakota legislative assembly.

Which has been read.

Senator Wartner moved that House Concurrent Resolution "B-1" be amended as follows:

In line 2 of the title delete the numeral "39,".

Delete lines 23 through 34.

Renumber the lines and sections accordingly.

Which motion prevailed.

Senator Wartner moved that the rules be suspended and that House Concurrent Resolution "B-1" be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Concurrent Resolution "B-1", as amended by the Senate, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sorlie
Berube	Longmire	Torgerson
Brooks	Luick	Trenbeath
Chesrown	Meidinger	Tuff
Dahlund	Miller	Van Horn
Erickson	Redlin	Wartner
Forkner	Reichert	Witteman
George	Sinner	

Those voting in the negative were:

Baker	Kee	Robinson
Beck	Kjos	Roen
Becker	Lips	Sanford
Bopp	Mahoney	Saumur
Foss	Morgan	Solberg
Harris	Mutch	Strinden
Hernett	Nelson	Thompson
Holand	Ringsak	Wadeson

Absent and not voting:

Kautzmann	Kisse
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So the resolution was declared lost.

House Concurrent Resolution "W-1". A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

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:

Baker	Kamrath	Robinson
Beck	Kee	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman

Absent and not voting:

Baeverstad	Kisse	Sinner
Kautzmann		

So the resolution was declared adopted.

Senator Holand moved that the vote by which House Concurrent Resolution "W-1" was passed, be reconsidered

and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "X-1". 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.

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:

Baker	Kamrath	Robinson
Beck	Kee	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	

Absent and not voting:

Baeverstad	Kisse	Witteman
Kautzmann	Sinner	

So the resolution was declared adopted.

Senator Holand moved that the vote by which House Concurrent Resolution "X-1" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Concurrent Resolution "Y-1". A concurrent resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

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:

Baker	Kamrath	Robinson
Beck	Kee	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff

George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand		

Absent and not voting:

Baeverstad	Kisse	Sinner
Kautzmann	Ringsak	Witte man

So the resolution was declared adopted.

Senator Holand moved that the vote by which House Concurrent Resolution "Y-1" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 854. A Bill for an Act to amend and reenact sections 6-01-02, 6-02-01, 6-05-01, and 6-05-02 of the North Dakota Century Code relating to definitions and compliance with laws for organization of banks and trust companies, and declaring an emergency.

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, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kee	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witte man

Those voting in the negative were:

Forkner

Absent and not voting:

Kautzmann	Kisse	Sinner
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So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 854 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

FIRST READING OF A SENATE RESOLUTION

Senator Holand requested the consent of the Senate to introduce Senate Resolution No. 4, which consent was granted.

Senator Holand introduced:

Senate Resolution No. 4. A resolution expressing the appreciation of the North Dakota senate to the gallant

capitol press corps for their efforts toward the improvement of the financial plight of the state.

Was read the first time.

Senator Holand moved that the rules be suspended and that Senate Resolution No. 4 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 4. A resolution expressing the appreciation of the North Dakota senate to the gallant capitol press corps for their efforts toward the improvement of the financial plight of the state.

Was read the second time.

Senator Holand moved that Senate Resolution No. 4 be adopted, which motion was lost by a loud, overwhelming nay vote.

SECOND READING OF A HOUSE BILL

House Bill No. 530. A Bill for an Act to create and enact sections 39-09-09 and 39-09-10; to amend and reenact sections 39-09-02, 39-09-03, and 39-09-07, subsection 18 of section 40-05-01, and subsection 14 of section 40-05-02 of the North Dakota Century Code, relating to speed limits upon the highways and streets of the state.

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, 6; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Bedlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	

Those voting in the negative were:

Chesrown	Nelson	Van Horn
Meidinger	Strinden	Witteaman

Absent and not voting:

Berube	Kisse
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 530 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "B". A concurrent resolution authorizing and directing the legislative research

committee to continue its study of the water conservation laws of the state in order to provide for the greatest possible conservation and utilization of the water resources of the state.

Which has been read.

Senator Mutch moved that Senate Concurrent Resolution "B" be adopted, which motion prevailed.

Senator Holand moved that the vote by which Senate Concurrent Resolution "B" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "CC". A concurrent resolution directing the legislative research committee to study North Dakota's transportation laws.

Which has been read.

Senator Mutch moved that Senate Concurrent Resolution "CC" be adopted, which motion prevailed.

Senator Holand moved that the vote by which Senate Concurrent Resolution "CC" was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "FF". A concurrent resolution directing the legislative research committee to study the outdoor recreation program within the state with a view toward its future development.

Which has been read.

Senator Mutch moved that Senate Concurrent Resolution "FF" be adopted, which motion was lost.

Senate Concurrent Resolution "HH". A concurrent resolution directing the legislative research committee to study the practicability and economic justification for the conduct of farming operations as presently conducted at state institutions.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 24; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kee	Strinden
Beck	Longmire	Thompson
Berube	Luick	Torgerson
Bopp	Mahoney	Tuff
Erickson	Miller	Van Horn
Foss	Reichert	Wadeson
Harris	Ringsak	Wartner
Kamrath	Saumur	Witteman

Those voting in the negative were:

Baker	Holand	Redlin
Becker	Kautzmann	Robinson
Brooks	Kjos	Roen
Chesrown	Lips	Sanford
Dahlund	Meidinger	Solberg
Forkner	Morgan	Sorlie
George	Mutch	Trenbeath
Hernett	Nelson	

Absent and not voting:

Kisse Sinner

So the resolution was declared adopted.

Senator Wartner moved that the vote by which Senate Concurrent Resolution "HH" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "LL". A concurrent resolution directing the legislative research committee to study the organization and management of institutions under the board of administration.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "LL" be adopted, which motion prevailed.

Senator Holand moved that the vote by which Senate Concurrent Resolution "LL" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "PP". A concurrent resolution directing the legislative research committee, with the assistance of outstanding citizens of the state, to conduct a study of the Constitution of the state of North Dakota, and to make its recommendations in regard to the revision thereof, to the Thirty-ninth Legislative Assembly.

Which has been read.

Senator Mutch moved that Senate Concurrent Resolution "PP" be adopted, which motion prevailed.

Senator Holand moved that the vote by which Senate Concurrent Resolution "PP" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "QQ". A concurrent resolution directing the legislative research committee to conduct a study of the laws governing the division, consolidation, and disorganization of counties.

Which has been read.

Senator Mutch moved that Senate Concurrent Resolution "QQ" be adopted, which motion prevailed.

Senator Holand moved that the vote by which Senate Concurrent Resolution "QQ" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "TT". A concurrent resolution directing the legislative research committee to study methods of taxation of oil and gas production and the distribution of funds derived therefrom.

Which has been read.

Senator Baeverstad moved that House Concurrent Resolution "TT" be adopted, which motion prevailed.

Senator Holand moved that the vote by which Senate Concurrent Resolution "TT" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senate Concurrent Resolution "VV". A concurrent resolution directing the legislative research committee, with the aid and cooperation of the state tax department, to continue its study of the state tax laws and tax structures.

Which has been read.

Senator Mutch moved that Senate Concurrent Resolution "VV" be adopted, which motion prevailed.

Senator Holand moved that the vote by which Senate Concurrent Resolution "VV" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Concurrent Resolution "AAA" has had the same under consideration and recommends the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "Z-1". A House Concurrent Resolution of commendation to the Board of Directors of the Winter Show at Valley City, North Dakota.

Was read the first time.

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "Z-1" be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "Z-1". A House Concurrent Resolution of commendation to the Board of Directors of the Winter Show at Valley City, North Dakota.

Was read the second time.

Senator Holand moved that House Concurrent Resolution "Z-1" be adopted, which motion prevailed.

Senator Holand moved that the vote by which House Concurrent Resolution "Z-1" was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Aloys Wartner, Jr.
Robert Chesrown
Wm. R. Reichert

For the House:

Robert F. Reimers
J. Garvin Jacobson
Walter Christensen

Senator Wartner moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to adopt the conference committee report on Senate Concurrent Resolution "A" and has appointed a new committee:

Representatives:

Fossum
Olienyk
Hoffner

GERALD L. STAIR, Chief Clerk.

APPOINTMENT OF CONFERENCE COMMITTEES

The President appointed as a conference committee on Senate Concurrent Resolution "A", Senators Wartner, Chesson and Reichert.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 47 has had the same under consideration and recommends that the House recede from its amendments and the the same be amended as follows:

In line 29 of the engrossed bill, after the word schools, delete the period (.) and insert in lieu thereof the following language:

"with the approval of the board of county commissioners."

Renumber lines accordingly.

And when so amended recommends that the same do pass.

For the Senate:

R. E. Meidinger
Dave M. Robinson
Rolland Redlin

For the House:

Bryce Streibel
Mike Olienyk
Treadwell Haugen

Senator Redlin moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 47 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 47. A Bill for an Act to create and enact section 15-53-06.1 and to amend and reenact section 15-53-05 of the North Dakota Century Code, relating to the legal advisor for and the membership of the county committee for school district reorganization.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteman

Absent and not voting:

Becker	Sinner	Wartner
Kisse		

So the bill passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to House Bills No. 501, 529, 600, 602, 608, 612, 628, 678, 712, 714, 719, 725, 727, 776, 813, 815, 883 and House Concurrent Resolution "O" be dispensed with, which motion prevailed.

Senator Holand moved that the amendments to House Bill No. 501 be considered after the amendments to House Concurrent Resolution "O", which motion prevailed.

Senator Kee moved that the amendments to House Bill No. 529 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 600 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 602 be adopted.

Senator Redlin made the substitute motion that House Bill No. 602 be amended as follows:

In line 10 delete the triple parentheses

In line 14 delete the triple parentheses and insert after the word "years" the following: ". The school board, upon a favorable vote of four-fifths of its members, may approve a program of excusing students from attending school for the purpose of"

In line 15 after the word "instructions" insert the words "in the manner upon the basis hereinafter provided"

In line 22 delete the word "children's and insert in lieu thereof the word "students"

In line 23 delete "and/" and insert after the word "or" the words "for their"

Which motion prevailed.

Senator Kee moved that the amendments to House Bill No. 608 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 612 be adopted, which motion prevailed.

Senator Kee moved that the amendments to House Bill No. 628 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 678 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 712 be adopted, which motion prevailed.

Senator Wartner moved that the amendments to House Bill No. 714 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 719 be adopted, which motion prevailed.

Senator Roen moved that House Bill No. 719 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Longmire moved that the amendments to House Bill No. 725 be adopted, which motion prevailed.

Senator Kee moved that the amendments to House Bill No. 727 be adopted, which motion prevailed.

Senator Kee moved that the amendments to House Bill No. 776 be adopted, which motion prevailed.

Senator Miller moved that the amendments to House Bill No. 813 be adopted.

Senator Longmire made the substitute motion that House Bill No. 813 be amended as follows:

In line five of the title after the word "exceed" delete the word "three-"

In line six of the title delete the words "quarters of"

In line 2 after the first word "of" delete the word "two" and insert in lieu thereof the word "ten"

In line 60 after the word "exceed" delete the word "forty" and insert in lieu thereof the word "ten"

In line 85 after the word "exceed" delete the words "three-quarters of"

Which motion prevailed.

Senator Brooks moved that House Bill No. 813 be further amended as follows:

In line 149 after the word "unit" insert the following: "and shall consist of not less than one psychiatrist, one psychologist, one medical doctor, two registered nurses, one of which must have psychiatric training, and not less than two case workers."

And renumber the lines accordingly.

Which motion prevailed.

Senator Baeverstad moved that the amendments to House Bill No. 815 be adopted, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 883 be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Concurrent Resolution "O" be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bills No. 529, 600, 602, 608, 612, 628, 678, 712, 714, 725, 727, 776, 813, 815, 883 and House Concurrent Resolution "O", be placed on the calendar for second reading and final passage.

Senator Holand moved that after the reading of House Bills No. 529, 600, 602, 608, 612, 628, 678, 712, 714, 725, 727, 776, 813, 815, 883 and House Concurrent Resolution "O", that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS

Bismarck, March 7, 1963

The Senate convened at the call of the chair, pursuant to recess taken, the President Pro Tem presiding.

REPORT OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Memorial Resolution No. 1002

Was delivered to the Secretary of State at the hour of 9:40 o'clock a.m., March 9, 1963.

SENATOR HARRIS, Chairman.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 47.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

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. 880

Senators:
Ringsak
Strinden
Sinner

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

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. 846

Senators:
Miller
Trenbeath
Kamrath

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

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 Senate Concurrent Resolution "A"

Senators:
Wartner
Chesrown
Reichert

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Holand moved that House Bills No. 580, 750, 806 and 602 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 529. A Bill for an Act to create and enact subsection 62 of section 39-01-01, sections 39-10-02.1, 39-10-54.1, 39-10-63.1, and chapter 39-21 of the North Dakota Century Code; to amend and reenact subsection 4 of section 24-01-13, sections 39-07-02, 39-07-03, 39-07-04, 39-07-05, 39-07-07, 39-07-11, 39-10-04, 39-10-15, 39-10-23, 39-10-24, 39-10-39, 39-10-44, and 39-10-46 of the North Dakota Century Code, relating to the operation and equipment of motor vehicles, and providing a penalty; and to repeal subsection 1 of section 39-10-22, sections 39-10-10, 39-10-66, and 39-12-10, and chapter 39-11 of the North Dakota Century Code, relating to the operation and equipment of motor vehicles.

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, 11; absent and not voting, 5.

Those voting in the affirmative were:

Baker	Kamrath	Saumur
Becker	Longmire	Sinner
Berube	Luick	Solberg
Brooks	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Tuff
George	Redlin	Van Horn
Harris	Reichert	Wadeson
Hernett	Roen	Wartner
Holand	Sanford	Witterman

Those voting in the negative were:

Bopp	Kisse	Ringsak
Chesrown	Kjos	Robinson
Erickson	Lips	Trenbeath
Kee	Mutch	

Absent and not voting:

Baeverstad	Kautzmann	Torgerson
Beck	Nelson	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 529 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 600. A Bill for an Act to create and enact section 15-53-14.1 of the North Dakota Century Code, relating to an election for the purpose of reorganizing by consolidation of two or more previously reorganized school districts, and declaring an emergency.

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, 1; absent and not voting, 7.

Those voting in the affirmative were:

Baker	Kee	Roen
Becker	Kisse	Saumur

Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Those voting in the negative were:
Sanford

Absent and not voting:

Baeverstad	Kautzmann	Nelson
Beck	Morgan	Torgerson
Hernett		

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 600 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 608. A Bill for an Act to provide for the taxing of mobile homes, sleeping trailers, and camping trailers in lieu of any personal property taxes thereon, providing for the collection and disbursement of such license fees, and providing penalties.

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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteman

Absent and not voting:

Baeverstad	Kautzmann	Nelson
Beck		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 608 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 612. A Bill for an Act to amend and re-enact subsections 3 and 4 of section 15-35-02 of the North Dakota Century Code, relating to the construction of school buildings, and declaring an emergency.

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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman

Absent and not voting:

Baeverstad	Kautzmann	Nelson
Beck		

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 612 was passed, be reconsidered and the motion to re-consider be laid on the table, which motion prevailed.

House Bill No. 628. A Bill for an Act to amend and re-enact section 39-04-36 of the North Dakota Century Code relating to the transfer of registration and number plates to provide for such transfer in certain instances.

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, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Holand	Ringsak	Wartner
Kamrath	Robinson	Witteaman

Absent and not voting:

Baeverstad	Kautzmann	Nelson
Beck		

So the bill passed and the title was agreed to.

Senator Holand 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. 678. A Bill for an Act to provide for a state game and fish advisory board, prescribing its duties, powers and compensation; creating subsection 15 of section 20-02-04; and amending section 20-02-01 of the North Dakota Century Code, relating to the appointment of the state game and fish commissioner and his duties.

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, 11; absent and not voting, 5.

Those voting in the affirmative were:

Baker	Kee	Ringsak
Becker	Kisse	Robinson
Bopp	Kjos	Sanford
Chesrown	Lips	Saumur
Dahlund	Longmire	Thompson
Forkner	Luick	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Those voting in the negative were:

Berube	Mahoney	Solberg
Brooks	Meidinger	Strinden
Erickson	Roen	Wadeson
Hernett	Sinner	

Absent and not voting:

Baeverstad	Kautzmann	Sorlie
Beck	Nelson	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 678 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 712. A Bill for an Act to create and enact section 15-10-18.1 of the North Dakota Century Code, relating to the waiver of registration, matriculation, and tuition fees for the attendance at any state institution of higher education by a qualified graduate of the North Dakota industrial school.

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, 4; absent and not voting, 4.

Those voting in the affirmative were:

Baker	Kee	Roen
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Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Robinson	

Those voting in the negative were:

Forkner	Strinden	Wadeson
Ringsak		

Absent and not voting:

Baeverstad	Kautzmann	Nelson
Beck		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 712 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 714. A Bill for an Act to amend and reenact sections 2-05-09, 5-01-04, 5-01-05, 5-01-11, 5-01-14, 5-01-22, 5-01-25, 5-01-26, 5-01-27, 5-01-28, 5-04-03, 12-44-25, 12-44-27, 12-44-28, 12-47-21, 16-12-01, 16-20-13, 16-20-14, 20-01-04.1, 48-05-06, and 53-02-12 of the North Dakota Century Code, relating to the possession, sale, consumption and use of alcoholic beverages, providing penalties, and declaring an emergency.

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:

Baker	Kee	Robinson
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Absent and not voting:

Baeverstad	Kautzmann	Roen
Beck	Nelson	Trenbeath

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 714 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 725. A Bill for an Act to amend and reenact sections 37-01-09, 37-01-10, 37-01-28, 37-03-05, 37-03-13, 37-04-08, 37-04-09, 37-06-06, and 37-07-02 of the North Dakota Century Code, relating to service medals, compliance with orders by militia, duties of adjutant general, control and insurance of military property, pay and expense of personnel of national guard, disbursement of funds and receipts, reports, and re-enlistments in the national guard.

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, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Baker	Kamrath	Robinson
Becker	Kisse	Roen
Berube	Lips	Sanford
Bopp	Longmire	Saumur
Chesrown	Luick	Sinner
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Morgan	Torgerson
George	Mutch	Tuff
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	

Those voting in the negative were:

Brooks	Kjos	Van Horn
Kee	Solberg	Witteman

Absent and not voting:

Baeverstad	Kautzmann	Trenbeath
Beck	Nelson	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 725 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 727. A Bill for an Act to create and enact a new subsection of section 39-01-01 and subdivision d of subsection 2 of section 39-04-19, to amend and reenact sections 39-04-13, 39-04-35, 39-05-27, and 39-18-03 of the North Dakota Century Code, relating to the licensing and registration of motor vehicles; and to repeal subsection 27 of section 39-01-01, and sections 39-02-06, 39-04-45, 39-04-46, 39-04-47, 39-04-48, 39-04-49, 39-04-50, 39-04-51, 39-04-52, 39-04-53, 39-05-23, and 39-05-24 of the North Dakota Century Code, relating to transporting of vehicles and records of stolen vehicles.

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:

Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Baeverstad	Kautzmann	Trenbeath
Beck	Nelson	

So the bill passed and the title was agreed to.

Senator Becker moved that the vote by which House Bill No. 727 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 776. A Bill for an Act to amend and reenact sections 39-06-31 and 39-06-32 of the North Dakota Century Code, relating to the licensing of motor vehicle operators and the revocation of licenses.

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, 5; nays, 40; absent and not voting, 4.

Those voting in the affirmative were:

Longmire	Thompson	Witteman
Redlin	Van Horn	

Those voting in the negative were:

Baker	Kamrath	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Saumur
Brooks	Lips	Sinner
Chesrown	Luick	Solberg
Dahlund	Mahoney	Sorlie
Erickson	Meidinger	Strinden
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Reichert	Wadeson
Hernett	Ringsak	Wartner
Holand		

Absent and not voting:

Baeverstad	Kautzmann	Nelson
Beck		

So the bill was declared lost.

Senator Holand moved that the vote by which House Bill No. 776 was lost, be reconsidered and the motion to

reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 530

House Bill No. 651

House Bill No. 709

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 657

House Bill No. 686

House Bill No. 793

House Bill No. 797

House Bill No. 805

House Bill No. 818

House Concurrent Resolution "J"

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "B"

Senate Concurrent Resolution "CC"

Senate Concurrent Resolution "HH"

Senate Concurrent Resolution "LL"

Senate Concurrent Resolution "PP"

Senate Concurrent Resolution "QQ"

Senate Concurrent Resolution "TT"

Senate Concurrent Resolution "VV"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 854

House Concurrent Resolution "V"

House Concurrent Resolution "W-1"

House Concurrent Resolution "X-1"

House Concurrent Resolution "Y-1"

House Concurrent Resolution "Z-1"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 504

House Bill No. 524

House Bill No. 525
House Bill No. 624
House Bill No. 713
House Bill No. 794
House Bill No. 874
House Bill No. 507

GERALD L. STAIR, Chief Clerk.
House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to:

House Bill No. 523
House Bill No. 535
House Bill No. 675
House Bill No. 816

and the Speaker has appointed conference committees to act with like committees from the Senate,

Representatives:

Anderson (Richland)
Diehl
Solberg to act on House Bill No. 523.

Representatives:

Currie
Unke
Stallman to act on House Bill No. 535

Representatives:

Goebel
Bier
Hauf to act on House Bill No. 675.

Representatives:

Dick
Schaffer
Vendssel to act on House Bill No. 816.

GERALD L. STAIR, Chief Clerk.
House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

Senate Bill No. 274

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.
House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "N"
House Concurrent Resolution "N-1"
House Concurrent Resolution "O-1"
House Concurrent Resolution "P-1"
House Concurrent Resolution "S-1"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.
House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 511
House Bill No. 513

House Bill No. 514
 House Bill No. 517
 House Bill No. 521
 House Bill No. 542
 House Bill No. 582
 House Bill No. 606
 House Bill No. 607
 House Bill No. 627
 House Bill No. 632
 House Bill No. 641
 House Bill No. 653
 House Bill No. 688
 House Bill No. 708
 House Bill No. 711
 House Bill No. 721
 House Bill No. 740
 House Bill No. 746
 House Bill No. 768
 House Bill No. 778
 House Bill No. 780
 House Bill No. 782
 House Bill No. 783
 House Bill No. 796
 House Bill No. 836
 House Bill No. 841
 House Bill No. 866
 House Bill No. 881

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

SECOND READING OF A HOUSE BILL

House Bill No. 813. A Bill for an Act to authorize the establishment of community mental health service units, to provide for their administration and for state aid and assistance from mental health division of the state department of health, and to authorize a mill levy of not to exceed three-quarters of one mill for such purpose.

Which has been read.

Senator Longmire moved that House Bill No. 813 be amended as follows:

In line 149 after the word "unit" delete the following: "and shall consist of not less than one psychiatrist, one psychologist, one medical doctor, two registered nurses, one of which must have psychiatric training, and not less than two case workers," and insert in lieu thereof the following: "and shall consist of not less than two social workers, and one part time psychologist and one part time psychiatrist."

And renumber the lines accordingly.

ROLL CALL

The question being on the motion of Senator Longmire, the roll was called and there were ayes, 25; nays, 20; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Meidinger	Solberg
Bopp	Miller	Sorlie
George	Redlin	Thompson
Hernett	Reichert	Tuff

Holand	Roen	Van Horn
Kamrath	Sanford	Wadeson
Kisse	Saumur	Wartner
Longmire	Sinner	Witteman
Mahoney		

Those voting in the negative were:

Baker	Foss	Mutch
Becker	Harris	Ringsak
Brooks	Kee	Robinson
Chesrown	Kjos	Strinden
Dahlund	Lips	Torgerson
Erickson	Luick	Trenbeath
Forkner	Morgan	

Absent and not voting:

Baeverstad	Kautzmann	Nelson
Beck		

So the motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 813 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 913, as amended from the floor, the roll was called and there were ayes, 22; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Meidinger	Solberg
Bopp	Miller	Sorlie
Brooks	Redlin	Thompson
Holand	Reichert	Tuff
Kamrath	Roen	Van Horn
Kisse	Saumur	Wartner
Longmire	Sinner	Witteman
Mahoney		

Those voting in the negative were:

Baker	Harris	Nelson
Becker	Hernett	Ringsak
Chesrown	Kee	Robinson
Dahlund	Kjos	Sanford
Erickson	Lips	Strinden
Forkner	Luick	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Wadeson

Absent and not voting:

Baeverstad	Beck	Kautzmann
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So the bill was declared lost.

Senator Forkner moved that the vote by which House Bill No. 813 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tem appointed as a conference committee on House Bill No. 523, Senators Baker, Sorlie and Van Horn.

March 9, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-eighth Legislative Assembly

Senate Chambers
Bismarck, North Dakota

Greetings:

On March 8 I signed Senate Bills No. 251, 261, 287, 308, 315, and 347.

Today I have signed Senate Bills No. 161, 172, 192, 201, 221, 233, and 238.

These bills have been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
Governor

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 522 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Lindberg
Streibel
Anderson (McHenry)

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that after the reading of Senate Concurrent Resolution "AAA", that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President Pro Tem presiding.

APPOINTMENT OF CONFERENCE COMMITTEES

The President Pro Tem appointed as a conference committee on House Bill No. 522, Senators Luick, Saumur and Thompson.

The President Pro Tem appointed as a conference committee on House Bill No. 535, Senators Trenbeath, Saumur and Witteman.

The President Pro Tem appointed as a conference committee on House Bill No. 675, Senators Longmire, Wartner and Berube.

The President Pro Tem appointed as a conference committee on House Bill No. 816, Senators Robinson, Erickson and Van Horn.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

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. 523

Senators:
Baker
Sorlie
Van Horn

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 529
 House Bill No. 600
 House Bill No. 608
 House Bill No. 612
 House Bill No. 628
 House Bill No. 678
 House Bill No. 712
 House Bill No. 714
 House Bill No. 725
 House Bill No. 727

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
 Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 776
 House Bill No. 813

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 10, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 10 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 10. A Bill for an Act making an appropriation for the general maintenance and operation of the Tag and Sign Plant at the State Penitentiary.

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:

Baker	Kamrath	Robinson
Becker	Kautzmann	Roen
Berube	Kee	Sanford
Bopp	Kisse	Saumur
Brooks	Kjos	Solberg
Chesrown	Lips	Sorlie
Dahlund	Longmire	Thompson
Erickson	Luick	Torgerson
Forkner	Mahoney	Trenbeath
Foss	Meidinger	Tuff
George	Morgan	Van Horn
Harris	Mutch	Wartner
Hernett	Nelson	Witteaman
Holand	Reichert	

Absent and not voting:

Baeverstad	Redlin	Strinden
Beck	Ringsak	Wadeson
Miller	Sinner	

So the bill passed and the title was agreed to.

Senator Mutch moved that the Senate do concur in the House amendments to Senate Bill No. 35, which motion prevailed.

Senator Mutch moved that the rules be suspended and that Senate Bill No. 35 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 35. A Bill for an Act to create and enact section 5-03-26 of the North Dakota Century Code, providing for the imposition of an excise tax upon the sale or the possession of nonalcoholic commodities suitable for use in mixed drinks, to retail dealers engaged in the business of selling alcoholic beverages at retail in lieu of retail sales taxes and providing for the collection, administration and allocation of such tax, and imposing a penalty.

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, 30; nays, 9; absent and not voting, 10.

Those voting in the affirmative were:

Baker	Kamrath	Robinson
Becker	Kautzmann	Roen
Brooks	Kee	Sanford
Dahlund	Kisse	Saumur
Erickson	Kjos	Solberg
Foss	Lips	Sorlie
George	Longmire	Torgerson
Harris	Luick	Trenbeath
Hernett	Meidinger	Tuff
Holand	Mutch	Wartner

Those voting in the negative were:

Berube	Morgan	Thompson
Bopp	Nelson	Van Horn
Forkner	Reichert	Witteman
Mahoney		

Absent and not voting:

Baeverstad	Miller	Sinner
Beck	Redlin	Strinden
Chesrown	Ringsak	Wadeson

So the bill passed and the title was agreed to.

Senator Mutch moved that the Senate do not concur in the House amendments to Senate Bill No. 36 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 36, Senators Mutch, Lips and Reichert.

Senator Roen moved that the Senate do not concur in the House amendments to Senate Bill No. 41 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 41, Senators Roen, Trenbeath and Sinner.

Senator Kee moved that the Senate do concur in the House amendments to Senate Bill No. 71, which motion prevailed.

Senator Kee moved that the rules be suspended and that Senate Bill No. 71 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 71. A Bill for an Act to amend and reenact sections 49-18-12 and 49-18-16 of the North Dakota Century Code, relating to the granting and revocation of a temporary permit by the public service commission for service by a common carrier to specific points or territories.

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:

Baker	Kautzmann	Roen
Becker	Kee	Sanford
Berube	Kisse	Saumur
Bopp	Kjos	Sinner
Brooks	Lips	Solberg
Dahlund	Longmire	Sorlie
Erickson	Luick	Thompson
Forkner	Mahoney	Torgerson
Foss	Meidinger	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteaman

Absent and not voting:

Baeverstad	Miller	Ringsak
Beck	Redlin	Strinden
Chesrown		

So the bill passed and the title was agreed to.

Senator Longmire moved that the Senate do concur in the House amendments to Senate Bill No. 95, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 95 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 95. A Bill for an Act to amend and reenact sections 11-05-07, 11-05-08, 11-05-15, and 11-05-20 of the North Dakota Century Code, relating to the consolidation of counties and to repeal sections 11-05-19 and 11-05-21, of the North Dakota Century Code.

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:

Baker	Kee	Roen
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Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Robinson	Witteaman
Kautzmann		

Absent and not voting:

Baeverstad	Chesrown	Ringsak
Beck	Miller	Strinden

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator George moved that the Senate do not concur in the House amendments to Senate Bill No. 114, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

The President appointed as a conference committee on Senate Bill No. 114, Senators Lips, Longmire and Reichert.

Senator Morgan moved that the Senate do concur in the House amendments to Senate Bill No. 122, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 122 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. 122. A Bill for an Act to provide for payments in lieu of taxes on real property owned by the state of North Dakota and controlled by the state game and fish department and providing for an effective date.

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:

Baker	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Saumur
Brooks	Lips	Solberg
Dahlund	Longmire	Sorlie
Erickson	Luick	Thompson
Forkner	Mahoney	Torgerson
Foss	Meidinger	Tuff
George	Morgan	Van Horn
Harris	Mutch	Wadeson
Hernett	Nelson	Wartner
Holand	Redlin	Witteaman
Kamrath	Reichert	

Absent and not voting:

Baeverstad	Miller	Strinden
Beck	Ringsak	Trenbeath
Chesrown	Sinner	

So the bill passed and the title was agreed to.

Senator Mutch moved that the Senate do not concur in the House amendments to Senate Bill No. 127 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 127, Senators Mutch, Harris and Kamrath.

Senator Mutch moved that the Senate do concur in the House amendments to Senate Bill No. 139, which motion prevailed.

Senator Mutch moved that the rules be suspended and that Senate Bill No. 139 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 139. A Bill for an Act to amend and reenact subsection 10 of section 32-15-02, subsection 3 of section 49-02-01, and section 49-19-01 of the North Dakota Century Code, relating to the exercise of eminent domain by and the regulation of coal pipeline carriers.

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:

Baker	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Saumur
Brooks	Lips	Solberg
Dahlund	Longmire	Sorlie
Erickson	Luick	Thompson
Forkner	Mahoney	Torgerson
Foss	Meidinger	Tuff
George	Morgan	Van Horn
Harris	Mutch	Wadeson
Hernett	Nelson	Wartner
Holand	Redlin	Witteman
Kamrath	Reichert	

Absent and not voting:

Baeverstad	Miller	Strinden
Beck	Ringsak	Trenbeath
Chesrown	Sinner	

So the bill passed and the title was agreed to.

Senator Wartner moved that the Senate do concur in the House amendments to Senate Bill No. 149, which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Bill No. 149 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 149. A Bill for an Act to establish a commission on peace officers' standards and training, to provide for the appointment of a director and other employees, to provide for the establishment of standards and curriculum for peace officers' school and making an appropriation therefor.

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:

Baker	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Saumur
Brooks	Lips	Solberg
Dahlund	Longmire	Sorlie
Erickson	Luick	Thompson
Forkner	Mahoney	Torgerson
Foss	Meidinger	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman

Absent and not voting:

Baeverstad	Miller	Sinner
Beck	Ringsak	Strinden
Chesrown		

So the bill passed and the title was agreed to.

Senator George moved that the Senate do not concur in the House amendments to Senate Bill No. 205 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 205, Senators Lips, Baker and Reichert.

Senator Kee moved that the Senate do concur in the House amendments to Senate Bill No. 247, which motion prevailed.

Senator Kee moved that the rules be suspended and that Senate Bill No. 247 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 247. A Bill for an Act to amend and reenact section 2-02-01 of the North Dakota Century Code, relating to authority to acquire and regulate airports for a public purpose.

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, 1; absent and not voting, 7.

Those voting in the affirmative were:

Baker	Kautzmann	Roen
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Becker	Kee	Sanford
Berube	Kisse	Saumur
Bopp	Kjos	Solberg
Brooks	Lips	Sorlie
Dahlund	Longmire	Thompson
Erickson	Luick	Torgerson
Forkner	Mahoney	Trenbeath
Foss	Morgan	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Robinson	Witteaman
Kamrath		

Those voting in the negative were:

Mutch

Absent and not voting:

Baeverstad	Meidinger	Sinner
Beck	Miller	Strinden
Chesrown	Ringsak	

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Kee moved that the Senate do concur in the House amendments to Senate Bill No. 250, which motion prevailed.

Senator Kee moved that the rules be suspended and that Senate Bill No. 250 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 250. A Bill for an Act giving the North Dakota aeronautics commission all powers of an airport authority as defined in Chapter 2-06, Airport Authorities Act and amendments thereto of the North Dakota Century Code, with certain exceptions, for the purpose of constructing an airport near the International Peace Garden and such other airports or landing fields as the commission may determine, and declaring an emergency.

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:

Baker	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Saumur
Brooks	Lips	Solberg
Dahlund	Longmire	Sorlie
Erickson	Luick	Thompson
Forkner	Mahoney	Torgerson
Foss	Meidinger	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Absent and not voting:

Baeverstad	Miller	Sinner
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Beck Ringsak Strinden
 Chesrown

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Wartner moved that the Senate do concur in the House amendments to Senate Bill No. 264, which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Bill No. 264 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 264. A Bill for an Act to amend and reenact sections 32-09-14 and 32-09-15 of the North Dakota Century Code, relating to the time period allowed for answering a garnishee summons.

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:

Baker	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Solberg
Brooks	Lips	Sorlie
Dahlund	Longmire	Thompson
Erickson	Luick	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Baeverstad	Mahoney	Saumur
Beck	Miller	Sinner
Chesrown	Ringsak	Strinden

So the bill passed and the title was agreed to.

Senator Longmire moved that the Senate do concur in the House amendments to Senate Bill No. 272, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 272 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 272. A Bill for an Act to amend and reenact sections 57-22-26 and 57-22-27 of the North Dakota Century Code, relating to deductions of personal property taxes from salaries and claims against public funds and who are subject to such deductions.

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:

Baker	Kautzmann	Robinson
Becker	Kee	Roen
Berube	Kisse	Sanford
Bopp	Kjos	Solberg
Brooks	Lips	Sorlie
Dahlund	Longmire	Thompson
Erickson	Luick	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Absent and not voting:

Baeverstad	Mahoney	Saumur
Beck	Miller	Sinner
Chesrown	Ringsak	Strinden

So the bill passed and the title was agreed to.

Senator Kee moved that the Senate do not concur in the House amendments to Senate Bill No. 285 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 285, Senators Forkner, Mutch and Thompson.

Senator Mutch moved that the Senate do concur in the House amendments to Senate Bill No. 302, which motion prevailed.

Senator Mutch moved that the rules be suspended and that Senate Bill No. 302 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 302. A Bill for an Act to provide for the regulation of employment agents and employment agencies and providing a penalty.

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:

Baker	Kee	Robinson
Berube	Kisse	Roen
Bopp	Kjos	Sanford
Brooks	Lips	Sinner
Dahlund	Longmire	Solberg
Erickson	Luick	Sorlie
Forkner	Mahoney	Thompson
Foss	Meidinger	Torgerson
George	Morgan	Trenbeath
Harris	Mutch	Tuff
Hernett	Nelson	Van Horn
Holand	Redlin	Wadeson
Kamrath	Reichert	Witteaman
Kautzmann		

Absent and not voting:

Baeverstad	Chesrown	Saumur
Beck	Miller	Strinden
Becker	Ringsak	Wartner

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Concurrent Resolution "EE", which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolution "EE" be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Concurrent Resolution "EE". A concurrent resolution in regard to arrangements for a "Newsmen's Day" during the 1965 session of the legislative assembly and urging the North Dakota Association of Broadcasters to join in such arrangements.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "EE" be adopted, as amended by the House, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred House Bill No. 523 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

Baker
Sorlie
Van Horn

For the House:

Anderson
Diehl
Solberg

Senator Baker moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President Pro Tem appointed as a new conference committee on House Bill No. 523, Senators Erickson, Lips and Bopp.

March 9, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bill No. 163.

This bill has been filed with the Secretary of State.

Sincerely yours,
William L. Guy
Governor

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 285 and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Forkner
Mutch
Thompson

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 10, 35, 71, 95, 122, 139, 149, 247, 250, 264, 272, 302, and Senate Concurrent Resolution "EE".

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to:

Senate Bill No. 36
Senate Bill No. 41
Senate Bill No. 114
Senate Bill No. 127
Senate Bill No. 205

And the President has appointed as conference committees to act with like committees from the House,

Senators:

Mutch
Lips
Reichert to act on Senate Bill No. 36.

Senators:

Roen
Trenbeath
Sinner to act on Senate Bill No. 41

Senators:

Lips
Longmire
Reichert to act on Senate Bill No. 114.

Senators:

Mutch
Harris
Kamrath to act on Senate Bill No. 127.

Senators:

Lips
Baker
Reichert to act on Senate Bill No. 205.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the

House has refused to adopt the conference committee report on Senate Bill No. 47 and the Speaker has appointed Reps. Bratcher, Johnson and Bloom to act with a like committee from the Senate.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to:

House Bill No. 515

House Bill No. 671

And the Speaker has appointed as conference committees to act with like committees from the Senate,

Representatives:

Schnell

Bowman

Breum to act on House Bill No. 515.

Representatives:

Dagman

Aamoth

Christensen of McLean to act on House Bill No. 671.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 530 and the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Tweten

Streibel

Giffey

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 512

House Bill No. 651

House Bill No. 709

House Bill No. 846

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 507

House Bill No. 510

House Bill No. 534

House Bill No. 609

House Bill No. 618

House Bill No. 639

House Bill No. 781

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution "Q".

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 131

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 131:

In the engrossed bill, delete all of lines 69 through 77.

In line 78 delete the words "or any upper or lower areas be considered."

In line 192 delete the word "cars" and insert in lieu thereof the words "motor vehicles"

In line 197 delete the word "cars" and insert in lieu thereof the words "motor vehicles"

In line 199 delete the word "car" and insert in lieu thereof the words "motor Vehicle"

In line 210 delete the word "car" and insert in lieu thereof the words "motor vehicle"

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 48

Senate Bill No. 85

Senate Bill No. 153

Senate Bill No. 187

Senate Bill No. 188

Senate Bill No. 217

Senate Bill No. 301

Senate Bill No. 331

Senate Bill No. 349

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS

Bismarck, March 7, 1963

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 520
 House Bill No. 532
 House Bill No. 558
 House Bill No. 576
 House Bill No. 599
 House Bill No. 698
 House Bill No. 713
 House Bill No. 735
 House Bill No. 749
 House Bill No. 764
 House Bill No. 788
 House Bill No. 794
 House Bill No. 856
 House Bill No. 860
 House Bill No. 868
 House Bill No. 873
 House Bill No. 874
 House Bill No. 882

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Brooks moved that the Senate do concur in the House amendments to Senate Bill No. 131, which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 131 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 131. A Bill for an Act to repeal Section 39-04-28, Section 39-04-30, Section 39-04-31, Section 39-04-32, Section 39-04-33, Section 39-04-34 and Section 39-04-35 and for an Act to create a new chapter of the North Dakota Century Code to be entitled Motor Vehicle Dealers relating to definition of dealer; motor vehicle dealer's licenses, fees, additional number plates; motorcycle dealers license and fee; grounds for denial, suspension, cancellation or revocation of dealers license; dealers bond required; location of used car lots; penalty for dealers permitting license to be used by another dealer; dealers to furnish information to registrar and requirements of dealers to file list of used cars with registrar, fees paid on used cars by dealers, delinquency and penalty; powers of the registrar of motor vehicles; examination of dealers books and records by registrar; officers to administer provisions of chapter; and penalty for violation of provisions of chapter.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Tuff
Foss	Morgan	Van Horn
George	Mutch	Wadeson
Harris	Nelson	Wartner
Hernett	Redlin	Witteman
Holand	Reichert	

Absent and not voting:

Forkner	Ringsak	Trenbeath
Kee	Sinner	

So the bill passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEES

The President appointed as a new conference committee on Senate Bill No. 47, Senators Meidinger, Redlin and Robinson.

The President appointed as a conference committee on House Bill No. 515 Senators Wadeson, Sorlie and Bopp.

The President appointed as a conference committee on House Bill No. 530, Senators Nelson, Kjos and Thompson.

The President appointed as a conference committee on House Bill No. 671 Senators Wartner, Ringsak and Reichert.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the conference committee on House Bill No. 523, and the President has appointed as a new conference committee to serve with a like committee from the House: Senators Erickson, Lips and Bopp.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

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 Bills No. 522, 535, 675, 816,

Senators:

Luick

Saumur

Thompson to act on House Bill No. 522.

Senators:

Trenbeath
Saumur

Witteman to act on House Bill No. 535.

Senators:

Longmire
Wartner

Berube to act on House Bill No. 675.

Senators:

Robinson
Erickson

Van Horn to act on House Bill No. 816.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills No. 529, 600, 608, 612, 628, 712, 714, 725.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 507 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Maragos
Kelly
Solberg.

GERALD L. STAIR, Chief Clerk.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 507, Senators Erickson, Baker and Van Horn.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Representatives:

Reimers
Dornacker

Backes to act on Senate Bill No. 127.

Representatives:

Christopher
Ganser

Belquist to act on Senate Bill No. 205.

Representatives:

Tweten
Unke

Giffey to act on Senate Bill No. 285.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate,

Representatives:

Fossum
Johnson
Skaar to act on Senate Bill No. 41.

Representatives:

Currie
Aamoth
Shablow to act on Senate Bill No. 36.

Representatives:

Hofstrand
Leet
Burk to act on Senate Bill No. 114.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 727 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Tweten
Bowman
Hoffner

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Concurrent Resolution "A" and the Speaker has appointed a new committee.

Representatives:

Streibel
Johnson
Haugen

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 523 and the Speaker has appointed a new conference committee:

Representatives:

Anderson (Richland)
Diehl
Tescher

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the

President has appointed as conference committees to act with like committees from the House, on House Bills No. 507, 515, 530, 671,

Senators:

Erickson

Baker

Van Horn to act on House Bill No. 507.

Senators:

Wadson

Sorlie

Bopp to act on House Bill No. 515.

Senators:

Nelson

Kjos

Thompson to act on House Bill No. 530.

Senators:

Wartner

Ringsak

Reichert to act on House Bill No. 671.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 47, and the President re-appointed,

Senators:

Meidinger

Redlin

Robinson

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 131.

HOWARD F. DOHERTY, Secretary.

March 11, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate

Thirty-eighth Legislative Assembly

Senate Chambers

Bismarck, North Dakota

Greetings:

On March 9 I signed Senate Bills No. 32, 73, 106, 130, 148, 150, 151, 154, 165, 216, 257.

Today I have signed Senate Bill No. 340.

These bills have been filed with the Secretary of State.

Sincerely yours,

William L. Guy

Governor

SECOND READING OF A HOUSE BILL

House Bill No. 815. A Bill for an Act to amend and re-enact section 57-40-02 of the North Dakota Century Code relating to the imposition of an excise tax.

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, 10; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Hernett	Ringsak
Baker	Holand	Roen
Beck	Kamrath	Sanford
Becker	Kautzmann	Saumur
Berube	Kisse	Sinner
Brooks	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Torgerson
Forkner	Mutch	Trenbeath
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner

Those voting in the negative were:

Bopp	Miller	Thompson
Kee	Morgan	Tuff
Kjos	Robinson	Witteman
Luick		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 815 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Senator Reichert moved that the Senate reconsider the action by which Senate Concurrent Resolution "FF" was lost, which motion was lost.

Senator Redlin requested a division, which request was granted, and there were 28 ayes and 21 nays, so the motion was declared carried.

SECOND READING OF A SENATE
CONCURRENT RESOLUTION

Senate Concurrent Resolution "FF". A concurrent resolution directing the legislative research committee to study the outdoor recreation program within the state with a view toward its future development.

Which has been read.

Senator Reichert moved that Senate Concurrent Resolution "FF" be adopted, which motion was declared lost.

Senator Redlin requested a division, which request was granted, and there were 28 ayes, 21 nays, so the resolution was declared adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 727, Senators Dahlund, Luick and Bopp.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

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. 727

Senators:
Dahlund
Luick
Bopp

HOWARD F. DOHERTY, Secretary.

MOTION

Senator Wadson moved that the Secretary of the Senate be allowed three days per diem for opening the Senate.

ROLL CALL

The question being on the motion of Senator Wadson, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the motion was carried.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "FF"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 815

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No.	8
Senate Bill No.	16
Senate Bill No.	48
Senate Bill No.	62
Senate Bill No.	72
Senate Bill No.	81

Senate Bill No. 85
Senate Bill No. 121
Senate Bill No. 152
Senate Bill No. 153
Senate Bill No. 186
Senate Bill No. 187
Senate Bill No. 188
Senate Bill No. 189
Senate Bill No. 197
Senate Bill No. 199
Senate Bill No. 206
Senate Bill No. 217
Senate Bill No. 268
Senate Bill No. 276
Senate Bill No. 295
Senate Bill No. 299
Senate Bill No. 301
Senate Bill No. 313
Senate Bill No. 323
Senate Bill No. 331
Senate Bill No. 349
Senate Bill No. 357
Senate Bill No. 359

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 8
Senate Bill No. 16
Senate Bill No. 48
Senate Bill No. 62
Senate Bill No. 72
Senate Bill No. 81
Senate Bill No. 85
Senate Bill No. 121
Senate Bill No. 152
Senate Bill No. 153
Senate Bill No. 186
Senate Bill No. 187
Senate Bill No. 188
Senate Bill No. 189
Senate Bill No. 197
Senate Bill No. 199
Senate Bill No. 206
Senate Bill No. 217
Senate Bill No. 268
Senate Bill No. 276
Senate Bill No. 295
Senate Bill No. 299
Senate Bill No. 301
Senate Bill No. 313
Senate Bill No. 323
Senate Bill No. 331
Senate Bill No. 349
Senate Bill No. 357
Senate Bill No. 359

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution "H"
 Senate Concurrent Resolution "I"
 Senate Concurrent Resolution "K"
 Senate Concurrent Resolution "R"
 Senate Concurrent Resolution "W"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "H"
 Senate Concurrent Resolution "I"
 Senate Concurrent Resolution "K"
 Senate Concurrent Resolution "R"
 Senate Concurrent Resolution "W"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 653
 House Bill No. 711
 House Bill No. 721
 House Bill No. 740
 House Bill No. 746
 House Bill No. 768
 House Bill No. 778
 House Bill No. 780
 House Bill No. 783
 House Bill No. 796
 House Bill No. 836
 House Bill No. 841
 House Bill No. 866
 House Bill No. 881
 House Concurrent Resolution "O-1"
 House Concurrent Resolution "P-1"
 House Concurrent Resolution "S-1"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 653
 House Bill No. 711
 House Bill No. 721

House Bill No. 740
 House Bill No. 746
 House Bill No. 768
 House Bill No. 778
 House Bill No. 780
 House Bill No. 783
 House Bill No. 796
 House Bill No. 836
 House Bill No. 841
 House Bill No. 866
 House Bill No. 881
 House Concurrent Resolution "O-1"
 House Concurrent Resolution "P-1"
 House Concurrent Resolution "S-1"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 511
 House Bill No. 514
 House Bill No. 517
 House Bill No. 521
 House Bill No. 542
 House Bill No. 582
 House Bill No. 606
 House Bill No. 607
 House Bill No. 627
 House Bill No. 632
 House Bill No. 641
 House Bill No. 688
 House Bill No. 708
 House Bill No. 782
 House Concurrent Resolution "N"
 House Concurrent Resolution "N-1"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 511
 House Bill No. 514
 House Bill No. 517
 House Bill No. 521
 House Bill No. 542
 House Bill No. 582
 House Bill No. 606
 House Bill No. 607
 House Bill No. 627
 House Bill No. 632
 House Bill No. 641
 House Bill No. 688
 House Bill No. 708
 House Bill No. 782
 House Concurrent Resolution "N"
 House Concurrent Resolution "N-1"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

REPORTS OF SELECT COMMITTEES.

Mr. President: Your conference committee to whom was referred Senate Bill No. 47 has had the same under consideration and recommends that the House recede from its amendments and that the same be amended as follows:

In line 29 of the engrossed bill, after the word "schools", delete the period and insert in lieu thereof the following language: "with the approval of the board of county commissioners."

Renumber the lines accordingly.

And when so amended recommends that the same do pass.

For the Senate:

R. E. Meidinger
Dave M. Robinson
Rolland Redlin

For the House:

I. E. Bratcher
Ernest N. Johnson
Sam O. Bloom

Senator Meidinger moved that the report be adopted, which motion prevailed.

Senator Redlin moved that the rules be suspended and that Senate Bill No. 47 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 47. A Bill for an Act to create and enact section 15-53-06.1 and to amend and reenact section 15-53-05 of the North Dakota Century Code, relating to the legal advisor for and the membership of the county committee for school district reorganization.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Beck	Kee	Sanford
Berube	Kisse	Saumur
Bopp	Kjos	Sinner
Brooks	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Forkner	Mahoney	Thompson
Foss	Meidinger	Torgerson
George	Miller	Trenbeath
Harris	Morgan	Tuff
Hernett	Nelson	Wadeson
Holand	Redlin	Witteaman
Kamrath	Ringsak	

Those voting in the negative were:

Mutch	Reichert	Wartner
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Absent and not voting:

Baker	Erickson	Van Horn
Becker	Robinson	

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 114 has had the same under consideration and recommends that the House recede from its amendments and that the bill be amended as follows:

In line 108 of the engrossed bill after the word "facilities" insert an underscored period, and delete the remainder of the line.

Delete all of lines 109 through 130, and insert in lieu thereof the following:

"Whenever bonds are issued under this chapter and made payable from revenues of an airport acquired in whole or in part from the federal government under a deed or deeds containing restrictive covenants, reservations or restrictions, and a provision that upon breach thereof the title to the land shall revert to the United States, the governing body of the municipality shall be required, in the event that at any time all revenues, including taxes, appropriated and theretofore collected for such bonds are insufficient to pay principal or interest then due, to levy a general tax upon all of the taxable property in the municipality for the payment of such deficiency and at any time a deficiency is likely to occur within one year for the payment of principal and interest due on such bonds, the governing body, in its discretion, may levy a general tax upon all the taxable property in the municipality for the payment of such deficiency, and such taxes shall not be subject to any limitation of rate or amount applicable to other municipal taxes, provided that the initial resolution authorizing bonds for airport financing where reverter provisions are involved shall be published in the official paper, and any owner of taxable property within the city may within sixty days after such publication file with the city auditor a protest against the adoption of the resolution. If the governing body finds such protests to have been signed by the owners of taxable property having an assessed valuation equal to twenty percent or more of the assessed valuation of all taxable property within the city, as theretofore last finally equalized, all further proceedings under such initial resolution shall be barred."

And renumber the lines accordingly.

For the Senate:

Evan E. Lips
George Longmire
Wm. R. Reichert

For the House:

Harold Hofstrand
Louis Leet
Walter Burk

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 114 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 114. A Bill for an Act to amend and reenact subsection 4 of section 2-06-01 and sections 2-06-02, 2-06-10, and 2-06-14 of the North Dakota Century Code, relating to municipal and regional airport authorities and the

issuance of revenue bonds for their corporate purposes, authorizing governing bodies of municipalities to exercise powers granted to airport authorities, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kamrath	Sanford
Baker	Kautzmann	Saumur
Beck	Kee	Sinner
Becker	Kisse	Solberg
Berube	Kjos	Sorlie
Bopp	Lips	Strinderr
Brooks	Longmire	Thompson
Chesrown	Mahoney	Torgerson
Dahlund	Meidinger	Trenbeath
Forkner	Miller	Tuff
Foss	Reichert	Wadeson
George	Ringsak	Wartner
Harris	Roen	Witteman
Hernett		

Those voting in the negative were:

Luick	Mutch	Nelson
Morgan		

Absent and not voting:

Erickson	Redlin	Van Horn
Holand	Robinson	

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 205 has had the same under consideration and recommends that the House recede from its amendment.

For the Senate:

Evan E. Lips
C. W. Baker
Wm. R. Reichert

For the House:

A. J. Christopher
Henry Ganser
Russel L. Belquist

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and reports that they do not agree and recommends that a new conference committee be appointed.

For the Senate:

Aloys Wartner
Wm. R. Reichert
Robert Chesrown

For the House:

Chester Fossum

Mike Olienyk
S. F. Hoffner

Senator Wartner moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a new conference committee on Senate Concurrent Resolution "A", Senators Chesrown, Kautzmann and Mahoney.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred House Bill No. 515 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate:
Harry Wadeson
Oscar Sorlie
Leonard A. Bopp

For the House:
Ray Schnell
Laurence Bowman
Ole Breum

Harry Wadeson moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred House Bill No. 523 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate:
Lloyd Erickson
Evan E. Lips.
Leonard A. Bopp

For the House:
Anderson
Ralph Diehl
M. C. Tescher

Senator Erickson moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred House Bill No. 671 has had the same under consideration and recommends that the Senate recede from its amendment and the bill is further amended:

In line 13, after the word "general" insert the words "and primary election, and one hour after the polls close in any"

For the Senate:
Aloys Wartner
Wm. R. Reichert
Elton W. Ringsak

For the House:
Vernon Dagman
W. Christensen (McLean)
Gordon Aamoth

Senator Wartner moved that the report be adopted, which motion prevailed.

Senator Wartner moved that the rules be suspended and that House Bill No. 671 be placed on second reading

and final passage, as amended in conference committee, which motion prevailed.

House Bill No. 671. A Bill for an Act to amend and reenact sections 5-01-13, 5-05-14 and 54-12-12 and to repeal section 5-02-09 of the North Dakota Century Code relating to certain days and times when the sale or consumption of alcoholic beverages is prohibited and fees and expenses for witnesses subpoenaed for liquor hearings and salary limits for the state inspector, his deputies, and the chief clerk.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Berube	Kee	Robinson
Brooks	Kisse	Sanford
Chesrown	Kjos	Saumur
Dahlund	Lips	Sinner
Foss	Longmire	Sorlie
George	Luick	Strinden
Harris	Mahoney	Trenbeath
Hernett	Meidinger	Van Horn
Holand	Miller	Wadeson
Kamrath	Reichert	Wartner

Those voting in the negative were:

Baker	Forkner	Solberg
Beck	Morgan	Thompson
Becker	Mutch	Torgerson
Bopp	Nelson	Tuff
Erickson	Roen	Witteman

Absent and not voting:

Redlin

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 846 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate:

Alex Miller
Grant Trenbeath
Dwight Kamrath

For the House:

Jacque Stockman
J. L. Connolly
Ralph M. Winge

Senator Miller moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred House Bill No. 880 has had the same under consideration and recommends that the House concur with the Senate amendment on House Bill No. 880.

For the Senate:

Elton W. Ringsak

G. A. Sinner
Theron L. Strinden

For the House:
Ed N. Davis (Dickey)
Vernon Wagner
Clarence Poling

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred Senate Bill No. 36 has had the same under consideration and recommends that the Senate concur with the House amendments, except for the last sentence, which the House recedes from.

For the Senate:
Duane Mutch
Evan E. Lips
Wm. R. Reichert

For the House:
Jack Currie
Gordon Aamoth
Frank S. Shablow

Senator Mutch moved that the report be adopted, which motion prevailed.

Senator Mutch moved that the rules be suspended and that Senate Bill No. 36 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 36. A Bill for an Act to create and enact subsection 10 of section 57-39-01 and section 57-39-26 of the North Dakota Century Code, relating to wholesalers' permits, records, and reports on sales exempt from the retail sales tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Sinner
Becker	Kjos	Solberg
Berube	Lips	Sorlie
Bopp	Longmire	Strinden
Brooks	Luick	Thompson
Chesrown	Mahoney	Torgerson
Dahlund	Meidinger	Trenbeath
Erickson	Miller	Tuff
Forkner	Morgan	Van Horn
Foss	Mutch	Wadeson
George	Nelson	Wartner
Harris	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Hernett	Redlin	Saumur
Holand	Robinson	

So the bill passed and the title was agreed to.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

Senate Bill No. 361. A Bill for an Act to amend and re-enact section 15-34-09 and 15-34-09.1 of the North Dakota Century Code, as amended by Senate Bill Number 49 of the Thirty-eighth Legislative Assembly, relating to the authority of school districts to provide transportation or maintenance for students and to levy a tax therefor.

Was read the first time and referred to the Committee on Education.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that Rep. Shablow has been appointed to substitute for Rep. Schaffer on the conference committee on House Bill No. 816.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "S"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

FIRST READING OF A HOUSE
CONCURRENT RESOLUTION

House Concurrent Resolution "S". A concurrent resolution authorizing and directing the legislative research committee to study and consider participation requirements in the welfare laws of our state.

Was read the first time and referred to the Committee on Social Welfare and Veterans' Affairs.

MOTION

Senator Holand moved that House Bills No. 883, 580 and 750 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT
RESOLUTION.

House Concurrent Resolution "O". A concurrent resolution urging the Interstate Commerce Commission, the Great Northern Railroad, and the Northern Pacific Railroad to establish and designate Fargo, North Dakota, as an official inspection point for the grading of grain.

Which has been read.

Senator Brooks moved that House Concurrent Resolution "O" be amended as follows:

PROPOSED AMENDMENTS TO HOUSE CONCURRENT
RESOLUTION "O"

In the title delete everything after the words "A concurrent resolution" and insert in lieu thereof the following: "urging the Interstate Commerce Commission, the Great Northern Railroad, and the Northern Pacific Railroad to

establish and designate an official inspection point for the grading of grain in the Fargo, North Dakota area.

1 WHEREAS, the state of North Dakota has
2 an agricultural economy which is based upon the
3 production and sale of small grains which are federally
4 inspected and graded in order to be sold in interstate
5 commerce; and

6 WHEREAS, the greater percentage of grain
7 grown in North Dakota finds its way into interstate
8 commerce for sale, and it is financially beneficial to
9 the people of the state of North Dakota to have this
10 grain inspected and graded before it leaves the state;
11 and

12 WHEREAS, a hold point established in the Fargo,
13 North Dakota area, would tend to create a grain market
14 in this area, stimulate competition, result in higher
15 prices to the North Dakota farmer, and aid in the
15a growth

16 of the grain processing industry in the state of
17 North Dakota; and

18 WHEREAS, the earliest point of grading
19 provides the greatest market sensitivity;

20 NOW, THEREFORE, BE IT RESOLVED BY
21 THE HOUSE OF REPRESENTATIVES OF THE
22 STATE OF NORTH DAKOTA, THE SENATE
23 CONCURRING THEREIN:

24 That the Interstate Commerce Commission reconsider
25 its prior ruling and establish and designate an official
26 inspection point for the grading of grain in the Fargo,
27 North Dakota area; and

28 BE IT FURTHER RESOLVED, that the Great
29 Northern Railroad and the Northern Pacific Railroad,
30 under the corporate powers of both railroads, designate
31 a hold point for the inspection and grading of grain
32 in the Fargo, North Dakota area; and

33 BE IT FURTHER RESOLVED, that copies of
34 this resolution be forwarded by the secretary of
35 state to:

36 Mr. Rupert L. Murphy, Chairman
37 Interstate Commerce Commission
38 12th Street and Constitution Avenue Northwest
39 Washington 25, D. C.

40 Mr. R. S. Macfarlane, President
41 Northern Pacific Railway Company
42 176 East 5th Street
43 St. Paul 1, Minnesota

44 Mr. J. M. Budd, President
45 Great Northern Railway Company
46 175 East 4th Street
47 St. Paul 1, Minnesota.

Which motion prevailed.

Senator Brooks moved that the rules be suspended and that House Concurrent Resolution "O" be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

The question being on the final passage of House Concurrent Resolution "O" as amended by the Senate, Senator Brooks moved that House Concurrent Resolution "O" be adopted, which motion prevailed.

**SECOND READING OF A SENATE
CONCURRENT RESOLUTION**

Senate Concurrent Resolution "AAA". A concurrent resolution urging the board of university and school lands to invest funds under its control in loans upon irrigated farm lands within the state.

Which has been read.

Senator Lips moved that Senate Concurrent Resolution "AAA" be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 806. A Bill for an Act to amend and re-enact subdivisions a and b(1) of subsection 3 of section 39-04-39 of the North Dakota Century Code, as amended by the 1961 Legislature, relating to distribution of motor vehicle fees, and declaring an emergency.

Which has been read.

Senator Becker moved that House Bill No. 806 be amended as follows:

In line 1 of the title delete the words "subdivisions a and b (1)" and insert in lieu thereof the words "subdivision a"

In line 9 delete the triple parentheses

In line 10 insert triple parentheses before the semicolon

Delete all of the underscored material on lines 14 through 18 inclusive

Delete all of lines 22 through 35 inclusive

Renumber the lines accordingly.

Which motion was declared lost.

Senator Forkner requested a division, which request was granted.

The question being on the motion of Senator Becker, and there were 30 ayes, 19 nays, so the motion of Senator Becker was declared carried.

Senator Becker moved that the rules be suspended and that House Bill No. 806 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

Senator Longmire requested a division, which request was granted.

The question being on the motion of Senator Becker to suspend the rules, and there were 30 ayes, 19 nays, so the motion was declared lost for lack of a two-thirds vote.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee reports on:

Senate Bill No. 36

Senate Bill No. 47

Senate Bill No. 114

Senate Bill No. 205

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on

Senate Concurrent Resolution "A" and the committee having been unable to agree, the President appointed as a new conference committee, Senators:

Chesrown
Kautzmann
Mahoney

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee reports on:

House Bill No. 515
House Bill No. 523
House Bill No. 846
House Bill No. 880

Adopted the conference committee report on House Bill No. 671.

The vote on House Bill No. 671:

33 ayes
15 nays
1 absent

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "AAA"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 10
Senate Bill No. 71
Senate Bill No. 139
Senate Bill No. 247
Senate Bill No. 264
Senate Bill No. 272

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 4
Senate Bill No. 5
Senate Bill No. 6
Senate Bill No. 35
Senate Bill No. 122
Senate Bill No. 149
Senate Bill No. 250

And finds the same correctly re-engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "RR"

And finds the same correctly enrolled:

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 520
 House Bill No. 532
 House Bill No. 558
 House Bill No. 576
 House Bill No. 599
 House Bill No. 698
 House Bill No. 713
 House Bill No. 735
 House Bill No. 749
 House Bill No. 764
 House Bill No. 788
 House Bill No. 794
 House Bill No. 856
 House Bill No. 860
 House Bill No. 868
 House Bill No. 873
 House Bill No. 874
 House Bill No. 882

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 520
 House Bill No. 532
 House Bill No. 558
 House Bill No. 576
 House Bill No. 599
 House Bill No. 698
 House Bill No. 713
 House Bill No. 735
 House Bill No. 749
 House Bill No. 764
 House Bill No. 788
 House Bill No. 794
 House Bill No. 856
 House Bill No. 860
 House Bill No. 868
 House Bill No. 873
 House Bill No. 874
 House Bill No. 882

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 4
Senate Bill No. 5
Senate Bill No. 6
Senate Bill No. 10
Senate Bill No. 35
Senate Bill No. 71
Senate Bill No. 122
Senate Bill No. 139
Senate Bill No. 149
Senate Bill No. 247
Senate Bill No. 250
Senate Bill No. 264
Senate Bill No. 272

Senate Concurrent Resolution "RR"
and the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 4
Senate Bill No. 5
Senate Bill No. 6
Senate Bill No. 10
Senate Bill No. 35
Senate Bill No. 71
Senate Bill No. 122
Senate Bill No. 139
Senate Bill No. 149
Senate Bill No. 247
Senate Bill No. 250
Senate Bill No. 264
Senate Bill No. 272

Senate Concurrent Resolution "RR"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 504
House Bill No. 510
House Bill No. 512
House Bill No. 524
House Bill No. 525
House Bill No. 534
House Bill No. 539
House Bill No. 609
House Bill No. 618
House Bill No. 624
House Bill No. 639
House Bill No. 651
House Bill No. 709
House Bill No. 828

House Concurrent Resolution "L"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGE FROM THE GOVERNOR

March 9, 1963

The Honorable Frank Wenstrom
President of the Senate
Bismarck, North Dakota

Dear Mr. Wenstrom:

I have carefully considered S. B. 31, which would transfer the enforcement functions of the Truck Regulatory Department from the Highway Department to the Highway Patrol. This is legislation recommended by the Legislative Research Committee and, as such, represents careful study and a sincere effort to improve the operation of our state government. However, S. B. 31 has some serious drawbacks, which cause me to withhold approval.

The Highway Commissioner is, under law, responsible for the "protection and control" of the roads in our state highway system. This bill leaves that responsibility with the Highway Commissioner, but takes his enforcement organization, the Truck Regulatory Department, away from him.

There are different levels of training and physical qualifications required of state personnel engaged in the various types of law enforcement such as is done by Game Wardens, the Highway Patrol, license inspectors, the Truck Regulatory people, and public health inspectors. The physical requirements of the Highway Patrol personnel are substantially higher than those necessary for the Truck Regulatory personnel. To require total training in Highway Patrol work and Truck Regulatory work of all people in the Highway Patrol, as S.B. 31 would require, would add a massive and costly training program to the Highway Patrol. To give the option of pursuing Truck Regulatory work or Highway Patrol work to each individual Highway Patrolman on duty under this bill could result in a serious dilution of effectiveness in both duties. It is widely recognized that best enforcement of specific laws comes about when specific individuals are assigned to enforce specific and closely related laws.

North Dakota has millions of dollars invested in good highways. A concentrated effort must be maintained in regulating loaded trucks using our highways in order to control cost of maintenance. The Highway Commissioner is best equipped and is specifically charged with holding highway maintenance costs down through regulation of truck traffic. Past experience has proved that where loaded truck traffic enforcement was not the primary objective of the enforcement agency, loaded truck regulation suffered.

The financing of the Truck Regulatory activity should come from Highway Department funds. To divert Truck Regulatory responsibility from the Highway Department and still finance this activity from Highway Department funds would sever, in part, the Highway Commissioner's control of funds allotted by the Constitution to his department.

I have heard no complaints about the operation of the Truck Regulatory Department under our Highway Commissioner. We have an excellent Highway Patrol and an excellent Truck Regulatory Department under the present organizational structure. I believe it to be in the best interests of the people of North Dakota not to change that structure.

I therefore veto S. B. 31.

Sincerely,
WILLIAM L. GUY
Governor

MESSAGE TO THE GOVERNOR

March 11, 1963

The Honorable William L. Guy
Governor of North Dakota
Bismarck, North Dakota

Dear Sir:

This letter is written to acknowledge receipt of your communication of March 9, 1963, informing the Senate that you had vetoed Senate Bill 31.

Receipt of Senate Bill 31 is hereby acknowledged.

Respectfully yours,
FRANK A. WENSTROM
Lieutenant Governor

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred House Bill No. 507 has had the same under consideration and recommends that the Senate recede from its amendments except in line 6 and that the bill be amended as follows:

In line 3 delete the figure "\$80,986.00" and insert in lieu thereof the figure "\$76,186.00"

Delete line 11A

In line 22 delete the figure "\$80,986.00" and insert in lieu thereof the figure "\$76,186.00"

And recommends that the bill be further amended as follows:

In line 3 delete the figure "\$76,186.00" and insert in lieu thereof the figure "\$72,886.00"

In line 9 delete the figure "\$12,360.00" and insert in lieu thereof the figure "\$11,460.00"

In line 10 delete the figure "\$27,036.00" and insert in lieu thereof the figure "\$24,636.00"

In line 22 delete the figure "\$76,186.00" and insert in lieu thereof the figure "\$72,886.00"

For the Senate:
Lloyd M. Erickson
C. W. Baker
Clark Van Horn

For the House:
 Ted G. Maragos
 Sybil Baker Kelly
 Oscar Solberg

Senator Erickson moved that the report be adopted, which motion prevailed.

Senator Erickson moved that the rules be suspended and that House Bill No. 507 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

House Bill No. 507. 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Holand	Ringsak
Baker	Kamrath	Robinson
Beck	Kautzmann	Roen
Becker	Kee	Sanford
Berube	Kisse	Saumur
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Witteman

Those voting in the negative were:

Brooks	Morgan	Torgerson
Kjos	Sinner	Wartner
Lips		

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 530 has had the same under consideration and recommends that the House concur with the Senate amendments except in lines 217 and 220, which the Senate recedes from.

Also that following the words "The limits prescribed by subdivision" the letter "c" be substituted for the letter "e"

Renumber the lines accordingly.

For the Senate:
 Emil T. Nelson
 Bencer Kjos
 Bronald Thompson

For the House:
 Kenneth Tweten
 Bryce Streibel
 Donald Giffey

Senator Nelson moved that the report be adopted, which motion prevailed.

Senator Nelson moved that the rules be suspended and that House Bill No. 530 be placed on second reading and final passage, as amended, which motion prevailed.

House Bill No. 530. A Bill for an Act to create and enact sections 39-09-09 and 39-09-10; to amend and reenact sections 39-09-02, 39-09-03, and 39-09-07, subsection 18 of section 40-05-01, and subsection 14 of section 40-05-02 of the North Dakota Century Code, relating to speed limits upon the highways and streets of the state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 40; nays, 9; absent and not voting, 0.

Those voting in the affirmative were:

Baker	Kjos	Roen
Becker	Lips	Sanford
Berube	Longmire	Saumur
Chesrown	Luick	Sinner
Dahlund	Mahoney	Solberg
Erickson	Miller	Sorlie
Forkner	Morgan	Thompson
Foss	Mutch	Torgerson
George	Nelson	Trenbeath
Hernett	Redlin	Tuff
Holand	Reichert	Wadeson
Kautzmann	Ringsak	Wartner
Kee	Robinson	Witteaman
Kisse		

Those voting in the negative were:

Baeverstad	Brooks	Meidinger
Beck	Harris	Strinden
Bopp	Kamrath	Van Horn

So the bill passed and the title was agreed to.

MOTION

Senator Brooks moved that the Senate reconsider the action by which Senate Bill No. 95 was passed, which motion prevailed.

Senate Bill No. 95. A Bill for an Act to amend and reenact sections 11-05-07, 11-05-08, 11-05-15, and 11-05-20 of the North Dakota Century Code, relating to the consolidation of counties and to repeal sections 11-05-19 and 11-05-21, of the North Dakota Century Code.

Which has been read.

MOTION

Senator Brooks moved that the Senate do not concur in the House amendments to Senate Bill No. 95 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 95, Senators Brooks, Meidinger and Kamrath.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred House Bill No. 816 has had the same under con-

sideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

Dave M. Robinson
Lloyd Erickson
Clark Van Horn

For the House:

Lawrence Dick
Frank Shablow
Raymond G. Vendsel

Senator Robinson moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 816, Senators Trenbeath, Brooks and Solberg.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 127 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Duane Mutch
C. F. Harris
Dwight Kamrath

For the House:

Robert F. Reimers
Eldred N. Dornacker
Richard J. Backes

Senator Mutch moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 888

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on:

House Bill No. 515

House Bill No. 523

House Bill No. 880

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 816 and the Speaker has appointed as a new

conference committee to act with a like committee from the Senate, Representatives:

Miller
Breum
Vendsel

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on:

Senate Bill No. 47 by a vote of 86 ayes, 12 nays, 14 absent and not voting.

Senate Bill No. 114 by a vote of 97 ayes, 4 nays, 11 absent and not voting.

Senate Bill No. 205 by a vote of 84 ayes, 18 nays, 10 absent and not voting.

Senate Bill No. 36 by a vote of 102 ayes, 2 nays, 8 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to adopt the conference committee report on House Bill No. 671 and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Fossum
Aamoth
Wilkie to act on House Bill No. 671.

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 361 has had the same under consideration and recommends that the same do pass.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 719 has had the same under consideration and recommends that the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred House Concurrent Resolution "S" has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "study" insert the words "welfare programs"

Delete lines 1 through 21 inclusive and insert in lieu thereof the following:

"WHEREAS, participation in welfare programs has been the subject of local and national criticism, especially as

to eligibility requirements, policies, and budget standards, and the enforcement thereof; and

WHEREAS, no legislative review has been made of North Dakota welfare programs for many years to determine if local and national criticism might be justified or valid in North Dakota;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the legislative research committee is directed to study North Dakota welfare laws, policies, and programs, and their administration and enforcement, with a special emphasis as to the need of medical advisory committees, sources of income, expenses, eligibility requirements, and policy and budget standards, and to make its report and recommendations to the Thirty-ninth Legislative Assembly for any improvements in the substantive or procedural laws in North Dakota, together with such legislation as may be necessary to carry out such recommendations; and

BE IT FURTHER RESOLVED, that the legislative research committee is authorized to call upon the public welfare board and any other offices, departments, or agencies of the state or of any of its political subdivisions for any aid, information, and assistance deemed necessary to carry out such study."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MILLER, Chairman.

Senator Miller moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE BILL

House Bill No. 888. A Bill for an Act to authorize the board of administration to sell all real property owned by the state at Bathgate, North Dakota and formerly utilized by the school for the blind, and declaring an emergency.

Was read the first time and referred to the Committee on State and Federal Government.

PERSONAL PRIVILEGE

Senator Redlin: "Mr. President. I rise to a point of personal privilege and I want my remarks recorded in the Journal. Having been a member of the select committee to look into the Highway Department, I would like to make some observations on highway matters.

This legislative body has been deeply concerned over state financing for the coming 1963-1965 biennium. We have recognized the need for new revenues to close the gap between what the State takes in and what we appropriate in all funds. There is, however, one dedicated fund which has received very little attention in this session, and that is the Highway Department Construction Fund.

In the 1961-1963 biennium, the Highway Department started with an operating balance of \$5,610,200. Revenues other than federal funds to the Highway Department this biennium are estimated at \$31,773,400. Expenditure of state revenues from the highway fund are estimated this

biennium at \$31,894,600. This leaves an estimated operating balance of \$5,489,000 at the end of this biennium.

It should be noted that the Highway Department is balancing its income and out-go this biennium, and will not jeopardize its operating balance. It should be further noted that some federal matching funds in the present biennium were not made available to the State in the amounts projected at the beginning of the 1961-1963 biennium because of a reduction in the income to the federal highway trust fund and adverse weather conditions.

The Highway Commissioner, Walter Hjelle, and Chief Highway Engineer Robert Bradley stated on March 2, 1963, at a North Dakota Senate hearing, that a \$4,000,000 operating balance is necessary to keep the highway financing program solvent. It must be recognized that a substantial operating balance is necessary because the Highway Department pays construction contractors for work done on state, county and municipal projects, and is later reimbursed by federal payments.

Projections of the 1963-1965 biennium Highway Department revenue is \$32,565,000. Projected construction and operating costs, if all estimated federal aid is matched, will be \$37,181,000 for the 1963-1965 biennium. Federal matching funds available to our Highway Department for the 1963-1965 biennium are \$43,092,136.

If we meet all of the federal matching program in the 1963-1965 biennium, we will draw down our operating balance to an impossible figure of \$873,000. If we maintain a safe operating balance of \$4,000,000, then we will be short approximately \$3,000,000 in matching federal funds. This could mean a decrease of \$30,000,000 in the interstate highway construction program, or a decrease of \$6,000,000 in the primary and secondary program, or a proportionate reduction in all state road construction programs.

This statement is simply to set forth the facts once again while we are deliberating state budget requests among which there is at least one proposal to divert sorely pressed Highway Department funds for a purpose other than road construction. The figures listed here do not contemplate the diversion of funds to the Highway Patrol as has been proposed.

Highway construction finance is a serious matter, and a failure to provide adequate funds for matching purposes in this session could cause a reduction in the federally-matched highway construction program in North Dakota.

I hope we will be most cautious in transfer of additional costs to the highway department and recognize that we are taking a calculated risk by moving ahead on the present program and should not place more of a load on the department by such transfer."

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee reports on:

House Bill No. 507 by a vote of 42 ayes, 7 nays, 0 absent and not voting.

House Bill No. 530 by a vote of 40 ayes, 9 nays, 0 absent and not voting.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 95 and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Brooks
Meidinger
Kamrath

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 816 and the committees having been unable to agree, the President appointed as a new conference committee, Senators:

Trenbeath
Brooks
Solberg

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 671 and the committees having been unable to agree, the President appointed as a new conference committee, Senators:

Lips
Robinson
Reichert

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 291

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 226

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 23
 Senate Bill No. 27
 Senate Bill No. 28
 Senate Bill No. 37
 Senate Bill No. 38
 Senate Bill No. 99
 Senate Bill No. 270
 Senate Bill No. 312

Which the House has amended.

AMENDMENTS TO SENATE BILL No. 23:

In Line 3 of the bill, after the words "the sum of", delete the sum \$550,000.00 and, in lieu thereof, insert the sum \$560,000.00.

Add a new Line 10a and the following: "Paving and Landscaping" and the sum \$10,000.00.

Line 17, delete the sum \$550,000.00 and, in lieu thereof, insert the sum \$560,000.00.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 27:

In Line 3 of the bill, delete the sum \$722,860.00 and, in lieu thereof, insert the sum \$822,860.00.

Add a new Line 27a as follows: "Grain Inspection—\$100,000.00."

In Line 28, delete the sum \$722,860.00 and, in lieu thereof, insert the sum \$822,860.00.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 28:

In Line 3 of the title, delete the period and insert a comma and complete the sentence as follows: "and re-appropriating certain unexpended funds from previous appropriations for armory construction."

Immediately after Line 24, add the following section:

"SECTION 3. REAPPROPRIATION OF UNEXPENDED BALANCES.) There is hereby reappropriated to the North Dakota National Guard the sum of \$231,070.01, or such balance as may remain unexpended upon the effective date of this Act, from those appropriations previously made for the purpose of the construction of armories under the provisions of chapter 60 of the 1955 Session Laws of North Dakota and chapter 45 of the 1959 Session Laws of North Dakota. Such balance shall be expended for the construction of armories in the amounts and manner prescribed in chapter 60 of the 1955 Session Laws, chapter 45 of the 1959 Session Laws, and subdivision 21 of section 3 of chapter 46 of the 1961 Session Laws."

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 37:

After line 160: Add the following new sub-section

"3. Any person who contracts to furnish labor only and for an amount not in excess of \$5,000.00."

In line 438: Insert triple brackets before the word "the"

In line 439: Insert triple brackets after the "comma" and insert the following new language:

"a permit from the commissioner to collect the tax imposed by this chapter, which permit shall be subject to all of the requirements, conditions and fees for its issuance that apply with respect to a retail sales tax permit."

AMENDMENTS TO SENATE BILL No. 37:

In line 46, insert triple parentheses after the numeral "4" and before and after the word "contractor" and insert in lieu thereof the word "contract"

In line 47, delete the words "and includes"

AMENDMENT TO SENATE BILL No. 38:

In Line 4 of the bill, after the words "the sum of" strike out the word "fifteen" and, in lieu thereof, insert the word "thirteen".

AMENDMENTS TO SENATE BILL No. 99:

In line 5 of the title after the word "stations" insert the words "and to provide for the admissibility in evidence the script or tape recording of such statement."

In line 30: after the word "statement" insert the following language: "in an equal number and at the same prime times to be"

In line 31: delete the second word "was"

In line 34: delete the word "only"

In line 34: after the word "damages" insert the following language: "as he or his family can show they have suffered from character assassination or"

In line 35: delete "as he can show"

In line 37: after the word "office" insert a "comma" and the words "upon the written request of such candidate."

In line 38: delete the word "also" after the word "be" insert the word "immediately," After the word "editorially" insert a period and delete the remainder of line 38 and all of line 39.

Add subsection 3 as follows, at the end of the bill.

"3. Every visual or sound radio broadcasting station shall retain in its files the script of any statement published or uttered by the owner, licensee, operator, agents or employees thereof, for a period of one year following the publishing or uttering of such statement. Such script and any tape recording which may have been made of such statement shall be admissible in evidence as proof of the contents of such statement in any suit for damages for any defamatory statement published or uttered in or as a part of a visual or sound radio broadcast, by the owner, licensee, operator, agents or employees of the visual or sound radio broadcasting station or network of stations."

AMENDMENT TO SENATE BILL No. 99:

In the new sub-section 3, second line, between the word "any" and "statement", insert the word "editorial", which motion prevailed.

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 270:

In the engrossed bill:

In line 17 delete the words "one month" and insert the words "three months" in lieu thereof

In line 21 delete the words "one month" and insert the words "three months" in lieu thereof

Delete all of lines 23, 24, 25, 26 and insert the following in lieu thereof:

"In any case where an operator has refused to submit to chemical testing but shall subsequently, within seven days after the date of arrest, enter a plea of guilty to the offense of driving while intoxicated, the provisions of this section relating to the revocation of a license, permit, or operating privilege shall not apply.

Provided that the court at any time may stay the provisions of this section for so long as the court deems advisable.

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 312:

In line 18 delete the word "July" and insert in lieu thereof the word "November"

In line 21 delete the word "July" and insert in lieu thereof the word "November"

In line 24 delete the word "July" and insert in lieu thereof the word "November"

GERALD L. STAIR, Chief Clerk.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 8
 Senate Bill No. 16
 Senate Bill No. 48
 Senate Bill No. 62
 Senate Bill No. 72
 Senate Bill No. 81
 Senate Bill No. 85
 Senate Bill No. 121
 Senate Bill No. 152
 Senate Bill No. 153
 Senate Bill No. 186
 Senate Bill No. 187
 Senate Bill No. 188
 Senate Bill No. 189
 Senate Bill No. 197
 Senate Bill No. 199
 Senate Bill No. 206
 Senate Bill No. 217
 Senate Bill No. 268
 Senate Bill No. 276
 Senate Bill No. 295
 Senate Bill No. 299
 Senate Bill No. 301
 Senate Bill No. 313
 Senate Bill No. 323
 Senate Bill No. 331
 Senate Bill No. 349

Senate Bill No. 357
 Senate Bill No. 359
 Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.
 House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on:
 House Bill-No. 507
 House Bill No. 530

GERALD L. STAIR, Chief Clerk.
 House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 127 by a vote of 99 ayes, 0 nays, 13 absent and not voting.

GERALD L. STAIR, Chief Clerk.
 House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Neukircher

Leahy

Larson to act on Senate Bill No. 95.

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action in adopting the conference committee report on Senate Bill No. 36, and the President has appointed a new conference committee to act with a like committee from the House, Senators:

Mutch

Lips

Reichert

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Lips moved that the Senate reconsider the action by which Senate Bill No. 36 was passed, which motion prevailed.

Senator Lips moved that the Senate reconsider the action by which the report of the conference committee on Senate Bill No. 36 was adopted, which motion prevailed.

Senator Lips moved that the Senate do not adopt the report of the conference committee and that a new conference committee be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a new conference committee on Senate Bill No. 36, Senators Mutch, Lips and Reichert.

SECOND READING OF A HOUSE BILL

House Bill No. 602. A Bill for an Act to amend and re-enact Section 15-34-07 of the North Dakota Century Code, relating to absence from public schools for religious instructions.

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, 6; nays, 42; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Redlin	Sinner
Luick	Reichert	Van Horn

Those voting in the negative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Bopp	Kjos	Solberg
Chesrown	Lips	Sorlie
Dahlund	Longmire	Strinden
Erickson	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Wadeson
Hernett	Nelson	Wartner
Holand	Ringsak	Witteman

Absent and not voting:

Brooks

So the bill was declared lost.

Senator Forkner moved that the vote by which House Bill No. 602 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 602

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF A HOUSE BILL,

House Bill No. 883. A Bill for an Act to create and enact subsection 5 of Section 21-03-07 of the North Dakota Century Code relating to reorganized school district bond elections.

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, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Baker	Lips	Ringsak
Beck	Longmire	Saumur

Berube	Mahoney	Solberg
Bopp	Meidinger	Strinden
Forkner	Miller	Thompson
Harris	Redlin	Van Horn
Hernett	Reichert	Wartner
Holand		

Those voting in the negative were:

Baeverstad	Kee	Sanford
Becker	Kisse	Sinner
Brooks	Kjos	Sorlie
Chesrown	Luick	Torgerson
Dahlund	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Wadeson
Kamrath	Robinson	Wittman
Kautzmann	Roen	

Absent and not voting:
Erickson

So the bill was declared lost.

Senator Becker moved that the vote by which House Bill No. 883 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that House Bills No. 613, 662, 685 and 844 be placed on sixth order, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to House Bills No. 613, 662, 685 and 844 be dispensed with, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 613 be adopted, which motion prevailed.

Senator Becker moved that the rules be suspended and that House Bill No. 613 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 613. A Bill for an Act to amend and reenact section 15-39-15 of the North Dakota Century Code, relating to the payment of teachers' insurance and retirement assessments.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden

Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	

Absent and not voting:

Wartner	Wittman
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 613 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Mutch moved that the amendments to House Bill No. 662 be adopted, which motion prevailed.

Senator Becker moved that the rules be suspended and that House Bill No. 662 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

House Bill No. 662. A Bill for an Act to amend and reenact sections 65-05-09, 65-05-11, 65-10-01, and 65-10-03 of the North Dakota Century Code, relating to the amount of workmen's compensation benefits and appeals from decisions of the workmen's compensation bureau.

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, 1; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Ringsak
Baker	Kamrath	Roen
Beck	Kautzmann	Sanford
Becker	Kee	Saumur
Berube	Kisse	Sinner
Bopp	Kjos	Solberg
Brooks	Lips	Sorlie
Chesrown	Longmire	Strinden
Dahlund	Luick	Thompson
Erickson	Mahoney	Torgerson
Forkner	Meidinger	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	

Those voting in the negative were:

Robinson

Absent and not voting:

Miller	Wartner	Wittman
Nelson		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 662 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Roen moved that the amendments to House Bill No. 685 be adopted, which motion prevailed.

Senator Becker moved that the rules be suspended and that House Bill No. 685 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

House Bill No. 685. A Bill for an Act to amend and reenact Subsection 3 of Section 15-29-08 and Section 15-40-14 of the 1961 Supplement to the North Dakota Century Code and Section 15-40-24 of the North Dakota Century Code, relating to the contracting by school districts for educational services with the Federal Indian schools.

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:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Meidinger	Trenbeath
Forkner	Mutch	Tuff
Foss	Redlin	Van Horn
George	Reichert	Wadeson
Harris	Ringsak	Wartner
Hernett	Robinson	Witteman
Holand		

Absent and not voting:

Miller	Morgan	Nelson
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So the bill passed and the title was agreed to.

Senator Becker moved that the vote by which House Bill No. 685 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Sinner moved that the amendments to House Bill No. 844 be adopted, which motion prevailed.

Senator Becker moved that the rules be suspended and that House Bill No. 844 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

House Bill No. 844. A Bill for an Act to amend and reenact sections 15-22-21, as amended by chapter 157 of the 1961 Session Laws, and 15-22-22 of the North Dakota Century Code, providing for the dissolution of school districts and the attachment of dissolved districts to adjoining school districts, and declaring an emergency.

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, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kautzmann	Robinson
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Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Brooks	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:
 Baeverstad Wartner

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 844 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 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 19

Senate Bill No. 21

Senate Bill No. 42

Senate Bill No. 43

Senate Bill No. 104

Senate Bill No. 260

Senate Bill No. 304

Senate Concurrent Resolution "T"

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 19:

In line 3 of the bill, delete the sum \$600,000.00 and, in lieu thereof, insert the sum \$500,000.00.

In Line 11, delete the sum \$583,000.00 and, in lieu thereof, insert the sum \$483,000.00.

In Line 12, delete the sum \$600,000.00 and, in lieu thereof, insert the sum \$500,000.00.

AMENDMENT TO SENATE BILL No. 21:

In line 2 of the bill, strike the words "Public Welfare" and insert "General".

AMENDMENTS TO SENATE BILL No. 21:

In Line 10 of the bill, delete the sum \$310,000.00 and, in lieu thereof, insert the sum \$280,000.00.

In Line 12, after the word "Screening", insert the following words: "and policy supervision by the State Board of Public School Education".

Add a new Line 12a as follows: "Vocational Rehabilitation State Matching Emergency — \$30,000.00".

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 42:

Line one of the title delete "15-22-21"

Delete lines one through thirty

Line 31 after the word "SECTION" delete the numeral "2" and insert "1"

Line 45 after the word "SECTION" delete the numeral "3 and insert "2"

Line 78 after the word "SECTION" delete the numeral "4" and insert "3"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 43:

Line 6 after "of" insert "(((("

Line 7 delete all brackets

Line 8 delete brackets

Line 11 delete "and one qualified elector from"

Delete line 12 through 27 and insert in lieu thereof the following: "one qualified elector from each of the judicial districts in the state and one qualified elector from the state at large.

The North Dakota school boards' association, at their annual meeting, shall select three nominees for each of six judicial districts and three nominees for the at large position. The list of nominees so elected shall forthwith be submitted to the governor who shall appoint from the list of nominees respectively one member from each of the six judicial districts and one member at large.

All appointees are made subject to confirmation by the senate. The appointed members shall serve for a six year term or terms. The terms shall be so arranged that the terms of two of the members from the judicial district shall expire on June 30th of each even numbered year. The initial terms of the members from the judicial districts shall be determined by lot for two, four and six year terms respectively. The governor shall fill interim vacancies of the board and all members so appointed shall have all the powers of the regularly appointed and confirmed members, pending confirmation or refusal by the senate."

Line 35 delete the word "also"

Line 36 delete the words "director and"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 104:

In line 5 of the title, following the comma, delete the words "and section"

In line 6 of the title, following "23-10-05" insert "and section 23-10-09"

In line 76 of the engrossed bill, after the period, delete the remaining language.

Delete all of lines 77, 78 and 79.

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 260:

In line 13: Insert a "period" after the word "thereof"

In line 14: Insert triple brackets after the word "dollars."

In line 19: Delete the triple brackets after the word "required"

AMENDMENTS TO SENATE BILL No. 304:

In line 35 of the engrossed bill insert triple parenthesis before the word "The"

In line 36 delete the word "county" and delete the triple parenthesis around the words "of the peace"

In line 38 insert triple parenthesis after the word "villages."

And renumber the lines accordingly.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION "T":

Delete all of lines 13 through 18, and insert in lieu thereof the following: "by law for the selection or election and the qualifications of (((police magistrates))) municipal judges in cities, incorporated towns, and villages, who (((in addition to their jurisdiction of all))) shall hear, try, and determine cases arising under the ordinances of said cities, towns and villages, (((shall be ex officio justices of the peace of the county in which said cities, towns and villages may be located. And))) and shall have such other jurisdiction as the legislative assembly may confer upon them. (((said police magistrates the jurisdiction to hear, try and determine all cases of misdemeanors, and the prosecutions therein shall be by information.)))"

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 175

Senate Bill No. 227

Senate Bill No. 258

Senate Bill No. 328

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 175:

In line 5 delete the following language: "mean emoluments in any form, including vacation," and insert the following words after the word "shall": "include vacation and" in lieu thereof and insert a "period" after the word "leave"

Delete line 6

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 227:

In line 19 following the second word "value" insert a period and delete the remaining underlined language in the bill.

AMENDMENTS TO SENATE BILL No. 258:

Delete all of lines 39, 40 and 41, the word "due" in line 42 and the period following it and insert the following new language: "amount of any sales or use tax due with respect to the sale or purchase of such farm machinery and

shall have available any of the methods provided in chapter 57-39 or 57-40 to secure collection of the amount due, including the authority to collect from the consumer or user any sales tax due; provided that any assessment made by the assessor on such farm machinery may be abated, and the personal property tax refunded if paid, pursuant to the provisions of chapter 57-23 if the machinery was assessed because sales or use tax was not paid but was thereafter collected from the consumer or user by the retailer or tax commissioner."

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 328:

Following line 30 of the bill insert the following language: "The effective date of this bill shall be July 1, 1964."

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 203

Senate Bill No. 290

Senate Concurrent Resolution "U"

Senate Concurrent Resolution "X"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 678.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Currie

Aamoth

Shablow to act on Senate Bill No. 36.

GERALD L. STAIR, Chief Clerk.

**FIRST READING OF A SENATE
CONCURRENT RESOLUTION**

The Committee on Delayed Bills introduced:

Senate Concurrent Resolution "BBB". A concurrent resolution urging the Interstate Commerce Commission, the Great Northern Railroad, and the Soo Line Railroad to establish and designate official inspection points for the grading of grain in the Hankinson and Wahpeton, North Dakota areas.

Was read the first time and referred to the Committee on Industry, Business and Labor.

MOTION

Senator Morgan moved that the rules be suspended and that Senate Concurrent Resolution "BBB" be not printed

as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "BBB"

Introduced by Delayed Bills Committee

A concurrent Resolution urging the Interstate Commerce Commission, the Great Northern Railroad, and the Soo Line Railroad to establish and designate official inspection points for the grading of grain in the Hankinson and Wahpeton, North Dakota areas.

1 WHEREAS, the state of North Dakota has an agricul-
2 tural economy which is based upon the production and
3 sale of small grains which are federally inspected
4 and graded in order to be sold in interstate commerce;
5 and

6 WHEREAS, the greater percentage of grain
7 grown in North Dakota finds its way into interstate
8 commerce for sale, and it is financially beneficial
9 to the people of the state of North Dakota to have
10 this grain inspected and graded before it leaves the
11 state; and

12 WHEREAS, hold points established in the
13 Hankinson and Wahpeton, North Dakota areas, would
14 tend to create a grain market in this area, stimulate
15 competition, result in higher prices to the North
16 Dakota farmer, and aid in the growth of the grain pro-
17 cessing industry in the state of North Dakota; and

18 WHEREAS, the earliest points of grading
19 provide the greatest market sensitivity;

20 NOW, THEREFORE, BE IT RESOLVED BY THE
21 SENATE OF THE STATE OF NORTH DAKOTA, THE
22 HOUSE OF REPRESENTATIVES CONCURRING
23 THEREIN:

24 That the Interstate Commerce Commission reconsider
25 its prior ruling and establish and designate official
26 inspection points for the grading of grain in the
27 Hankinson and Wahpeton, North Dakota areas; and

28 BE IT FURTHER RESOLVED, that the
29 Great Northern Railroad and the Soo Line Railroad,
30 under the corporate powers of both railroads, desig-
30a nate

31 hold points for the inspection and grading of grain
32 in the Hankinson and Wahpeton, North Dakota areas;
33 and

34 BE IT FURTHER RESOLVED, that copies of
35 this resolution be forwarded by the secretary of
36 state to:

37 Mr. Rupert L. Murphy, Chairman
38 Interstate Commerce Commission
39 12th Street and Constitution Avenue Northwest
40 Washington 25, D. C.

41 Mr. J. M. Budd, President
42 Great Northern Railway Company
43 175 East 4th Street
44 St. Paul 1, Minnesota

45 Mr. Leonard H. Murray, President
46 Soo Line Railroad Company
47 First National Soo Line Building
48 Minneapolis 40, Minnesota.

FIRST READING OF A SENATE RESOLUTION

Senators Baverstad, Baker, Beck, Becker, Berube, Bopp, Brooks, Chesrown, Dahlund, Erickson, Forkner, Foss, George, Harris, Hernet, Holand, Kamrath, Kautzmann, Kee, Kisse, Kjos, Lips, Longmire, Luick, Mahoney, Meidinger, Miller, Morgan, Mutch, Nelson, Redlin, Reichert, Ringsak, Robinson, Roen, Sanford, Saumur, Sinner, Solberg, Sorlie, Strinden, Thompson, Torgerson, Trenbeath, Tuff, Van Horn, Wadson, Wartner and Witteman introduced:

Senate Resolution No. 6. A resolution extending best wishes to Mr. Gifford Herron in his time of illness.

Was read the first time.

Senator Brooks moved that the rules be suspended and that Senate Resolution No. 6 be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE RESOLUTION No. 6

Introduced by all 49 Senators

A resolution extending best wishes to Mr. Gifford Herron in his time of illness.

1 WHEREAS, Mr. Gifford Herron of the
2 Fargo Forum has accurately and impartially reported
3 to the people of this state the proceedings of each
4 session since the Thirty-Third Legislative Assembly;
4a and;

5 WHEREAS, on January 17, 1963, he was
6 taken seriously ill and has been hospitalized since
7 that date; and

8 WHEREAS, it has come to the attention of
9 this body that Mr. Herron is well on the road to
10 recovery;

11 NOW, THEREFORE, BE IT RESOLVED BY
12 THE SENATE OF THE STATE OF NORTH DAKOTA:

13 That we express our pleasure that Mr. Herron
14 is recovering his health and we extend our sincerest
15 wishes to him for continued improvement and complete
16 recovery from his illness, and members of this body
17 look forward to his resumption of his duties as a
18 political reporter for the Thirty-Ninth Legislative
19 Assembly;

20 BE IT FURTHER RESOLVED, that this
21 resolution be printed in the senate journal and
22 that the secretary of state is hereby directed to
23 forward an enrolled copy to Mr. Gifford Herron.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 6. A resolution extending best wishes to Mr. Gifford Herron in his time of illness.

Was read the second time.

Senator Brooks moved that Senate Resolution No. 6 be adopted, which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 888 has had the same under consideration and recommends that the same do pass.

SENATOR LONGMIRE, Chairman.

Senator Longmire moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:
House Bill No. 613
House Bill No. 662
House Bill No. 685
House Bill No. 844
Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:
House Bill No. 883
Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to return:
Senate Bill No. 2
Senate Bill No. 20
Senate Bill No. 22
Senate Bill No. 25
Senate Bill No. 29
Senate Bill No. 46
Senate Bill No. 110
Senate Bill No. 324
Senate Concurrent Resolution "JJ"
Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 2:

In Line 13 of the bill, delete the sum \$170,400.00 and, in lieu thereof, insert the sum \$185,920.00.

In Line 25, delete the sum \$263,425.13 and, in lieu thereof, insert the sum \$278,945.13.

AMENDMENTS TO SENATE BILL No. 20:

In Line 4 of the bill, after the words "sum of", delete the sum of \$29,000.00 and, in lieu thereof, insert the sum \$32,000.00.

AMENDMENTS TO SENATE BILL No. 22:

In Line 4 of the title, after the word "Property", change the period to a comma and complete the sentence as follows: "and declaring an emergency."

In Line 2 of the bill, delete the words "State General" and, in lieu thereof, insert the words "Surplus Property Special".

In Line 4 of the bill, after the words "the sum of", delete the sum \$45,000.00 and, in lieu thereof, insert the sum \$131,000.00.

In Line 10, delete the word "to-wit" and, in lieu thereof, insert the words "as follows:"

In Line 12, delete the sum \$45,000.00 and, in lieu thereof, insert the sum \$131,000.00.

In Line 13, delete the sum \$45,000.00 and, in lieu thereof, insert the sum \$131,000.00.

Immediately following Line 13, add the following sections:

"Section 2. APPROPRIATION.) There is hereby appropriated, out of any moneys in the Surplus Property Special Fund in the State Treasury, not other wise appropriated, the sum of \$16,000.00, or so much thereof as may be necessary, to the Department of Public Instruction, for the purpose of paying salaries and other expenses of the Director of Surplus Property as provided for in chapter 15-61 of the North Dakota Century Code, for the biennium ending Jun 30, 1963, as follows:

Salaries and other expenses of Director and Old Age	
Survivor Insurance	\$16,000.00
Total	\$16,000.00

Section 3. EMERGENCY.) Section 2 of 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.

AMENDMENT TO SENATE BILL No. 25:

In Line 2 of the bill, delete the words "Public Welfare Fund" and, in lieu thereof, insert the words "general fund".

AMENDMENTS TO SENATE BILL No. 29:

In Line 3 of the bill, after the words "the sum of", delete the sum \$131,002.00 and, in lieu thereof, insert the sum \$140,002.00.

In Line 9, delete the sum \$14,000.00 and, in lieu thereof, insert the sum \$13,000.00.

In Line 20, delete the sum \$13,304.00 and, in lieu thereof, insert the sum \$23,304.00.

In Line 21, delete the sum \$131,002.00 and, in lieu thereof, insert the sum \$140,002.00.

AMENDMENTS TO SENATE BILL No. 46:

Line 3 of title after the word "reorganization" insert the word "and"

Line 4 of title after the word "rules" insert a "." (period) and delete the following: ", and a statement of legislative intent."

Line 9 delete the whole line

Line 10 delete word "such" and insert word "Such"

Line 23 after period delete rest of line

Line 24 delete words "of the legislative assembly that"

Line 24 delete "no" and insert "No"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 110:

Line 14 delete the words "agricultural college" and insert in lieu thereof the words "university of agriculture and applied sciences,"

AMENDMENTS TO SENATE BILL No. 324:

Delete all of sections 2 and 3, lines 11 through 48 inclusive.

And renumber the lines and sections accordingly.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION "JJ":

In line 39 delete the "comma" and insert a "period" in lieu thereof and delete the remainder of line 39 and all of line 40

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 504
 House Bill No. 510
 House Bill No. 512
 House Bill No. 524
 House Bill No. 525
 House Bill No. 534
 House Bill No. 539
 House Bill No. 609
 House Bill No. 618
 House Bill No. 624
 House Bill No. 639
 House Bill No. 651
 House Bill No. 709
 House Bill No. 828

House Concurrent Resolution "L"

and the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 504
 House Bill No. 510
 House Bill No. 512
 House Bill No. 524
 House Bill No. 525
 House Bill No. 534
 House Bill No. 539
 House Bill No. 609
 House Bill No. 618
 House Bill No. 624
 House Bill No. 639
 House Bill No. 651
 House Bill No. 709
 House Bill No. 828

House Concurrent Resolution "L"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber
 Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 11
 Senate Bill No. 176
 Senate Bill No. 210
 Senate Bill No. 229

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 11:

In line 2, strike out the word "Twine"; in line 3, strike out the words "Plant Operating Fund" and insert in lieu thereof the words "General Fund" and renumber the lines accordingly.

In Line 3 of the bill, delete the sum \$1,591,966.00 and, in lieu thereof, insert the sum \$1,008,722.00.

In Line 10, delete the sum \$166,366.00 and, in lieu thereof, insert the sum \$130,122.00.

Delete all of Line 11 including the sum \$31,000.00.

In Line 12, delete the sum \$923,600.00 and, in lieu thereof, insert the sum \$823,600.00.

In Line 15, delete the sum \$439,000.00 and, in lieu thereof, insert the sum \$23,000.00.

In Line 16, delete the sum \$1,591,966.00 and, in lieu thereof, insert the sum \$1,008,722.00.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 176:

In line 5 of the title, after the word "plan" insert the words "and group life insurance"

In line 6 after the word "plan" insert the words "and group life insurance"

In line 8 after the word "care" insert the words "and group life insurance"

In line 21 after the word "plan" insert the words ", which may or may not include group life insurance,"

In line 34 after the word "care" insert the words "and life insurance"

In line 43 after the word "care" insert the words "and group life insurance"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 210:

In Line 13, change the period to a comma and complete the sentence as follows: "in the year 1965."

AMENDMENTS TO SENATE BILL No. 229:

In Line 8 of the bill, after the word "million", delete the word "five" and, in lieu thereof, insert the word "six".

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS

Bismarck, March 7, 1963

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGES FROM THE SENATE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 4

Senate Bill No. 5

Senate Bill No. 6

Senate Bill No. 10

Senate Bill No. 35

Senate Bill No. 71

Senate Bill No. 122

Senate Bill No. 139

Senate Bill No. 149

Senate Bill No. 247

Senate Bill No. 250

Senate Bill No. 264

Senate Bill No. 272

Senate Concurrent Resolution "H"

Senate Concurrent Resolution "I"

Senate Concurrent Resolution "K"

Senate Concurrent Resolution "R"

Senate Concurrent Resolution "W"

Senate Concurrent Resolution "RR"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "R"

House Concurrent Resolution "X"

House Concurrent Resolution "R-1"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Concurrent Resolution "R"

House Concurrent Resolution "X"

House Concurrent Resolution "R-1"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "R"

House Concurrent Resolution "X"

House Concurrent Resolution "R-1"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 8
 Senate Bill No. 16
 Senate Bill No. 48
 Senate Bill No. 62
 Senate Bill No. 72
 Senate Bill No. 81
 Senate Bill No. 85
 Senate Bill No. 121
 Senate Bill No. 152
 Senate Bill No. 153
 Senate Bill No. 186
 Senate Bill No. 187
 Senate Bill No. 188
 Senate Bill No. 189
 Senate Bill No. 197
 Senate Bill No. 199
 Senate Bill No. 206
 Senate Bill No. 217
 Senate Bill No. 268
 Senate Bill No. 276
 Senate Bill No. 295
 Senate Bill No. 299
 Senate Bill No. 301
 Senate Bill No. 313
 Senate Bill No. 323
 Senate Bill No. 331
 Senate Bill No. 349
 Senate Bill No. 357
 Senate Bill No. 359

Were delivered to the Governor for his approval at the hour of 4:49 o'clock p.m., March 7, 1963.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 4
 Senate Bill No. 5
 Senate Bill No. 6
 Senate Bill No. 10
 Senate Bill No. 35
 Senate Bill No. 71
 Senate Bill No. 122
 Senate Bill No. 139
 Senate Bill No. 149
 Senate Bill No. 247
 Senate Bill No. 250
 Senate Bill No. 264
 Senate Bill No. 272

Were delivered to the Governor for his approval at the hour of 4:50 o'clock p.m., March 7, 1963.

SENATOR HARRIS, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill and resolution:

Senate Bill No. 302
 Senate Concurrent Resolution "EE"

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 114

Senate Bill No. 131

And finds the same correctly re-engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 203

Senate Bill No. 205

Senate Bill No. 291

Senate Concurrent Resolution "C"

and finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "H"

Senate Concurrent Resolution "I"

Senate Concurrent Resolution "K"

Senate Concurrent Resolution "R"

Senate Concurrent Resolution "W"

Senate Concurrent Resolution "RR"

Were delivered to the Secretary of State at 10:30 o'clock a. m., March 7, 1963.

SENATOR HARRIS, Chairman.

CONSIDERATION OF AMENDMENTS

Senator Becker moved that the reading of the amendments to House Bill No. 501 be dispensed with, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 501 be adopted.

MOTION

After some discussion on the motion of Senator Foss that the amendments to House Bill No. 501 be adopted, Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 75

Senate Bill No. 78

Senate Bill No. 98

Senate Bill No. 116

Senate Bill No. 129

Senate Bill No. 178

Senate Bill No. 200

Senate Bill No. 207

Senate Bill No. 223

Senate Bill No. 224
 Senate Bill No. 248
 Senate Bill No. 254
 Senate Bill No. 282
 Senate Bill No. 300
 Senate Bill No. 348
 Senate Concurrent Resolution "Z"
 Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 359 to the House chamber.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that the Governor be requested to return Senate Bill No. 359, which motion prevailed.

MESSAGE TO THE GOVERNOR

Senate Chamber
 Bismarck, March 7, 1963

To: The Honorable Governor Guy
 I have the honor to request the return of Senate Bill No. 359.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE GOVERNOR

March 7, 1963

Secretary of the Senate
 Senate Chambers
 Bismarck, North Dakota

Dear Sir:

Pursuant to your request of March 7, I am herewith returning Senate Bill No. 359.

Sincerely yours,
 WILLIAM L. GUY
 Governor

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 359 which the House has requested.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber
 Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 844, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Bier
 Jacobson
 Nygaard

GERALD L. STAIR, Chief Clerk.

THURSDAY, MARCH 7, 1963

993

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills No. 613, 662, 685, 815.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 36 and Senate Bill No. 36 passed by a vote of 107 ayes, 0 nays, 5 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 352

Senate Concurrent Resolution "MM"

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 844, Senators Meidinger, Trenbeath and Redlin.

CONSIDERATION OF AMENDMENTS

The question being on the motion of Senator Foss that the amendments to House Bill No. 501 be adopted.

Senator Holand made the substitute motion that House Bill No. 501 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "S" be placed on sixth order, which motion prevailed.

Senator Miller moved that the amendments to House Concurrent Resolution "S" be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Concurrent Resolution "S" be placed on second reading and final passage, which motion prevailed.

**SECOND READING OF A HOUSE
CONCURRENT RESOLUTION**

House Concurrent Resolution "S". A concurrent resolution authorizing and directing the legislative research committee to study and consider participation requirements in the welfare laws of our state.

Which has been read.

Senator Ringsak moved that House Concurrent Resolution "S" be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to adopt the conference committee report on Senate Concurrent Resolution "A".

Senate Concurrent Resolution "A" was then indefinitely postponed by a voice vote.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Concurrent Resolution "A" has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:
Robert Chesrown
Emil E. Kautzmann
J. H. Mahoney

— For the House:
Bryce Streibel
Ernest N. Johnson
Treadwell Haugen

Senator Chesrown moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that Senate Concurrent Resolution "A" be indefinitely postponed, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. PPresident: Your conference committee to whom was referred Senate Bill No. 36 has had the same under consideration and recommends that the Senate concur with the House amendments, except for the last sentence, which the House recedes from; and except that in the instructions for amendment, the numeral "23" be deleted and the numeral "27" be inserted in lieu thereof.

For the Senate:
Duane Mutch
Evan E. Lips
Wm. R. Reichert

For the House:
Jack Currie
Gordon Aamoth
Frank S. Shablow

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred Senate Bill No. 41 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:
Leland Roen
Grant Trenbeath
George Sinner

For the House:
Chester Fossum
Ernest Johnson
Harold Skaar

Senator Roen moved that the report be adopted, which motion prevailed.

Senator Roen moved that the rules be suspended and that Senate Bill No. 41 be deemed properly reengrossed and

placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 41. A Bill for an Act to create and enact section 15-53-33 and to amend and reenact section 15-53-32 of the North Dakota Century Code, relating to the powers of a school board and changes in the reorganization plan of a reorganized school district.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Absent and not voting:

Brooks

So the bill passed and the title was agreed to.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred Senate Bill No. 95 has had the same under consideration and recommends that the House recede from its amendments and that the bill be amended as follows:

In line 1 of the title after the figure "11-05-08," insert the word "and"

In line 2 of the title delete the following language: "; and 11-05-20"

In line of the title after the word "counties" insert a period and delete the remainder of the title.

In line 24 delete the triple parentheses

In line 25 delete the triple parentheses and the following words "DECEMBER THIRTY-FIRST"

Delete all of lines 32 through 48.

And renumber the lines accordingly.

For the Senate:

Lee F. Brooks
R. E. Meidinger
Dwight C. Kamrath

For the House:

John Neukircher
James E. Leahy
Lester G. Larson

Senator Brooks moved that the report be adopted, which motion prevailed.

Senator Meidinger moved that the rules be suspended and that Senate Bill No. 95 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 95. A Bill for an Act to amend and reenact sections 11-05-07, 11-05-08, 11-05-15, and 11-05-20 of the North Dakota Century Code, relating to the consolidation of counties and to repeal sections 11-05-19 and 11-05-21, of the North Dakota Century Code.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kamrath		

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 285 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:

Richard E. Forkner
Duane Mutch
Bronald Thompson

For the House:

Kenneth Tweten
John Unke
Donald Giffey

Senator Forkner moved that the report be adopted, which motion prevailed.

Senator Forkner moved that the rules be suspended and that Senate Bill No. 285 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 285. A Bill for an Act regulating the modification of motor vehicles, and to amend and reenact sections 39-01-01, 39-10-03, and to create and enact section 39-10-03.1, and to amend and reenact sections 39-09-06,

39-10-08, 39-10-12, 39-10-25, 39-10-34, 39-10-43, and 39-10-61 of the North Dakota Century Code relating to definitions, emergency vehicles, rules of the road and vehicle equipment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 46; nays, 3; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Saumur
Brooks	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath		

Those voting in the negative were:

Bopp	Sinner	Thompson
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So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 727 has had the same under consideration and recommends that the House concur with the Senate amendments except that sentence following line 130, which reads:

"This section shall not be construed as authorization to move a mobile home which has been sold by a dealer unless such mobile home is titled and licensed as required by Section 39-18-03."

And which the Senate recedes from;

And that the bill be further amended as follows:

Delete lines 29 through 72

And renumber the lines and sections accordingly.

For the Senate:

Walter Dahlund
A. W. Luick
Leonard A. Bopp

For the House:

Kenneth Tweten
Lawrence Bowman
S. F. Hoffner

Senator Dahlund moved that the report be adopted, which motion prevailed.

Senator Dahlund moved that the rules be suspended and that House Bill No. 727 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

House Bill No. 727. A Bill for an Act to create and enact a new subsection of section 39-01-01 and subdivision d of subsection 2 of section 39-04-19, to amend and reenact sections 39-04-13, 39-04-35, 39-05-27, and 39-18-03 of the North Dakota Century Code, relating to the licensing and registration of motor vehicles; and to repeal subsection 27 of section 39-01-01, and sections 39-02-06, 39-04-45, 39-04-46, 39-04-47, 39-04-48, 39-04-49, 39-04-50, 39-04-51, 39-04-52, 39-04-53, 39-05-23, and 39-05-24 of the North Dakota Century Code, relating to transporting of vehicles and records of stolen vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Meidinger	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Hernett	Ringsak	Witteman
Holand	Robinson	

Absent and not voting:

Luick Mahoney

So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do not concur in the House amendments to Senate Bill No. 2 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2, Senators Ringsak, Kjos and Bopp.

Senator Foss moved that the Senate do not concur in the House amendments to Senate Bill No. 23 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 23, Senators Baker, Sorlie and Van Horn.

Senator Foss moved that the Senate do not concur in the House amendments to Senate Bill No. 27 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 27, Senators Saumur, Wadeson and Thompson.

Senator Roen moved that the Senate do not concur in

the House amendments to Senate Bill No. 43 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 43, Senators Roen, Trenbeath and Redlin.

Senator Brooks moved that the Senate do not concur in the House amendments to Senate Bill No. 99 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 99, Senators Mutch, Brooks and Sinner.

Senator Longmire moved that the Senate do not concur in the House amendments to Senate Bill No. 175 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 175, Senators Lips, Dahlund and Mahoney.

Senator Foss moved that the Senate do not concur in the House amendments to Senate Bill No. 229 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 229, Senators Lips, Erickson and Van Horn.

Senator Wartner moved that the Senate do not concur in the House amendments to Senate Bill No. 270 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 270, Senators Wartner, Ringsak and Reichert.

Senator Longmire moved that the Senate do not concur in the House amendments to Senate Bill No. 312 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 312, Senators Forkner, Erickson and Van Horn.

Senator Longmire moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution "JJ" and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Concurrent Resolution "JJ", Senators Longmire, Morgan and Solberg.

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senator reconvened at the call of the chair, pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 114
 Senate Bill No. 131
 Senate Bill No. 203
 Senate Bill No. 205
 Senate Bill No. 291
 Senate Bill No. 302
 Senate Concurrent Resolution "C"
 Senate Concurrent Resolution "EE"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 114
 Senate Bill No. 131
 Senate Bill No. 203
 Senate Bill No. 205
 Senate Bill No. 291
 Senate Bill No. 302
 Senate Concurrent Resolution "C"
 Senate Concurrent Resolution "EE"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 19, which motion prevailed.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 20, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 20 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. 20. A Bill for an Act making an appropriation for the administrative expenses of the State School Construction Fund and State School Construction Board.

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, 2; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie

Erickson	Mahoney	Strinden
Forkner	Meidinger	Thompson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman

Those voting in the negative were:

Robinson	Torgerson
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Absent and not voting:

Beck	Brooks
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So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 21, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 21 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 21. A Bill for an Act making an appropriation for the Division of Vocational Rehabilitation and for the Governor's Committee on Employment of the Physically Handicapped.

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, 48; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteaman

Those voting in the negative were:

Forkner

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the rules be suspended and that House Bill No. 806, Senate Bill No. 361, House Bills No. 719 and 888 be placed on second reading and final passage, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "B"
 Senate Concurrent Resolution "CC"
 Senate Concurrent Resolution "II"
 Senate Concurrent Resolution "NN"
 Senate Concurrent Resolution "PP"
 Senate Concurrent Resolution "QQ"
 Senate Concurrent Resolution "UU"
 Senate Concurrent Resolution "VV"
 Senate Concurrent Resolution "XX"
 Senate Concurrent Resolution "ZZ"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "HH"
 Senate Concurrent Resolution "LL"
 Senate Concurrent Resolution "TT"

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills No. 2, 23, 27, 43, and the President has appointed as conference committees to act with like committees from the House,

Senators:

Ringsak

Kjos

Bopp to act on Senate Bill No. 2.

Senators:

Baker

Sorlie

Van Horn to act on Senate Bill No. 23.

Senators:

Saumur

Wadeson

Thompson to act on Senate Bill No. 27.

Senators:

Roen

Trenbeath

Redlin to act on Senate Bill No. 43.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills No. 99, 175, 229, 270, and the President has

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appointed as conference committees to act with like committees from the House,

Senators:

Mutch
Brooks
Sinner to act on Senate Bill No. 99.

Senators:

Lips
Dahlund
Mahoney to act on Senate Bill No. 175.

Senators:

Lips
Erickson
Van Horn to act on Senate Bill No. 229.

Senators:

Wartner
Ringsak
Reichert to act on Senate Bill No. 270.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bill No. 312 and Senate Concurrent Resolution "JJ", and the President has appointed as conference committees to act with a like committee from the House,

Senators:

Forkner
Erickson
Van Horn to act on Senate Bill No. 312.

Senators:

Longmire
Morgan
Solberg to act on Senate Concurrent Resolution
"JJ".

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 17
Senate Bill No. 39
Senate Bill No. 50
Senate Bill No. 141
Senate Bill No. 195
Senate Bill No. 243
Senate Bill No. 288
Senate Bill No. 303
Senate Bill No. 346
Senate Bill No. 358

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 17:

In Line 15 of the bill, delete the sum \$26,608,000.00 and, in lieu thereof, insert the sum \$25,400,000.00.

In Line 20, after the word "Maddock" insert an asterisk.

In Line 21, after the word "River" insert an asterisk.

Add a new Line 21a as follows: “* The amount expended shall not exceed the amount levied by the county in accordance with section 15-42-08 of the North Dakota Century Code.”

In Line 22, delete the sum \$27,128,930.00 and, in lieu thereof, insert the sum \$25,920,930.00.

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 39:

In line 5 of the title of the engrossed bill after the word “of” insert the word “nonresident”

In line 32 delete the period and insert in lieu thereof a semicolon followed by the word “and”

Between lines 32 and 33 insert the following new subsection:

“4. “Nonresident” includes any person who did not file an individual income tax return with the state tax commissioner for the preceding year and who has not continuously maintained a domicile in North Dakota for a period of one full calendar year from January first to December thirty-first, and such person shall be deemed a nonresident of North Dakota until he has filed an individual income tax return with the state tax commissioner for the preceding year and until he has continuously maintained a domicile in North Dakota for a full calendar year.”

In line 36 after the word “OF” insert the word “NON-RESIDENT”

In line 38 after the word “to” insert the words “all non-resident”

In line 39 delete the word “such” and after the word “wages” delete the rest of the line

Delete line 40 and insert in lieu thereof “such percentage or percentages as determined by the tax commissioner, of the total amount required to be deducted by an employer from wages of an employee under the provisions of the Internal Revenue Code of 1954, as amended;”

In line 43 delete the word “an” and insert in lieu thereof the words “a nonresident” and after the word “employee” insert the following language:

“unless such employee is employed for a period of twenty days or more within any one year”

In line 51 delete the words “make an adjustment” and insert in lieu thereof the words “adjust the percentage”

In line 54 delete the word “shall” and insert in lieu thereof the following language:

“may, in lieu of the requirement above for deducting and withholding tax based upon a percentage of federal income tax withheld,”

Delete lines 61 through 73 inclusive and insert in lieu thereof the following subsection:

“4. Every employer shall deduct and withhold from every employee’s wages the amounts required to be deducted and withheld from a nonresident employee’s wages until such time as the employee has filed with his employer a certificate under oath, in such form as the tax commissioner shall prescribe, that such employee entitled to wages is a resident of the state of North Dakota as defined

for withholding purposes. Any employee submitting a falsified statement shall be guilty of perjury and punished in accordance with chapter 12-14.

Employers shall be required to make the certificates of residence available to the tax commissioner upon request."

In line 81 after the word "all" insert the word "nonresident"

In line 92 after the word "his" insert the word "nonresident"

In line 102 after the word "each" insert the word "nonresident"

In line 108 after the word "each" insert the word "nonresident"

In line 172 delete the words "Each taxpayer" and insert in lieu thereof the words "All nonresident taxpayers"

In line 173 delete the word "his" and insert in lieu thereof the word "their"

In line 176 delete the words "his estimated tax on" and insert in lieu thereof the word "their"

In line 178 delete the word "forty" and insert in lieu thereof the word "sixty"

In line 202 delete the words "June 30" and insert in lieu thereof the words "December 31"

In line 161 delete the word "three" and insert in lieu thereof the word "two"

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 50:

In line 1 of the title of the engrossed bill delete the words "to amend and reenact section 57-38-31 and"

In line 5 of the title delete the words "and declaring an emergency"

In line 8 of the bill delete the word "two" and insert in lieu thereof the words "one and two-tenths"

In line 10 delete the word "his" and insert in lieu thereof the word "their"

In line 12 delete the words "the United States Internal" and insert in lieu thereof the words "section 57-38-26,"

Delete all of line 13

In line 16 delete the word "ten" and insert in lieu thereof the word "twenty-five"

In line 20 delete the words "; provided that the tax liability due and" and insert in lieu thereof a period

Delete all of lines 21 through 25 inclusive

In line 26 delete the words "ten dollars."

Delete all of lines 35 through 151 inclusive

Renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 141:

In Line 11 of the engrossed bill, delete the triple parentheses before and after the word "two" and delete the word "three".

In line 15, after the period, insert the following:

"In addition, the sum of one hundred dollars shall be paid immediately preceding October first of each year for

every student in attendance during the two full semesters or fall, winter and spring quarters at a junior college or education center, provided the school district, city or county shall levy taxes of not less than four mills for the support of such junior college or educational center in accordance with the provisions of sections 15-18-03, 15-18-04.2 or 15-18-05."

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 195:

Delete the sixth line of the title.

In line seven of the title: Delete the words "of the board."

In line eight: After the word "the" add the word "governor"

In line nine: Delete the words "manager of the Bank of North Dakota"

Delete lines ten and eleven and insert in lieu thereof the following: "the state land commissioner, and the chairman of the"

In line twelve: after the word "bureau" insert a "comma" and delete the remainder of the line.

Delete lines thirteen through twenty-eight, and insert the following language in lieu thereof: "and the state insurance commissioner."

Delete lines forty through fifty-one and insert in lieu thereof the following language: "The manager of the Bank of North Dakota shall be the investment director. Existing departmental facilities for making traditional investments within the state shall continue to function subject however to supervision and management of the board."

Delete lines fifty-six through sixty.

In line sixty-four: Delete the word "chairman" and insert in lieu thereof the following: "director"

In line sixty-nine: Delete the word "Members"

Delete lines seventy through seventy-four.

In line Two-Twenty four: Delete the word "or" and insert the word "and" in lieu thereof.

Delete lines four-sixty four through four-seventy.

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 243:

In the 5th line of the title: delete the words "of motor"

In the 6th line of the title delete the words "vehicle fuel"

In line 12 of the engrossed bill: delete the language "motor vehicle fuel purchased at retail,"

In line 25 of the engrossed bill: after the word "purchases" add the following language "on individual purchases of fifteen dollars or less"

In line 26 of the engrossed bill: delete the words "in a sum"

At the end of the bill add the following line: "In no event shall individual purchases of fifteen dollars or less be subject to competitive bidding."

AMENDMENTS TO SENATE BILL No. 288:

Line 17 delete the words "and state equalization"

Line 17 after the word "funds" insert "and from the state under this chapter"

Line 31 delete the words "or state"

Line 31 after the word "payments" insert the following language: "and payments from the state under this chapter"

Line 60 delete words "and state"

Line 61 after word "payments" insert the following language: "and payments from the state under this chapter"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 303:

In line 10 delete the triple parentheses and place triple parentheses before and after the word "fifty", and following the parentheses after the word "fifty" insert the word "fifteen"

In line 12 after the word "in" insert triple parentheses

In line 13 after the colon insert triple parentheses

In line 14 after the word "States" insert a period and triple parentheses

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 346:

In line 79 after the word "shall" insert the following language: "except as otherwise provided in subsection 1 of section 57-40-05"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 358:

In line 19: Delete the triple brackets before the word "not" and after the word "years" and delete the word perpetual

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 34

Senate Bill No. 234

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "B"

House Concurrent Resolution "I"

House Concurrent Resolution "A-1"

House Concurrent Resolution "E-1"

House Concurrent Resolution "V-1"

House Concurrent Resolution "T-1"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that after the reading of House Bill No. 806, Senate Bill No. 361, and House Bills No. 719 and 888 that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

Senator Redlin: "Mr. President: I rise to a point of personal privilege. Senator Solberg and Senator Berube, who serve on the Senate Employment Committee, have brought a serious matter to my attention concerning a Senate employee.

On page 15 of the Senate Journal we note that one Miles Nelson was hired by this body as a Mail Room Clerk on January 10. Checking of payroll records shows he has been paid \$590.00 for 59 days of work in this session. A check of the mail room register substantiates a report that this man has not shown up for work. Further investigation has shown that Miles Nelson during this same period for which he received \$590.00 as a Senate employee, was also employed full time by the Bank of North Dakota; and, during this same period, drew salary checks in the total amount of \$650.00 from the Bank of North Dakota.

It has also been reported that Miles Nelson has been working in Republican headquarters in downtown Bismarck during this same period in which he has drawn checks as an employee of the North Dakota Senate and the Bank of North Dakota.

This afternoon at 4:30 Mr. Nelson was contacted by telephone at Republican Headquarters and asked to come up to the Capitol. His statement was that he was "busy on a project and couldn't get away."

We of the minority party object strenuously to this type of employment subterfuge, whether it involves this Senate, the Bank of North Dakota, or the Republican Party.

This man was an employee sponsored by the Republican Party, and we believe it is the responsibility of the majority party to take immediate remedial steps."

SECOND READING OF A HOUSE BILL

House Bill No. 806. A Bill for an Act to amend and reenact subdivisions a and b(1) of subsection 3 of section 39-04-39 of the North Dakota Century Code, as amended by the 1961 Legislature, relating to distribution of motor vehicle fees, and declaring an emergency.

Which has been read.

Senator Longmire moved that House Bill No. 806 be indefinitely postponed, which motion was lost.

ROLL CALL

The question being on the final passage of House Bill No. 806, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Beck	Kamrath	Robinson
Becker	Kee	Roen
Berube	Kisse	Sorlie
Bopp	Kjos	Strinden
Chesrown	Luick	Thompson

Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Witteman
Holand		

Those voting in the negative were:

Baeverstad	Longmire	Sanford
Baker	Mahoney	Saumur
Dahlund	Meidinger	Sinner
Erickson	Mutch	Solberg
Kautzmann	Ringsak	Wadeson
Lips		

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to.

Senator Forkner moved that the vote by which House Bill No. 806 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion was lost.

Senator Forkner requested a division, which request was granted, and there were 30 ayes and 17 nays, so the motion of Senator Forkner was declared carried.

SECOND READING OF A SENATE BILL

Senate Bill No. 361. A Bill for an Act to amend and reenact section 15-34-09 and 15-34-09.1 of the North Dakota Century Code, as amended by Senate Bill Number 49 of the Thirty-eighth Legislative Assembly, relating to the authority of school districts to provide transportation or maintenance for students and to levy a tax therefor.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate

Bill No. 361 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. 719. A Bill for an Act directing a study by the legislative research committee and the board of higher education of the future role and responsibility of each institution of higher learning, development of a ten-year plan to provide needed facilities, participation in interstate and regional compacts in higher education, and making an appropriation.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Holand	Ringsak	Witteaman
Kamrath		

Absent and not voting:

Brooks	Meidinger	Wartner
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 719 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 888. A Bill for an Act to authorize the board of administration to sell all real property owned by the state at Bathgate, North Dakota and formerly utilized by the school for the blind, and declaring an emergency.

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	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden

Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 888 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Senator Mutch moved that the rules be suspended and that Senate Bill No. 36 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 36. A Bill for an Act to create and enact subsection 10 of section 57-39-01 and section 57-39-26 of the North Dakota Century Code, relating to wholesalers' permits, records, and reports on sales exempt from the retail sales tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Strinden
Forkner	Meidinger	Thompson
Foss	Miller	Torgerson
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteaman

Those voting in the negative were:

Morgan

Absent and not voting:

Brooks	Trenbeath	Wartner
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So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Baeverstad moved that the Senate do not concur in the House amendments to Senate Bill No. 39 and that a

conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 39, Senators Holand, Becker and Tuff.

Senator Baeverstad moved that the Senate do not concur in the House amendments to Senate Bill No. 50 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 50, Senators Holand, Baeverstad and Redlin.

Senator Mutch moved that the Senate do not concur in the House amendments to Senate Bill No. 358 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 358, Senators Mutch, Hernet and Tuff.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 22, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 22 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. 22. A Bill for an Act making an appropriation to the Department of Public Instruction, for the purpose of paying salaries and other expenses of the Director of Surplus Property.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernet	Redlin	Wadeson
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 25, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 25 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 25. A Bill for an Act making an appropriation for the purpose of paying expenses of the Children's Psychiatric Outpatient Clinic, located at Bismarck, North Dakota.

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:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Strinden
Forkner	Meidinger	Thompson
Foss	Miller	Torgerson
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Redlin	Witteman

Those voting in the negative were:

Ringsak

Absent and not voting:

Brooks	Trenbeath	Wartner
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So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 28, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 28 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 28. A Bill for an Act making an appropriation for the maintenance of the North Dakota National Guard as provided for by title 37 of the North Dakota Century Code.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen

Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Holand	Ringsak	Witteinan
Kamrath		

Absent and not voting:

Brooks	Nelson	Wartner
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So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 29.

Senator Dahlund made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 29, and that a conference committee be appointed.

ROLL CALL

The question being on the substitute motion of Senator Dahlund, the roll was called and there were ayes, 18; nays, 28; absent and not voting, 3.

Those voting in the affirmative were:

Beck	Kautzmann	Robinson
Becker	Kee	Roen
Chesrown	Kisse	Sanford
Dahlund	Morgan	Strinden
Hernett	Mutch	Torgerson
Kamrath	Reichert	Trenbeath

Those voting in the negative were:

Baeverstad	Kjos	Saumur
Baker	Lips	Sinner
Berube	Longmire	Solberg
Bopp	Luick	Sorlie
Erickson	Meidinger	Thompson
Forkner	Miller	Tuff
Foss	Nelson	Van Horn
George	Redlin	Wadeson
Harris	Ringsak	Witteinan
Holand		

Absent and not voting:

Brooks	Mahoney	Wartner
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So the motion was lost.

The question being on the motion of Senator Foss that the Senate do concur in the House amendments to Senate Bill No. 29, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 29 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 29. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

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, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Lips	Sinner
Baker	Longmire	Solberg
Becker	Luick	Sorlie
Berube	Mahoney	Thompson
Bopp	Meidinger	Tuff
Erickson	Nelson	Van Horn
Foss	Redlin	Wadeson
Harris	Reichert	Witteman
Holand	Ringsak	

Those voting in the negative were:

Beck	Kautzmann	Robinson
Chesrown	Kee	Roen
Dahlund	Kisse	Sanford
Forkner	Kjos	Saumur
George	Miller	Strinden
Hernett	Morgan	Torgerson
Kamrath	Mutch	Trenbeath

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 37, which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 37 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 37. A Bill for an Act to create and enact section 43-07-19 and to amend and reenact sections 43-07-01, 43-07-02, 43-07-04, 43-07-05, 43-07-08, 43-07-09, 43-07-10, 43-07-11, 43-07-14, 43-07-15, 43-07-17, 43-07-18, subsection 1 of section 57-40-05, and subsections 1 and 2 of section 57-40-06 of the North Dakota Century Code, relating to the licensing and bonding of contractors and the collection of taxes therefrom, and to repeal section 43-07-16 of the North Dakota Century Code, relating to appeals from the cancellation of a license.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden

Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteinan
Kamrath	Ringsak	

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 38, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 38 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 38. A Bill for an Act making an appropriation and providing for a study and analysis of state policies and procedures in regard to the collection of sales and use taxes.

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, 3; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Redlin	Tuff
Harris	Reichert	Van Horn
Hernett	Ringsak	Wadeson
Holand	Robinson	Witteinan
Kamrath		

Those voting in the negative were:

Baker	Mahoney	Meidinger
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Absent and not voting:

Brooks	Nelson	Wartner
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So the bill passed and the title was agreed to.

Senator Roen moved that the Senate do concur in the House amendments to Senate Bill No. 46, which motion prevailed.

Senator Roen moved that the rules be suspended and that Senate Bill No. 46 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 46. A Bill for an Act to create and enact subsection 5 of section 15-53-13 of the North Dakota Century Code, relating to standards for school district re-organization, promulgation of rules, and a statement of legislative intent.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteman
Kamrath		

Absent and not voting:

Brooks	Ringsak	Wartner
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So the bill passed and the title was agreed to.

Senator Mutch moved that the Senate do concur in the House amendments to Senate Bill No. 104, which motion prevailed.

Senator Mutch 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. A Bill for an Act to create and enact section 23-09-20.1 and to amend and reenact section 19-08-02, subsection 4 of section 19-08-05, subsection 3 and 4 of section 23-09-01, subsection 8 of section 23-09-09, 23-09-17, subsection 1 of section 23-10-01, and sections 23-10-05, and 23-10-09 of the North Dakota Century Code, relating to the licensing of hotels, boarding houses, trailer courts and beverages by the state laboratories department.

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, 5; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Robinson
Baker	Kamrath	Roen
Beck	Kautzmann	Sanford
Becker	Kee	Sinner
Berube	Kisse	Solberg
Bopp	Kjos	Sorlie

Chesrown	Lips	Strinden
Dahlund	Longmire	Thompson
Erickson	Luick	Torgerson
Forkner	Mahoney	Trenbeath
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Mutch	Wadeson
Hernett	Nelson	Witteman

Those voting in the negative were:

Meidinger	Reichert	Saumur
Redlin	Ringsak	

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to.

Senator Roen moved that the Senate do concur in the House amendments to Senate Bill No. 110, which motion prevailed.

Senator Roen moved that the rules be suspended and that Senate Bill No. 110 be deemed properly reengrossed and placed on second reading and final passage, which motion prevailed.

Senate Bill No. 110. A Bill for an Act to amend and reenact section 15-62-02 of the North Dakota Century Code relating to eligibility for scholarships.

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:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlin	Van Horn
Hernett	Reichert	Wadeson
Kamrath	Ringsak	Witteman
Kautzmann		

Absent and not voting:

Brooks	Holand	Wartner
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So the bill passed and the title was agreed to.

Senator Mutch moved that the Senate do concur in the House amendments to Senate Bill No. 176, which motion prevailed.

Senator Mutch moved that the rules be suspended and that Senate Bill No. 176 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 176. A Bill for an Act to provide for the general welfare of state employees by authorizing the State of North Dakota and all of its departments and agencies to enter into a group hospitalization and medical care plan in accordance with the provisions of this act.

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, 6; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Mutch
Baker	Kamrath	Redlin
Beck	Kautzmann	Sanford
Becker	Kee	Saumur
Berube	Kisse	Sinner
Bopp	Kjos	Solberg
Chesrown	Lips	Sorlie
Dahlund	Longmire	Thompson
Erickson	Luick	Torgerson
Forkner	Mahoney	Trenbeath
Foss	Meidinger	Tuff
George	Miller	Van Horn
Hernett	Morgan	Witteman

Those voting in the negative were:

Harris	Robinson	Strinden
Ringsak	Roen	Wadeson

Absent and not voting:

Brooks	Reichert	Wartner
Nelson		

So the bill passed and the title was agreed to.

Senator Hernett moved that the Senate do concur in the House amendments to Senate Bill No. 195, which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 195 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 195. A Bill for an Act to create and enact chapter 21-10 of the North Dakota Century Code, relating to the investment of public funds, creation of a state investment board, appointment of a director, types of legal investments, providing a penalty, and providing an appropriation for the operation of the board; and to amend and reenact sections 15-39-26, 26-23-03, 26-24-07, 54-27-16, and 65-04-31 of the North Dakota Century Code, relating to the investment of public funds.

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, 2; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen

Becker	Kisse	Sanford
Berube	Kjos	Saumur
Bopp	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Luick	Sorlie
Erickson	Mahoney	Strinden
Forkner	Meidinger	Thompson
Foss	Miller	Torgerson
George	Morgan	Trenbeath
Harris	Nelson	Tuff
Hernett	Redlin	Van Horn
Holand	Reichert	Witteaman

Those voting in the negative were:

Mutch	Wadeson
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Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to.

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 210, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 210 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 210. A Bill for an Act to create a Girl Scouts Round-Up Commission for the purpose of encouraging and aiding the Girl Scouts of the United States of America to hold their 1965 Round-Up in North Dakota, making an appropriation therefor, and declaring an emergency.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to and the emergency clause carried.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 227, which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 227 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 227. A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota Century Code Supplement relating to the duties of the supervisor of assessments and prescribing a penalty.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Brooks Wartner

So the bill passed and the title was agreed to.

Senator Mutch moved that the Senate do concur in the House amendments to Senate Bill No. 243, which motion prevailed.

Senator Mutch moved that the rules be suspended and that Senate Bill No. 243 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 243. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code providing for the operation of a centralized purchasing service and to provide for credit card purchases of motor vehicle fuel by the department of accounts and purchases.

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, 8; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kamrath	Nelson
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Baker	Kautzmann	Redlin
Beck	Kee	Reichert
Becker	Kisse	Ringsak
Chesrown	Kjos	Robinson
Dahlund	Lips	Roen
Erickson	Longmire	Sanford
Forkner	Luick	Saumur
Foss	Mahoney	Sorlie
George	Meidinger	Strinden
Harris	Miller	Trenbeath
Hernett	Morgan	Wadeson
Holand	Mutch	

Those voting in the negative were:

Berube	Solberg	Van Horn
Bopp	Thompson	Witteinan
Sinner	Tuff	

Absent and not voting:

Brooks	Torgerson	Wartner
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So the bill passed and the title was agreed to.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 258, which motion prevailed.

Senator Redlin moved that the rules be suspended and that Senate Bill No. 258 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 258. A Bill for an Act to amend and reenact subsection 2 of section 57-02-12 and section 57-02-20 of the North Dakota Century Code, relating to the listing and exemption of newly acquired farm machinery from taxation, and declaring an emergency.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Chesrown	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteinan
Kamrath	Ringsak	

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to and the emergency clause carried.

Senator George moved that the Senate do concur in the House amendments to Senate Bill No. 260, which motion prevailed.

Senator George moved that the rules be suspended and that Senate Bill No. 260 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 260. A Bill for an Act to amend and reenact section 21-03-08 of the North Dakota Century Code, relating to the maximum interest rate, maturity and denominations of general obligation bonds of municipalities, and declaring an emergency.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Chesrown	Longmire	Strinden
Dahlund	Luick	Thompson
Erickson	Mahoney	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Nelson	Wadeson
Hernett	Redlin	Witteaman
Holand	Reichert	

Absent and not voting:

Brooks	Ringsak	Wartner
Meidinger	Saumur	

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Mutch moved that the Senate do concur in the House amendments to Senate Bill No. 303, which motion prevailed.

Senator Mutch moved that the rules be suspended and that Senate Bill No. 303 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 303. A Bill for an Act to amend and reenact section 6-05-15 of the North Dakota Century Code, relating to investment of trust funds.

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:

Baeverstad	Kamrath	Reichert
Baker	Kautzmann	Robinson

Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Strinden
Erickson	Mahoney	Thompson
Forkner	Meidinger	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Redlin	Witteaman
Absent and not voting:		
Brooks	Saumur	Wartner
Ringsak		

So the bill passed and the title was agreed to.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 324, which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 324 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 324. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code Supplement and to amend and reenact sections 57-38-31 and 57-38-45 of the North Dakota Century Code, relating to definitions, duty of individuals to make returns, and to penalties provided in the income tax law; and to repeal subsection 6 of section 57-38-15.3 of the North Dakota Century Code and subdivision (c) of subsection 8 of section 57-38-18 of the North Dakota Century Code Supplement, relating to definitions provided in the income tax law.

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:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Chesrown	Luick	Strinden
Erickson	Mahoney	Thompson
Forkner	Miller	Torgerson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Witteaman
Kamrath	Robinson	

Absent and not voting:

Brooks	Meidinger	Wartner
Dahlund	Ringsak	

So the bill passed and the title was agreed to.

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 328, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 328 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 328. A Bill for an Act to amend and reenact Section 20-08-03 of the North Dakota Century Code relating to the contents of the governor's proclamation relating to the taking of game birds, fish, and game animals, and to remove therefrom provision relating to eligibility of applicants who have been unsuccessful in four successive lotteries.

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, 7; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Beck	Kjos	Roen
Becker	Lips	Sanford
Berube	Longmire	Saumur
Bopp	Luick	Sinner
Chesrown	Mahoney	Solberg
Dahlund	Meidinger	Sorlie
Forkner	Miller	Strinden
Foss	Morgan	Torgerson
George	Mutch	Trenbeath
Harris	Nelson	Tuff
Hernett	Redlin	Van Horn
Holand	Ringsak	Witteman
Kamrath		

Those voting in the negative were:

Baker	Kisse	Thompson
Erickson	Reichert	Wadeson
Kee		

Absent and not voting:

Brooks	Wartner
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So the bill passed and the title was agreed to.

Senator Roen moved that the Senate do not concur in the House amendments to Senate Bill No. 42 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 42, Senators Meidinger, Trenbeath and Redlin.

**FIRST READING OF HOUSE
CONCURRENT RESOLUTIONS**

House Concurrent Resolution "B". A concurrent resolution directing the legislative research committee to con-

duct a study of the equities of telephone companies' and power generation and transmission companies' taxation during the 1963-1965 biennium.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Concurrent Resolution "I". A concurrent resolution directing the legislative research committee to study the need for improving and enlarging courses and/or schools in the field of industrial arts and to determine whether it is feasible and practical to make industrial arts available to more students.

Was read the first time and referred to the Committee on Education.

House Concurrent Resolution "A-1". A Concurrent resolution directing the legislative research committee to study the most efficient method of carrying on high school correspondence and extension courses.

Was read the first time and referred to the Committee on Education.

House Concurrent Resolution "E-1". A concurrent resolution directing the legislative research committee to study the feasibility of substituting a sales tax or other taxes for personal property taxes and thereby eliminating personal property taxes in North Dakota.

Was read the first time and referred to the Committee on Finance & Taxation.

House Concurrent Resolution "T-1". A concurrent resolution directing the legislative research committee to study the criminal code of the state, with particular emphasis upon major crimes and punishments therefor.

Was read the first time and referred to the Committee on Judiciary.

House Concurrent Resolution "V-1". A concurrent resolution directing the legislative research committee to study the laws and policies of the state in regard to the formation and regulation of financial institutions.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS

Bismarck, March 7, 1963

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 19, 20, 21, 22, 25, 28, 29, 37, 38, 46, 104, 110, 176, 195, 210, 227, 243, 258, 260, 303, 324, 328.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills No. 39, 42, 50, 358, and the President has appointed as conference committees to act with like committees from the House,

Senators:

Holand

Becker

Tuff to act on Senate Bill No. 39.

Senators:

Meidinger

Trenbeath

Redlin to act on Senate Bill No. 42.

Senators:

Holand

Baeverstad

Redlin to act on Senate Bill No. 50.

Senators:

Mutch

Hernett

Tuff to act on Senate Bill No. 358.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bills No. 36, 41, 95, 285, and Senate Concurrent Resolution "A"

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

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. 844, Senators:

Meidinger

Trenbeath

Redlin

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 727 by a vote of 47 ayes, 0 nays, 2 absent and not voting.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate,

Representatives:

Frank

Boutilier

Olson (Griggs Steele) to act on Senate Bill No. 2.

Representatives:

Tough

Kitzmann

Hauf to act on Senate Bill No. 23.

Representatives:

Schnell

Lowe

Anderson (McHenry) to act on Senate Bill No. 27.

Representatives:

Reimers

Olienyk

Bloom to act on Senate Bill No. 43.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate,

Representatives:

Stockman

Tweten

Burk to act on Senate Bill No. 270.

Representatives:

Neukircher

Menz

Glaspey to act on Senate Bill No. 312.

Representatives:

Burvee

Unke

Gronhovd to act on Senate Concurrent Resolution "JJ".

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate,

THURSDAY, MARCH 7, 1963

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Representatives:

Loder
Haugland
Vendsel to act on Senate Bill No. 99.

Representatives:

Lowe
Gackle
Erickson to act on Senate Bill No. 175.

Representatives:

Johnston
Goebel
Collette to act on Senate Bill No. 229.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate,

Representatives:

Streibel
Hofstrand
Shallow to act on Senate Bill No. 39.

Representatives:

Bier
Jacobson
Nygaard to act on Senate Bill No. 42.

Representatives:

Brown
Davis (Dunn)
Backes to act on Senate Bill No. 50.

Representatives:

Dornacker
Overbo
Lundene to act on Senate Bill No. 358.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 114
Senate Bill No. 131
Senate Bill No. 203
Senate Bill No. 205
Senate Bill No. 291
Senate Bill No. 302
Senate Concurrent Resolution "C"
Senate Concurrent Resolution "EE"
Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 507
House Bill No. 529
House Bill No. 530
House Bill No. 613

House Bill No. 678
House Bill No. 815

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 515
House Bill No. 523
House Bill No. 600
House Bill No. 608
House Bill No. 612
House Bill No. 628
House Bill No. 712
House Bill No. 714
House Bill No. 725
House Bill No. 846
House Bill No. 880

House Concurrent Resolution "F"

House Concurrent Resolution "Q"

House Concurrent Resolution "V"

House Concurrent Resolution "H-1"

House Concurrent Resolution "W-1"

House Concurrent Resolution "X-1"

House Concurrent Resolution "Y-1"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 114
Senate Bill No. 131
Senate Bill No. 203
Senate Bill No. 205
Senate Bill No. 291
Senate Bill No. 302

Were delivered to the Governor for his approval at the hour of 4:52 o'clock p.m., March 7, 1963.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "C"

Senate Concurrent Resolution "EE"

Were delivered to the Secretary of State for his approval at the hour of 11:20 o'clock p.m., March 13, 1963.

SENATOR HARRIS, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 20

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 21

Senate Bill No. 47

And finds the same correctly re-engrossed and enrolled.
SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and resolutions:

Senate Bill No. 34

Senate Bill No. 75

Senate Bill No. 78

Senate Bill No. 98

Senate Bill No. 116

Senate Bill No. 127

Senate Bill No. 129

Senate Bill No. 178

Senate Bill No. 200

Senate Bill No. 207

Senate Bill No. 223

Senate Bill No. 248

Senate Bill No. 254

Senate Bill No. 282

Senate Bill No. 290

Senate Bill No. 300

Senate Concurrent Resolution "X"

Senate Resolution No. 6

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Concurrent Resolution "BBB" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 501 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the figure "\$8,695,716.00" and insert in lieu thereof the figure "\$9,043,545.00".

In line 11 delete the figure "\$6,650,376.00" and insert in lieu thereof the figure "\$6,998,205.00".

In line 14 delete the figure "\$7,857,376.00" and insert in lieu thereof the figure "\$8,205,205.00".

In line 17 delete the figure "\$7,424,365.00" and insert in lieu thereof the figure "\$7,721,340.00".

In line 19 delete the figure "\$5,385,308.00" and insert in lieu thereof the figure "\$5,682,283.00".

In line 22 delete the figure "\$5,926,008.00" and insert in lieu thereof the figure "\$6,222,983.00".

In line 24 delete the figure "\$1,797,778.00" and insert in lieu thereof the figure "\$1,869,689.00".

In line 27 delete the figure "60,069.00" and insert in lieu thereof the figure "64,991.00".

In line 28 delete the figure "33,000.00" and insert in lieu thereof the figure "35,152.00".

Delete all of lines 29 and 30.

In line 31 delete the figure "\$2,021,558.00" and insert in lieu thereof the figure "\$2,095,543.00".

In line 46 delete the figure "\$2,567,887.00" and insert in lieu thereof the figure "\$2,641,872.00".

In line 49 delete the figure "197,086.00" and insert in lieu thereof the figure "207,086.00".

In line 57 delete the figure "\$790,260.00" and insert in lieu thereof the figure "\$800,260.00".

In line 59 delete the figure "\$1,341,857.00" and insert in lieu thereof the figure "\$1,395,530.00".

In line 61 delete the figure "\$1,099,257.00" and insert in lieu thereof the figure "\$1,152,930.00".

In line 63 delete the figure "\$1,178,007.00" and insert in lieu thereof the figure "\$1,231,680.00".

In line 65 delete the figure "\$667,200.00" and insert in lieu thereof the figure "\$693,888.00".

In line 67 delete the figure "\$570,700.00" and insert in lieu thereof the figure "\$597,388.00".

In line 68 delete the figure "570,700.00" and insert in lieu thereof the figure "\$597,388.00".

In line 70 delete the figure "\$1,039,348.00" and insert in lieu thereof the figure "\$1,080,922.00".

In line 72 delete the figure "\$798,128.00" and insert in lieu thereof the figure "\$839,702.00".

In line 75 delete the figure "\$893,928.00" and insert in lieu thereof the figure "\$935,502.00".

In line 77 delete the figure "\$2,544,818.00" and insert in lieu thereof the figure "\$2,646,610.00".

In line 79 delete the figure "\$1,966,852.00" and insert in lieu thereof the figure "\$2,068,644.00".

In line 81 delete the figure "\$2,089,152.00" and insert in lieu thereof the figure "\$2,190,944.00".

In line 83 delete the figure "\$1,454,355.00" and insert in lieu thereof the figure "\$1,512,530.00".

In line 85 delete the figure "\$1,102,855.00" and insert in lieu thereof the figure "\$1,161,030.00".

In line 88 after the word "will" delete the words "match this with a like amount" and insert in lieu thereof the following: "contribute \$50,000.00".

In line 88 delete the figure "50,000.00" and insert in lieu thereof the figure "100,000.00".

In line 89 delete the figure "\$1,202,855.00" and insert in lieu thereof the figure "\$1,311,030.00".

In line 91 delete the figure "\$1,977,476.00" and insert in lieu thereof the figure "\$2,056,575.00".

In line 93 delete the figure "\$1,420,176.00" and insert in lieu thereof the figure "\$1,499,275.00".

In line 95 delete the figure "\$1,521,676.00" and insert in lieu thereof the figure "\$1,600,775.00".

In line 98 delete the figure "\$396,002.00" and insert in lieu thereof the figure "\$411,842.00".

In line 100 delete the figure "\$334,002.00" and insert in lieu thereof the figure "\$349,842.00".

In line 108 delete the figure "\$512,011.00" and insert in lieu thereof the figure "\$527,851.00".

In line 110 delete the figure "\$545,511.00" and insert in lieu thereof the figure "\$561,351.00".

In line 111a delete the figure "\$25,143,360.00" and insert in lieu thereof the figure "\$26,298,990.00".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOSS, Chairman.

Senator Foss moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "I" has had the same under consideration and recommends that the same do pass, and further, be re-referred to the Legislative Research Resolutions Committee.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution "A-1" has had the same under consideration and recommends that the same do pass, and further, be re-referred to the Legislative Research Resolutions Committee.

SENATOR ROEN, Chairman.

Senator Roen moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution "E-1" has had the same under consideration and recommends that the same do pass, and further, be re-referred to the Legislative Research Resolutions Committee.

SENATOR BAEVERSTAD, Chairman.

Senator Baeverstad moved that the report be adopted, which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred Senate Bill No. 2 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Elton W. Ringsak

Bencer N. Kjos.

Leonard A. Bopp

For the House:

Gottlieb Frank

Gillman C. Olson (Griggs-Steele)

Russell Boutilier

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred Senate Bill No. 23 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:
C. W. Baker
Oscar Sorlie
Clark Van Horn

For the House:
E. A. Tough
Walter Kitzmann
Otto Hauf

Senator Baker moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred Senate Bill No. 27 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:
George Saumur
Harry Wadesen
Bronald Thompson

For the House:
Ray Schnell
Kenneth C. Lowe
Emil Anderson (McHenry)

Senator Saumur moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 27, Senators Ringsak, Luick and Bopp.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred Senate Bill No. 42 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:
Roland Meidinger
Grant Trenbeath
Rolland Redlin

For the House:
Howard F. Bier
Garvin Jacobson
K. O. Nygaard

Senator Meidinger moved that the report be adopted, which motion prevailed.

Senator Meidinger moved that the rules be suspended and that Senate Bill No. 42 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 42. A Bill for an Act to amend and re-enact sections 15-22-21, 15-27-04, 15-27-05, and 15-53-21 of the North Dakota Century Code, relating to the duties of the boards of county commissioners, the county committee

for school district reorganization, and the county superintendent in the organization, alteration, or dissolution of school districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman
Kautzmann		

Absent and not voting:

Chesrown	Kamrath	Torgerson
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So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 99 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:

Duane Mutch
Lee F. Brooks
George A. Sinner

For the House:

Donald W. Loder
Brynhild Haugland
Raymond G. Vendsel

Senator Mutch moved that the report be adopted, which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 99 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 99. A Bill for an Act to amend and reenact section 14-02-09 of the North Dakota Century Code to provide for the mitigation of damages in defamation suits against radio and television broadcasting stations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Beck	Kee	Robinson
Becker	Kisse	Roen
Berube	Kjos	Sanford
Bopp	Lips	Saumur
Brooks	Longmire	Sinner
Dahlund	Luick	Solberg
Erickson	Mahoney	Sorlie
Forkner	Meidinger	Strinden
Foss	Miller	Thompson
George	Morgan	Tuff
Harris	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman

Absent and not voting:

Baker	Torgerson	Trenbeath
Chesrown		

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 175 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:

Evan E. Lips
Walter Dahlund
J. H. Mahoney

For the House:

Kenneth C. Lowe
William Gackle
William A. Erickson

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 175 be deemed properly engrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 175. A Bill for an Act to create and enact Subsection 14.1 of Section 24-01-01.1 of the North Dakota Century Code, relating to defining employee compensation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Dahlund	Luick	Strinden
Erickson	Mahoney	Thompson

Forkner	Meidinger	Trenbeath
Foss	Miller	Tuff
George	Morgan	Van Horn
Harris	Nelson	Wadson
Hernett	Redlin	Witteaman
Holand	Reichert	

Those voting in the negative were:

Wartner

Absent and not voting:

Chesrown	Saumur	Torgerson
Mutch		

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 312 has had the same under consideration and recommends that the Senate concur with the House amendments.

For the Senate:

Richard E. Forkner
Lloyd M. Erickson
Clark Van Horn

For the House:

John Neukircher
Joseph Menz
M. E. Glaspey

Senator Forkner moved that the report be adopted, which motion prevailed.

Senator Forkner moved that the rules be suspended and that Senate Bill No. 312 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 312. A Bill for an Act to provide that any person who is required to approve warrants for, or to pay any compensation to any state employee shall require a statement from the tax commissioner that such officer or employee has filed and paid his state income tax prior to his receiving such compensation or, in the alternative, shall require a sworn statement from such employee that he was not required to file a return or that no state income tax is due.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn

Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Absent and not voting:

Chesrown	Torgerson
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So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Concurrent Resolution "JJ" has had the same under consideration and recommends that the House recede from its amendments and that the bill be amended as follows:

In line 47 delete the comma and insert the word "and"

In line 48 delete the comma and insert a period in lieu thereof; and delete the remainder of the line.

Delete all of line 49

For the Senate:

George Longmire
Kenneth L. Morgan
Iver Solberg

For the House:

A. B. Burvee
John Unke
Kenneth Gronhovd

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution "JJ" be deemed properly reengrossed and placed on second reading and final passage, which motion prevailed.

Senate Concurrent Resolution "JJ". A concurrent resolution urging the federal government to place certain federally controlled lands and resources within the state under the jurisdiction of the state.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution "JJ", as amended in conference committee, be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred House Bill No. 522 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate:

A. W. Luick
George Saumur
Bronald Thompson

For the House:

Clifford Lindberg
Bryce Streibel
Emil Anderson (McHenry)

Senator Luick moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Reichert moved that the House be requested to return House Bill No. 776, which motion prevailed.

Senator Sinner moved that the House be requested to return House Bill No. 883, which motion was declared lost.

Senator Lips requested a division, which request was granted and there were 28 ayes and 19 nays, so the motion was declared carried.

Senator Holand moved that the House be requested to return House Bill No. 888, which motion prevailed.

PERSONAL PRIVILEGE

Senator Forkner: "Mr. President: I rise to a point of personal privilege and I want my remarks recorded in the Journal. Having been a member of the select committee to look into the Highway Department, I would like to make some observations on Right-of-Way Acquisition matters which we did not have time to discuss during the three hours at this meeting and on which I have received additional information since.

The 38th Legislative body has been deeply interested in reducing spending and likewise are in a real bind as far as finding revenue to meet the situation. This condition was known to me when I decided to run for this office of State Senator.

I was rather amazed upon finding that the Highway Department received a blanket appropriation of \$200,000.00 plus 3% of other revenue for the administration of this department and would spend upwards of 80 million without having to submit a budget to the Legislature.

This brings me to the situation which I would like to point out to you regarding the Right-of-Way acquisition.

The North Dakota highway department contracted with Appraisal Associated of 1016 Baltimore, Kansas City, for the appraisal of about 7 miles of interstate highway from the east edge of Bismarck to the west edge of Mandan, a distance of about 7½ miles for a figure of \$25,000 plus miscellaneous expenses. The contract also pays the owners, Mr. Davis and Mr. Williams, each to receive \$165.00 per day and Mr. Davis, Jr., \$90.00 per day extra while preparing court proceedings and appearing in court or condemnation hearings plus miscellaneous expenses. In the hearing in Bismarck which ended last week Mr. Davis stated that his son was a student, learning the business. This is a pretty good price to pay for someone learning the business.

I have talked to a number of appraisers in Bismarck and elsewhere and they have informed me that they would be real happy to have received a flat fee of \$10,000 for the same amount of work for which Mr. Davis and his staff contracted with the department for \$25,000.

I was going to bring this information to the Senate Body last week, but Mr. King, Manager of the Appraisal department of the highway department asked me not to say anything, as it might have some bearing on the condemnation proceedings which were in process last week, if the information got into the newspapers.

I called Mr. Davis' office in Kansas City yesterday, upon learning that Mr. Davis and his son had left for home, and was informed that a bill had been prepared and mailed that day to the North Dakota Highway Department for the charges incurred during the United Development condemnation proceedings. I asked what the bill amounted to, and the information given me by Mr. Davis' secretary, Mrs. Aitkin, was the following:

Mr. Davis for 22½ days plus expenses was \$4,329.88

Mr. Davis, Jr. for 16½ days was \$1,624.60

For a total of \$5,953.48

Previously, I stated that Mr. Davis and Mr. Williams were each to receive \$165.00 per day. On most all Federal condemnation proceedings the amount allowed is \$100.00 per day.

According to the Bismarck Tribune, the jury awarded \$81,250. The trial brought out the fact that two defense witnesses, both recognized as experts in their field, testified that the actual damage done to the Corporation land by the acquisition is less than \$50,000.00. Mr. H. A. Swenson, staff appraiser for the Highway Department, testified he estimated the actual damage at \$45,000, and Mr. Davis stated that his firm valued the actual damage at \$43,300.

Mr. President, and Members of the Senate: I point out that the appraisal of Mr. Davis's firm was the farthest away from the amount awarded by the jury; therefore, I feel that the retaining of this firm is a decided waste of taxpayers' money, as has been the practice on condemnation proceedings elsewhere such as Grand Forks, Minot, Fargo, etc. I feel that as long as we have an appraisal department within the highway department, staffed by Mr. King, who receives \$925.00 per month, and his staff of 43 employees who draw a combined total monthly payroll of \$17,280.00, they should be adequate to handle any situation such as this one mentioned. I also feel that we have qualified appraisers in North Dakota who can be hired if need be and at considerable savings to our highway department.

If we are to be concerned with diverting highway funds and not providing adequate funds to run the department for the next two years, then I feel that the Department within themselves should be just as concerned and should make every effort to eliminate this waste of taxpayers' money. I also believe that they should look into the necessity of employing Administrative Assistants in each of the divisions around the state, which has been a practice the past two years, and be able to prove their worth to the next session of the legislature; and, in the event that this worth cannot be warranted to the legislature, then we should refuse their continued appropriation by deleting this lined item from their budget which they are supposed to present to the 39th Legislative Assembly.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 719

House Bill No. 806

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 888

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 883.

HOWARD F. DOHERTY, Secretary.

The President requested the President Pro Tem to preside, the President Pro Tem presided.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 43 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill 43 be further amended as follows:

Line 17 delete the words "chief justice of the supreme court" and insert in lieu thereof the following words: "president of the North Dakota state's attorneys association"

Line 18 delete the word "education" and insert in lieu thereof the following: "school administrators"

Following the period on line 27 insert the following language: "At all times, two members of the board shall be members of the North Dakota school boards' association."

And renumber the lines accordingly.

For the Senate:
Grant Trenbeath
Rolland Redlin
Leland Roen

For the House:
Robert F. Reimers
Sam O. Bloom
Mike Olienyk

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 43 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 43. A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the composition of the state board of public school education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Luick	Solberg
Brooks	Mahoney	Sorlie
Dahlund	Meidinger	Strinden

Erickson	Miller	Thompson
Foss	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wadeson
Holand	Reichert	Wartner
Kamrath	Ringsak	Witteinan
Kautzmann		

Absent and not voting:

Chesrown	Forkner	Torgerson
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So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred Senate Bill No. 270 has had the same under consideration and recommends that the Senate concur with the House amendments and that the bill be further amended as follows:

In line 7 after the word "arrest" insert the following language: "for the offense of driving or being in actual physical control of a vehicle upon the public highways while under the influence of intoxicating liquor and"

And renumber the lines accordingly.

For the Senate:

Aloys Wartner, Jr.
Elton W. Ringsak
Wm. R. Reichert

For the House:

Jacque Stockman
Walter O. Burk
Kenneth Tweten

Senator Wartner moved that the report be adopted, which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Bill No. 270 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 270. A Bill for an Act to amend and reenact section 39-20-04 of the North Dakota Century Code, relating to the revocation of licenses, permits, or driving privileges upon refusal to submit to chemical testing.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Mutch	Van Horn

Hernett	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteaman
Absent and not voting:		
Chesrown	Saumur	Torgerson
Forkner		

So the Bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 535 has had the same under consideration and recommends they do not concur with the Senate amendments and further recommends that House Bill No. 535 be amended as follows:

In Line 407, after the word "railroad" insert a comma and delete the words "at its own expense and"

Renumber the lines accordingly.

For the Senate:
George Saumur
Clark Van Horn
Grant Trenbeath

For the House:
Jack Currie
John Unke
Thomas Stallman

Senator Saumur moved that the report be adopted, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 535 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

House Bill No. 535. A Bill for an Act to create and enact sections 61-16-19.1, 61-16-26.1, 61-16-28.1, 61-16-46, 61-16-47, 61-16-48, 61-21-43.1, 61-21-65 and 61-21-66, and to amend and reenact section 61-16-01, subsection 11 of section 61-16-11, sections 61-16-12, 61-16-28, 61-16-42, subsection 4 of section 61-21-01, sections 61-21-04, 61-21-19, 61-21-24, subsections 1 and 2 of section 61-21-39, sections 61-21-45, and 61-21-56 of the North Dakota Century Code, relating to the organization, operation, consolidation, expansion and dissolution of drainage and water conservation and flood control districts, and to repeal section 61-16-41 and chapters 61-22 and 61-25 of the North Dakota Century Code, relating to township drainage projects and reclamation districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Baker	Kee	Robinson
Beck	Kisse	Roen
Becker	Kjos	Sanford
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Dahlund	Mahoney	Strinden

Erickson	Meidinger	Thompson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Hernett	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteinan
Absent and not voting:		
Chesrown	Saumur	Torgerson
Harris		

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 675 has had the same under consideration and recommends that the Senate recede from their amendments and House Bill 675 be further amended as follows:

In Line 3 of the title, after the word "certain" insert the word "minimum"

In Line 6, after "a.m." delete the rest of the line

In Line 7, after the word "Friday" insert the words ", and any state office, department, or agency may be open between the hours of eight o'clock a. m. and twelve o'clock noon on Saturday."

After Line 17 add the following: "Provided, however, the provisions as to open office hours shall not apply to offices, departments, and agencies having less than three employees, including the director thereof. And, provided further that department heads shall regulate employee working hours so that no employee is required to work more than 40 hours per week."

For the Senate:

Genrge Longmire
Aloys Wartner, Jr.
Philip Berube

For the House:

Eldon Goebel
Howard F. Bier
Otto Hauf

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 675 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

House Bill No. 675. A Bill for an Act requiring all state offices, departments, and agencies located in the state capitol to be open certain minimum hours.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kee	Ringsak
Baker	Kjos	Sanford
Becker	Longmire	Saumur

Berube	Luick	Sinner
Bopp	Mahoney	Solberg
Foss	Meidinger	Thompson
Harris	Miller	Tuff
Holand	Redlin	Van Horn
Kamrath	Reichert	Wartner

Those voting in the negative were:

Beck	Kautzmann	Robinson
Brooks	Kisse	Roen
Dahlund	Lips	Strinden
Erickson	Morgan	Trenbeath
Forkner	Mutch	Wadeson
George	Nelson	Witteaman
Hernett		

Absent and not voting:

Chesrown	Sorlie	Torgerson
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So the bill passed and the title was agreed to.

The President resumed the chair.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has returned House Bill No. 883 which the Senate requested.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 1

Which the House has amended as follows:

Delete all of Lines 34a and 34b of the bill, including the sum \$200.00.

In Line 35, delete the sum \$7,400.00 and, in lieu thereof, insert the sum \$7,200.00.

Add a new Line 57a and the following "Emergency Retirement Fund (to be made)".

Add a new Line 57b and the following: "available immediately on passage and approval" and the sum \$3,500.00.

In Line 59, delete the sum \$250,128.00 and, in lieu thereof, insert the sum \$253,628.00.

Add a new Line 77a and the following: "Emergency Retirement Fund (to be made)".

Add a new Line 77b and the following: "available immediately on passage and approval" and the sum \$4,300.00.

In Line 78, delete the sum \$500,000.00 and, in lieu thereof, insert the sum \$504,300.00.

In Line 125, correct the spelling of the first word to read "Oleomargarine".

In Line 160, delete the sum \$120,000.00 and, in lieu thereof, insert the sum \$150,000.00.

Add a Line 161a and the following: "State Bureau of Criminal Identification" and the sum \$47,050.00.

In Line 171, delete the sum \$235,200.00 and, in lieu thereof, insert the sum \$312,250.00.

In Line 192, delete the sum \$50,000.00 and, in lieu thereof, insert the sum \$48,740.00.

In Line 198, delete the sum \$263,400.00 and, in lieu thereof, insert the sum \$262,140.00.

In Line 203, delete the sum \$13,200.00 and, in lieu thereof, insert the sum \$14,000.00.

In Line 219, delete the sum \$404,590.00 and, in lieu thereof, insert the sum \$405,390.00.

In Line 258, delete the sum \$13,800.00 and, in lieu thereof, insert the sum \$14,400.00.

In Line 267, delete the sum \$67,400.00 and, in lieu thereof, insert the sum \$68,000.00.

In Line 270, delete the sum \$12,600.00 and, in lieu thereof, insert the sum \$14,400.00.

In Line 272, after the word "Clerkhire" insert the words "and Fieldmen's Salaries"; and delete the sum \$106,550.00 and, in lieu thereof, insert the sum \$137,750.00.

Delete all of Line 282, including the sum \$31,200.00.

In Line 284, delete the sum \$218,600.00 and, in lieu thereof, insert the sum \$220,400.00.

Add a new Line 305a, and the following: "Paint, Repairs and Lights" and the sum \$5,600.00.

In Line 314, after the word "Senate" add the following words "and Service Contract"; delete the sum \$5,000.00 and, in lieu thereof, insert the sum \$12,000.00.

Delete all of Lines 315 and 316, including the sum \$4,000.00.

Delete all of Line 321a, including the sum \$35,000.00.

In Line 322, delete the sum \$1,094,622.38 and, in lieu thereof, insert the sum \$1,068,222.38.

In Line 359, delete the sum \$78,400.00 and, in lieu thereof, insert the sum \$85,400.00.

In Line 362, delete the sum \$42,000.00 and, in lieu thereof, insert the sum \$35,000.00.

Add a new Line 370a as follows: "Per Diem — Employees of 38th Legislative Assembly (to be made available immediately on passage and approval — \$3,650.00)".

Add a new Line 373a as follows: "Expense — Members of 38th Legislative Assembly (to be made available immediately on passage and approval — \$16,200.00)".

In Line 375, delete the sum \$474,150.00 and, in lieu thereof, insert the sum \$494,000.00.

In Line 430, delete the sum \$32,000.00 and, in lieu thereof, insert the sum \$31,000.00.

In Line 440, delete the sum \$107,170.00 and, in lieu thereof, insert the sum \$106,170.00.

In Line 450, after the word "of", insert the following words: "not more than six".

In Line 451, after the word "Dakota", insert the words "Veterinary Medicine and Surgery", and after the word "Students", insert the words "per year", followed by an asterisk; delete the sum \$43,200.00 and, in lieu thereof, insert the sum \$21,600.00.

In Line 452, delete the sum \$43,200.00 and, in lieu thereof, insert the sum \$21,600.00.

Immediately following Line 452, insert an asterisk and the following language: "At the time that payments are made to or on behalf of a veterinary medicine and surgery student, the board of higher education shall obtain a note signed by each such student in an amount equal to the amount of such payment. Such note shall be so conditioned as to be void if such student shall, upon graduation, return to North Dakota and engage in the practice of veterinary medicine and surgery for a period of at least two years."

In Line 466, delete the sum \$543,000.00 and, in lieu thereof insert the sum \$362,000.00.

In Line 467, delete the sum \$543,000.00 and, in lieu thereof, insert the sum \$362,000.00.

Delete all of Lines 488a and 489 including the sum \$1,488.62.

In Line 490, delete the sum \$106,738.62, and in lieu thereof, insert the sum \$105,250.00.

In Line 492, delete the sum \$15,500.00 and, in lieu thereof, insert the sum \$15,000.00.

In Line 495, delete the sum \$500.00 and, in lieu thereof, insert the sum \$1,000.00.

In Line 505, delete the sum \$5,000.00 and, in lieu thereof, insert the sum \$11,000.00.

Add a new Line 507a and the following: "Special Assessments - Street Lighting -"

Add a new Line 507b, indent and add the following: "City of Bismarck" and the sum \$1,488.62.

In Line 512, delete the sum \$5,000.00 and, in lieu thereof, insert the sum \$15,000.00.

Delete all of Line 513, including the sum \$10,000.00.

In Line 519, delete the sum \$275,900.00 and, in lieu thereof, insert the sum \$283,388.62.

In Line 520, delete the sum \$382,638.62 and, in lieu thereof, insert the sum \$388,638.62.

In Line 600, delete the sum \$25,000.00 and, in lieu thereof, insert the sum \$60,000.00.

In Line 601, delete the sum \$161,300.00 and, in lieu thereof, insert the sum \$196,300.00.

Add a new Line 636a, indent and add the following: "Subdivision 48a".

In Line 641, delete the words "68 Patrolmen" and, in lieu thereof, insert the words "76 Officers" and the sum \$862,110.00.

Delete all of Line 642.

In Line 655, delete the word "Total" and, in lieu thereof, insert the word "Sub-total".

Add a new Line 655a, indent and add the following: "Subdivision 48b".

Add a new Line 655b and center on the page the following in caps: "STATE HIGHWAY PATROL - PUBLIC SAFETY DIVISION".

Add a new Line 655c as follows: "Salaries and Expenses - \$32,880.00".

Add a new Line 655d as follows: "Postage, Printing and Supplies - \$2,500.00".

Add a new Line 655e as follows: "Motor Vehicle Purchase, Operation and Maintenance - \$10,200.00".

Add a new Line 655f as follows: "Travel - \$1,000.00".

Add a new Line 655g as follows: "Retirement, Social Security and Old Age and Survivor Insurance - \$864.00"

Add a new Line 655h as follows: "Sub-total - \$47,444.00".

Add a new Line 655i, indent and add the following: "Subdivision 48c".

Add a new line 655j and center on the page the following in caps: "STATE HIGHWAY PATROL - TRUCK REGULATORY DIVISION".

Add a new Line 655k, as follows: "Salaries and Expenses - \$605,760.00".

Add a new Line 655l, as follows: "Motor Vehicle Purchase, Operation and Maintenance - \$105,900.00".

Add a new Line 655m, as follows: "General Operation - \$46,600.00".

Add a new Line 655n, as follows: "Retirement and Social Security - \$12,300.00".

Add a new Line 655o, as follows: "Emergency - \$20,000.00".

Add a new Line 655p, as follows: "Sub-total - \$790,560.00".

Add a new Line 655q, as follows: (Indent) "Total - \$2,448,137.00".

In Line 664, after the word "in", insert the words "Subdivision 'a' of".

In Line 665, delete the words "state highway fund" and complete the sentence with the words "general fund". And continue with the following: "The moneys appropriated in Subdivision 'b' of Subdivision 48 are hereby appropriated out of the motor vehicle registration fund. The moneys appropriated in Subdivision 'c' of Subdivision 48 are hereby appropriated out of the state highway fund."

In Line 689, delete the sum \$12,270,845.11 and, in lieu thereof, insert the sum \$13,026,289.11

Immediately following Line 698, add a new section as follows:

"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 designated to be made available immediately on passage and approval."

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred House Bill No. 816 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill be further amended as follows:

In line 1 of the title delete the word "Section" and insert in lieu thereof the words "subsection 2 of section 20-03-02 and sections"

In line 3 of the title after the word "to" insert the words "exemptions from fishing licenses and"

Before line 1 and after the enacting clause insert the following:

SECTION 1. AMENDMENT.) Subsection 2 of section 20-03-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. Any resident of this state under the age of sixteen years (((or sixty-five years of age or over))) may fish without first having obtained a resident fishing license as prescribed in this chapter."

In line 9 insert a semicolon at the end

Delete line 10

In line 23, following the semicolon, insert the words "except that for a resident sixty-five years of age or over, the license fee shall be one dollar" followed by a semicolon

Renumber the lines and sections accordingly.

For the Senate:

Grant Trenbeath

Lee F. Brooks

Iver Solberg

For the House:

L. C. Mueller

Ole Breum

Raymond G. Vendsel

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Senator Brooks moved that the rules be suspended and that House Bill No. 816 be placed on second reading and final passage, as amended, which motion prevailed.

House Bill No. 816. A Bill for an Act to amend and reenact subsection 2 of section 20-03-02 and sections 20-03-12 and 20-03-13 of the North Dakota Century Code Supplement relating to exemptions from fishing licenses and the schedule of fees for hunting, trapping or fishing licenses, and providing for the use of funds for the propagation of upland game.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Saumur
Brooks	Lips	Sinner
Erickson	Longmire	Solberg
Forkner	Luick	Thompson
Foss	Mahoney	Trenbeath
George	Miller	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman
Kamrath	Ringsak	

Those voting in the negative were:

Baker	Morgan	Strinden
Bopp	Mutch	Wadeson
Dahlund	Sorlie	

Absent and not voting:

Chesrown Meidinger Torgerson

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 844 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate:

Roland Meidinger

Grant Trenbeath

Rolland Redlin

For the House:

Howard F. Bier

Garvin Jacobson

K. O. Nygaard

Senator Meidinger moved that the report be adopted, which motion prevailed.

GERALD L. STAIR, Chief Clerk.

FIRST READING OF A SENATE RESOLUTION

Senator Longmire introduced:

Senate Resolution No. 7. A resolution congratulating the University of North Dakota hockey team and its coach, Barry Thorndycraft, and wishing them the best of luck in the National Collegiate Athletic Association championship tournament.

Was read the first time.

Senator Longmire moved that the rules be suspended and that Senate Resolution No. 7 be not printed as a bill, but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE RESOLUTION No. 7

Introduced by Senator Longmire

A resolution congratulating the University of North Dakota hockey team and its coach, Barry Thorndycraft, and wishing them the best of luck in the National Collegiate Athletic Association championship tournament.

- 1 WHEREAS, the Fighting Sioux of NDU are
- 2 1962-63 co-champions of the Western Collegiate
- 3 Hockey Association; and
- 4 WHEREAS, on March 14, 15, and 16, 1963, for
- 5 the third time in the past six years, they shall
- 6 compete in the National Collegiate Athletic
- 7 Association championship tournament at Boston,
- 8 Massachusetts, thereby bringing national
- 9 recognition to this great state; and
- 10 WHEREAS, the people of North Dakota are
- 11 justifiably proud of its hockey team and confident
- 12 that it shall become the next National Collegiate
- 13 Athletic Association hockey champion;
- 14 NOW, THEREFORE, BE IT RESOLVED
- 15 BY THE SENATE OF THE STATE OF NORTH
- 16 DAKOTA:
- 17 That this body extend its sincerest congratu-
- 18 lations to the Fighting Sioux and to coach
- 19 Barry Thorndycraft and his staff as co-
- 20 champions of the Western Collegiate Hockey

21 Association and wish them the best of luck in
 22 the National Collegiate Athletic Association
 23 championship tournament; and
 24 BE IT FURTHER RESOLVED, that this resolu-
 25 tion be entered in the senate journal and
 26 enrolled copies be forwarded to coach Barry
 27 Thorndyrcraft and the University of North Dakota
 28 athletic department.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 7. A resolution congratulating the University of North Dakota hockey team and its coach, Barry Thorndyrcraft, and wishing them the best of luck in the National Collegiate Athletic Association championship tournament.

Was read the second time.

Senator Longmire moved that Senate Resolution No. 7 be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand 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.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 1, Senators Lips, Wadeson and Van Horn.

Senator Foss 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.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 17, Senators Sorlie, Kee and Van Horn.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 11 which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 11 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 11. 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.

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:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie

Dahlund	Mahoney	Strinden
Erickson	Meidinger	Thompson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

Absent and not voting:

Chesrown Nelson Torgerson

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 776.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 332

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has returned to the Senate House Bill No. 776 as requested.

GERALD L. STAIR, Chief Clerk.

COMMUNICATION

Senator Wadeson requested that the following communication be read from the desk and printed in the Journal:

Senator Harry W. Wadeson
Chairman Employment Committee
North Dakota State Senate
Bismarck
North Dakota

Dear Senator Wadeson:

I understand that a question has been raised about my employment in the mailing room of the Senate.

I accepted this position in the mailing room the early part of January I anticipated I could work. Immediately after accepting the employment I got a call from Minnesota, my mother was on her death bed. I went down and had to make some arrangements, came back to Bismarck and was called back to Minnesota, spent further time as you know is necessary in the case of an illness such as my mother had. Returned to Bismarck and got the flu and was ordered by the Dr. not leave the hotel. I had partially recovered and had to return to Minnesota and bury my mother. Returning to Bismarck I am again under Dr.'s orders to stay inside.

As things have worked out this way I herewith am returning the full amount of the checks that I have received, \$497.81 is the net amount payed me. I am asking that I do not be paid for the month of March.

Sincerely,
Miles Nelson

COMMUNICATION TO STATE TREASURER

March 13, 1963

Mr. Phil Hoghaug, Treasurer
State of North Dakota
Bismarck, North Dakota

Dear Sir:

Attached is check for \$497.81, net amount paid Miles Nelson as Mail Room Clerk during the legislative session. He has asked that I return this check because he was unable to perform his duties up here.

Will you please sign the receipt on the bottom of the attached copy of this letter and return.

Yours very truly,
Howard F. Doherty
Secretary of the Senate
Bismarck, North Dakota
March 13, 1963

Received of Howard F. Doherty, Secretary of the Senate, check for \$497.81 on behalf of Miles Nelson.

Phil Hoghaug

MOTION

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on House Bills No. 522, 535, 675, 727, 816 and 844.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 82

Senate Concurrent Resolution "Y"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 806.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 719, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Fossum
Goebel
Powers

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 27, and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Schnell
Kelly
Solberg

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on:

Senate Bill No. 2 and passed by a vote of 102 ayes, 2 nays, 8 absent and not voting.

Senate Bill No. 23 and passed by a vote of 88 ayes, 10 nays, 14 absent and not voting.

Senate Bill No. 95 and passed by a vote of 100 ayes, 1 nay, 11 absent and not voting.

Senate Bill No. 270 and passed by a vote of 107 ayes, 0 nays, 5 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on Senate Bills No. 41, 42, 99, 175, 285, 312 and Senate Concurrent Resolution "JJ".

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Luick moved that a committee of two be appointed to escort the former Lieutenant Governor C. P. Dahl to the rostrum, which motion prevailed.

The President appointed as such committee Senators Luick and Redlin, and Mr. Dahl was escorted to the rostrum and invited to address the Senate.

Mr. Dahl: "Thank you Lt. Governor Wenstrom. I have to make one correction. You said I presided over the Senate for five sessions — I happened to have presided over the Senate for six sessions and at one impeachment trial I sat as judge of the trial, so that I feel quite at home here

on the Senate desk. This session, I believe, according to the newspapers at least, has been one of the real hard working sessions. I think I can truthfully say that I think you probably have had a session that has embodied more things pertaining to the definite welfare of the State and probably less politics mixed into it than any previous session. I can remember when I was presiding officer one session that according to the rules made by this assembly at that time, and which I presume is the rule today, — I haven't studied your rule book — that the presiding officer of the Senate was chairman of the committee on committees, but that session the chairman of the committee on committees was even taken out as chairman and it was quite an interesting situation to get into but they finally decided that the chairman, or the presiding officer would still have to be the chairman but he would not have any voice.

You know it is interesting to me to scan the faces in this assembly that have been in other sessions, but as I look over this assembly today as compared to when I came here in 1939 as a rookie Senator from the 16th district, I notice that there isn't a single one serving in this Senate that served here with me in 1939, and the regretful part is this that so many of the gentlemen who gave their time and their money in the interest of the state, have passed on to the great beyond, and at that time, which is also probably of interest to you people that we were paid the constitutional provision of five dollars a day. There wasn't any expense money. There wasn't any remuneration for what you did. If you lived on five dollars a day, good and well. If not, why you paid your own expenses. The things that come up to the legislative sessions are more or less relative — they are more or less the same every session — it is taxes and appropriations to operate the departments of state and the schools and other institutions of learning and your other institutions. I will never forget one session I was here when the late Ole Ettestad from Balfour was escorted to the rostrum and made a few remarks to the Senate assembly at that time, and I will never forget it because he tied in a picture that is very true and that story I am going to tell you today. He said that they were having problems at that time of finding taxes — finding revenue necessary to run the state and the different departments. He said, "You know it doesn't make much difference — the taxes are something like milking a cow — you can pull in the income tax, withholding tax, sales taxes, ad valorem tax, and personal property taxes, but it doesn't make any difference which teat you pull on, the milk all comes out of the same cow." And that's pretty much true as far as the tax picture is concerned. I am not going to take any more of your time, but I want to thank you and I am happy to be here, and I am sure when you gentlemen have finished here, you will have done a good job under the circumstances and the pressures you are working under. Thank you a lot.

Senator Wadeson moved that the remarks of former Lieutenant Governor Dahl be printed in the Journal, which motion prevailed.

MOTION

Senator Longmire moved that the House be requested to return House Bill No. 675, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 11.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 888.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 27 and the committees having been unable to agree, the President appointed as a new conference committee,

Senators:
Ringsak
Luick
Bopp

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills No. 1 and 17, and the President has appointed as conference committees to act with like committees from the House,

Senators:
Lips
Wadson
Van Horn to act on Senate Bill No. 1.

Senators:
Sorlie
Kee
Van Horn to act on Senate Bill No. 17.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bills No. 2, 23, 42, 43, 99, 175, 270, 312 and Senate Concurrent Resolution "JJ".

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted conference committee report on:

House Bill No. 522

House Bill No. 535

Vote: ayes, 45; nays, 0; absent, 4.

House Bill No. 675

Vote: ayes, 27; nays, 19; absent, 3.

House Bill No. 816

Vote: ayes, 38; nays, 8; absent, 3.

House Bill No. 844

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 675.

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that House Bill No. 501 be placed on sixth order for the purpose of consideration of amendments, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to House Bill No. 501 be dispensed with, which motion prevailed.

Senator Foss moved that the amendments to House Bill No. 501 be adopted, which motion prevailed.

Senator Meidinger requested a division, which request was granted, and there were 26 ayes, and 20 nays, so the motion was declared carried.

MOTIONS

Senator Reichert moved that the Senate reconsider the action by which House Bill No. 776 was indefinitely postponed, which motion was lost.

Senator Longmire requested a division, which request was granted, and there were 23 ayes, 24 nays, so the motion was declared lost.

Senator Sinner moved that the Senate reconsider the action by which House Bill No. 883 was lost, which motion was lost.

Senator Sinner requested a division, which request was granted and there were 28 ayes, and 21 nays, so the motion was lost.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Foss moved that the Senate do concur in the House amendments to Senate Bill No. 141.

Senator Mahoney made the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 141, and that a conference committee be appointed, which motion was lost.

The question being on the motion of Senator Foss that the Senate do concur in the House amendments to Senate Bill No. 141, which motion prevailed.

Senator Foss moved that the rules be suspended and that Senate Bill No. 141 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 141. A Bill for an Act to amend Section 15-18-07 of the North Dakota Century Code relating to state aid for junior colleges.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteman
Holand	Ringsak	

Absent and not voting:

Meidinger Trenbeath

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 226 to the House chamber.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Longmire moved that Senate Bill No. 226 be returned to the House as requested, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Roen moved that the Senate do concur in the House amendments to Senate Bill No. 288, which motion prevailed.

Senator Roen moved that the rules be suspended and that Senate Bill No. 288 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 288. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code Supplement, relating to the payment of tuition for a high school student attending school in a district other than his district of residence.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen

Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Meidinger	Torgerson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
George	Mutch	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman

Absent and not voting:
Nelson

So the bill passed and the title was agreed to.

Senator Brooks moved that the Senate do not concur in the House amendments to Senate Bill No. 304, and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 304, Senators Brooks, Wartner and Reichert.

Senator Baeverstad moved that the Senate do concur in the House amendments to Senate Bill No. 346, which motion prevailed.

Senator Baeverstad moved that the rules be suspended and that Senate Bill No. 346 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 346. A Bill for an Act to amend and reenact section 57-39-08 and subsection 7 of section 57-39-12 and to create and enact a subsection to section 57-39-10, of the North Dakota Century Code, relating to administration of the retail sales tax law; to amend and reenact subsection 5 of section 57-40-01, section 57-40-02, subsection 1 of section 57-40-06, and section 57-40-08, of the North Dakota Century Code, relating to administration of the use tax law; and to repeal subsection 10 of section 57-39-11 of the North Dakota Century Code Supplement.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson

Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteaman

Absent and not voting:
Meidinger

So the bill passed and the title was agreed to.

Senator Wartner moved that the Senate do concur in the House amendments to Senate Concurrent Resolution "T", which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Concurrent Resolution "T" be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Concurrent Resolution "T". A concurrent resolution for the amendment of section 113 of the Constitution of the state of North Dakota relating to the office of police magistrate; changing the name thereof to municipal judge, and providing for their selection or election, qualifications and jurisdiction.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 47; nays, 0; absent not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Mahoney	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteaman
Holand	Robinson	

Absent and not voting:
Meidinger Ringsak

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 226, which the House requested.

HOWARD F. DOHERTY, Secretary.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 262

Senate Bill No. 263

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 262:

Line 15 after the word "plan," insert the following language: "or the members of one or more of the committees fail or refuse to meet with the committee or committees from other counties,"

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL No. 263:

Line 21 after the word "hearing" insert the following language: "with the date of the hearing to be not later than twenty days after the date of publication of the notice"

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has returned House Bills No. 675 and 888 to the Senate.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 343

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 333

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Longmire moved that the Senate reconsider the action by which House Bill No. 675 was passed, which motion prevailed.

Senator Longmire moved that the Senate reconsider the action by which the conference committee report on House Bill No. 675 was adopted, which motion prevailed.

Senator Longmire moved that the Senate do not concur in the House amendments to House Bill No. 675, and that a conference committee be appointed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 675, Senators Longmire, Wartner and Berube.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Reso-

REPORTS OF STANDING COMMITTEES

lution "B" has had the same under consideration and recommends that the same do pass and further, be re-referred to the Legislative Research Resolution Committee.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Concurrent Resolution "T-1" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR WARTNER, Chairman.

Senator Wartner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution "V-1" has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MUTCH, Vice Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 320

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 352 to the House chamber.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "A-2"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "FF"

Senate Concurrent Resolution "AAA"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 226

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Foss moved that the rules be suspended and that House Bill No. 501 be placed on second reading and final passage, as amended by the Senate.

Senator Strinden made the substitute motion that the Senate reconsider the action by which the amendments to House Bill No. 501 were adopted, which motion was lost.

The question being on the motion of Senator Foss, which motion prevailed.

Senator Holand moved that after the reading of House No. 501, the Senate be at ease, subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to the call of the chair, the President presiding.

House Bill No. 501. A Bill for an Act making an appropriation for the general maintenance, plant improvements, and new buildings of the state institutions of higher learning of the State of North Dakota.

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, 16; absent and not voting, 4.

Those voting in the affirmative were:

Baker	Lips	Sinner
Becker	Longmire	Solberg
Bopp	Luick	Sorlie
Brooks	Mahoney	Thompson
Erickson	Mutch	Trenbeath
Foss	Redlin	Tuff
Harris	Reichert	Van Horn
Holand	Ringsak	Wadeson
Kee	Roen	Wartner
Kjos	Saumur	

Those voting in the negative were:

Baeverstad	Hernett	Morgan
Beck	Kamrath	Robinson
Chesrown	Kautzmann	Sanford
Dahlund	Kisse	Strinden
Forkner	Miller	Torgerson
George		

Absent and not voting:

Berube	Nelson	Witteaman
Meidinger		

So the bill passed and the title was agreed to.

MOTION

Senator Brooks moved that the Senate reconsider the action by which the Senate refused to concur in the House amendments to Senate Bill No. 304, which motion prevailed.

Senator Brooks moved that the Senate do concur in the House amendments to Senate Bill No. 304, which motion prevailed.

Senator Brooks moved that the rules be suspended and that Senate Bill No. 304 be deemed properly reengrossed

and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 304. A Bill for an Act to amend and re-enact sections 40-18-03, 40-18-01, and 40-18-11 of the North Dakota Century Code, relating to the appointment of alternate police magistrates and proceedings in police magistrate court.

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, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman

Absent and not voting:

Meidinger

So the bill passed and the title was agreed to.

MOTION

Senator Wartner moved that Senate Bill No. 352 be returned to the House, which motion prevailed.

REPORT OF COMMITTEE ON DELAYED BILLS

Mr. President: Your Committee on Delayed Bills has refused to introduce Senate Concurrent Resolution "CCC".

SENATOR WARTNER, Chairman.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "A-2". A concurrent resolution urging the Interstate Commerce Commission and the Minneapolis, St. Paul, and Sault Ste. Marie Railroad to continue passenger service upon its main line through the center of the state of North Dakota.

Was read the first time and referred to the Committee on Transportation.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 719, Senators Roen, Meidinger and Redlin.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-EIGHTH DAY AFTER RECESS
AND FIFTY-NINTH DAY

Bismarck, March 7, 1963

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MOTIONS

Senator Baker moved that the report of the Committee on Printing be modified as follows:

That the Journals for the fifty-eighth through the sixtieth days be stapled in packages not to exceed seven ounces in weight, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 43 and the bill passed by a vote of 100 ayes, 4 nays and 8 absent and not voting.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that after the reading of Senate Concurrent Resolution "BBB" that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-NINTH DAY

Bismarck, March 7, 1963

The Senate convened at 2:00 p. m., the President presiding.

Prayer by Chaplain Henry Hottmann, McCabe Methodist, Bismarck.

Our Father in Heaven, we thank Thee for this sacred moment when our hearts may be united in prayer; a moment when we may reach up to Thee as Thou art reaching down to us. These are strong moments dear Father God. Thou has called the father of our lieutenant governor to a higher presence and service, into that life where age shall not weary nor the years condemn.

We pray for those who loved him best and will miss him most. May they have the comforting ministry of Him who shall wipe away all tears from their eyes and is able to bind up broken hearts.

Dear God, these are trying days for many of us. Some of us have labored long and hard to play our part well on

the stage of life. Lift us out of private-mindedness and give us public souls to work for Thy kingdom. We are grateful for the privilege of living under a government of law and men. Teach us that we cannot bring Thee to the State and world until we have first let the love and compassion of the Cross rule in our hearts. So we are coming to Thy Cross these days to find direction for our confused souls. We want to act wisely and seek after Thee.

God, direct these men to do what is right for Jesus' sake. We ask through Thy Holy Spirit, who can think within us. Amen.

Roll call: All Senators present.

A quorum was declared by the President:

REPORT OF A STANDING COMMITTEE

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifty-seventh day after recess and fifty-eighth day and recommends that the same be corrected as follows:

On page 821, after line 46, insert the following:

Senator Wartner moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution "A", which motion prevailed.

On page 829, in line 48, delete the figure "669" and insert in lieu thereof the figure "699".

On page 822, in line 3 delete the word "member" and insert in lieu thereof the word "members".

On page 835, after line 26 insert the following: "Supplement relating to school boards of school districts"

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B-1"

House Concurrent Resolution "T-1"

House Concurrent Resolution "V-1"

Which the Senate has indefinitely postponed.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 526

House Bill No. 756

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 501

House Concurrent Resolution "O"

House Concurrent Resolution "S"
Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

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. 719, Senators:

Roen
Meidinger
Redlin

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills No. 141, 288, 304, and Senate Concurrent Resolution "T".

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return House Bills No. 776 and 883, which the Senate had requested for reconsideration, which motions to reconsider were lost.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 352 which the House requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered the action taken on adopting the conference committee report on House Bill No. 675 and the President has appointed as a conference committee on House Bill No. 675, Senators:

Longmire
Wartner
Berube

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 361 was passed, which motion prevailed.

Senator Holand moved that the Senate reconsider the action by which House Bill No. 888 was passed, which motion prevailed.

Senator Holand moved that after the reading of Senate Bill No. 361 and House Bill No. 888, that the Senate be at ease subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to the call of the chair, the President presiding.

SECOND READING OF A SENATE BILL

Senate Bill No. 361. A Bill for an Act to amend and reenact section 15-34-09 and 15-34-09.1 of the North Dakota Century Code, as amended by Senate Bill Number 49 of the Thirty-eighth Legislative Assembly, relating to the authority of school districts to provide transportation or maintenance for students and to levy a tax therefor.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Solberg
Berube	Kjos	Sorlie
Brooks	Lips	Strinden
Chesrown	Longmire	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadson
Harris	Redlin	Wartner
Hernett	Reichert	Witteman
Holand		

Absent and not voting:

Bopp	Mahoney	Roen
Luick	Ringsak	Sinner

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 361 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 888. A Bill for an Act to authorize the board of administration to sell all real property owned by the state at Bathgate, North Dakota and formerly utilized by the school for the blind, and declaring an emergency.

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	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Brooks	Lips	Sorlie
Chesrown	Longmire	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath

Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Robinson	Witteaman

Absent and not voting:

Bopp	Mahoney	Ringsak
Luick		

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 888 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 262, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 262 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. 262. A Bill for an Act to amend and re-enact Section 15-53-11 of the North Dakota Century Code, relating to approval by the state committee for school district reorganization of plans involving territory in more than one county.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteaman
Holand	Robinson	

Absent and not voting:

Mahoney	Ringsak
---------	---------

So the bill passed and the title was agreed to.

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 263 which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 263 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 263. A Bill for an Act to amend and reenact Section 15-53-09 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to the publishing of notices for public hearings on school district reorganization, and declaring an emergency.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Roen
Baker	Kautzmann	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Lips	Sorlie
Brooks	Longmire	Strinden
Chesrown	Luick	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Wittemar
Holand	Robinson	

Absent and not voting:

Mahoney Ringsak

So the bill passed and the title was agreed to, and the emergency clause carried.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 28

Senate Bill No. 38

Senate Bill No. 41

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 22

Senate Bill No. 29

Senate Bill No. 36

Senate Bill No. 46

Senate Bill No. 110

Senate Bill No. 210

And finds the same correctly re-engrossed and enrolled.
 SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolutions:

- Senate Concurrent Resolution "B"
- Senate Concurrent Resolution "U"
- Senate Concurrent Resolution "CC"
- Senate Concurrent Resolution "II"
- Senate Concurrent Resolution "NN"
- Senate Concurrent Resolution "PP"
- Senate Concurrent Resolution "QQ"
- Senate Concurrent Resolution "UU"
- Senate Concurrent Resolution "VV"
- Senate Concurrent Resolution "XX"
- Senate Concurrent Resolution "ZZ"

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and resolution:

- Senate Bill No. 224
- Senate Bill No. 348
- Senate Concurrent Resolution "Z"

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 361

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 888

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

- Senate Bill No. 20
- Senate Bill No. 21
- Senate Bill No. 34
- Senate Bill No. 47

Senate Bill No. 75
 Senate Bill No. 78
 Senate Bill No. 98
 Senate Bill No. 116
 Senate Bill No. 127
 Senate Bill No. 129
 Senate Bill No. 178
 Senate Bill No. 200
 Senate Bill No. 207
 Senate Bill No. 223
 Senate Bill No. 248
 Senate Bill No. 254
 Senate Bill No. 282
 Senate Bill No. 290
 Senate Bill No. 300

Senate Concurrent Resolution "X"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 20
 Senate Bill No. 21
 Senate Bill No. 34
 Senate Bill No. 47
 Senate Bill No. 75
 Senate Bill No. 78
 Senate Bill No. 98
 Senate Bill No. 116
 Senate Bill No. 127
 Senate Bill No. 129
 Senate Bill No. 178
 Senate Bill No. 200
 Senate Bill No. 207
 Senate Bill No. 223
 Senate Bill No. 248
 Senate Bill No. 254
 Senate Bill No. 282
 Senate Bill No. 290
 Senate Bill No. 300

Senate Concurrent Resolution "X"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 507
 House Bill No. 529
 House Bill No. 530
 House Bill No. 613
 House Bill No. 678
 House Bill No. 815
 House Concurrent Resolution "F"
 House Concurrent Resolution "Q"
 House Concurrent Resolution "V"
 House Concurrent Resolution "H-1"
 House Concurrent Resolution "W-1"
 House Concurrent Resolution "X-1"

House Concurrent Resolution "Y-1"
And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 507
House Bill No. 529
House Bill No. 530
House Bill No. 613
House Bill No. 678
House Bill No. 815
House Concurrent Resolution "F"
House Concurrent Resolution "Q"
House Concurrent Resolution "V"
House Concurrent Resolution "H-1"
House Concurrent Resolution "W-1"
House Concurrent Resolution "X-1"
House Concurrent Resolution "Y-1"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 515
House Bill No. 523
House Bill No. 600
House Bill No. 608
House Bill No. 612
House Bill No. 628
House Bill No. 712
House Bill No. 714
House Bill No. 725
House Bill No. 846
House Bill No. 880

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 515
House Bill No. 523
House Bill No. 600
House Bill No. 608
House Bill No. 612
House Bill No. 628
House Bill No. 712
House Bill No. 714
House Bill No. 725
House Bill No. 846
House Bill No. 880

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 22
 Senate Bill No. 28
 Senate Bill No. 29
 Senate Bill No. 36
 Senate Bill No. 38
 Senate Bill No. 41
 Senate Bill No. 46
 Senate Bill No. 110
 Senate Bill No. 210
 Senate Bill No. 224
 Senate Bill No. 348
 Senate Concurrent Resolution "B"
 Senate Concurrent Resolution "U"
 Senate Concurrent Resolution "Z"
 Senate Concurrent Resolution "CC"
 Senate Concurrent Resolution "II"
 Senate Concurrent Resolution "NN"
 Senate Concurrent Resolution "PP"
 Senate Concurrent Resolution "QQ"
 Senate Concurrent Resolution "UU"
 Senate Concurrent Resolution "VV"
 Senate Concurrent Resolution "XX"
 Senate Concurrent Resolution "ZZ"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 22
 Senate Bill No. 28
 Senate Bill No. 29
 Senate Bill No. 36
 Senate Bill No. 38
 Senate Bill No. 41
 Senate Bill No. 46
 Senate Bill No. 110
 Senate Bill No. 210
 Senate Bill No. 224
 Senate Bill No. 348
 Senate Concurrent Resolution "B"
 Senate Concurrent Resolution "U"
 Senate Concurrent Resolution "Z"
 Senate Concurrent Resolution "CC"
 Senate Concurrent Resolution "II"
 Senate Concurrent Resolution "NN"
 Senate Concurrent Resolution "PP"
 Senate Concurrent Resolution "QQ"
 Senate Concurrent Resolution "UU"
 Senate Concurrent Resolution "VV"
 Senate Concurrent Resolution "XX"
 Senate Concurrent Resolution "ZZ"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 20
 Senate Bill No. 21
 Senate Bill No. 34
 Senate Bill No. 47
 Senate Bill No. 75
 Senate Bill No. 78
 Senate Bill No. 98
 Senate Bill No. 116
 Senate Bill No. 127
 Senate Bill No. 129
 Senate Bill No. 178
 Senate Bill No. 200
 Senate Bill No. 207
 Senate Bill No. 223
 Senate Bill No. 248
 Senate Bill No. 254
 Senate Bill No. 282
 Senate Bill No. 290
 Senate Bill No. 300

Senate Concurrent Resolution "X"
 Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to transmit:

House Bill No. 522
 House Bill No. 662
 House Bill No. 685
 House Bill No. 806
 House Bill No. 816
 House Bill No. 844
 House Bill No. 854

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 522
 House Bill No. 662
 House Bill No. 685
 House Bill No. 806
 House Bill No. 844
 House Bill No. 854

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 522
 House Bill No. 662
 House Bill No. 685
 House Bill No. 806

House Bill No. 844
 House Bill No. 854
 Which the President has signed.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 6

Was delivered to the Secretary of State at the hour of 10:45 a.m., March 7, 1963.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "X"

Was delivered to the Secretary of State at the hour of 1:45 o'clock p.m., March 8, 1963.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 20
 Senate Bill No. 21
 Senate Bill No. 34
 Senate Bill No. 47
 Senate Bill No. 75
 Senate Bill No. 78
 Senate Bill No. 98
 Senate Bill No. 116
 Senate Bill No. 127
 Senate Bill No. 129
 Senate Bill No. 178
 Senate Bill No. 200
 Senate Bill No. 207
 Senate Bill No. 223
 Senate Bill No. 248
 Senate Bill No. 254
 Senate Bill No. 282
 Senate Bill No. 290
 Senate Bill No. 300

Were delivered to the Governor for his approval at the hour of 1:45 o'clock p.m., March 8, 1963.

SENATOR HARRIS, Chairman.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 816

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 816

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the Senate consider the amendments to House Bill No. 648, which motion prevailed.

Senator Baeverstad moved that the amendments to House Bill No. 648 be adopted.

After some discussion Senator Longmire moved the previous question, which motion prevailed.

The question being on the motion of Senator Baeverstad that the amendments to House Bill No. 648 be adopted, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that House Bill No. 648 be placed on second reading and final passage, as amended, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 25
Senate Bill No. 95
Senate Bill No. 227
Senate Bill No. 258
Senate Bill No. 285
Senate Bill No. 324
Senate Bill No. 328

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 37
Senate Bill No. 176

And finds the same correctly re-engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 343

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate,

Representatives:

Johnston
Vinje

Anderson (McHenry) to act on Senate Bill No. 1.

Representatives:

Lowe

Diehl

Poling to act on Senate Bill No. 17.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Concurrent Resolution "O" and House Concurrent Resolution "S"

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 358 by a vote of 108 ayes, 0 nays, 4 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 501, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Baldwin

Mueller

Solberg

And the House has adopted the conference committee report on Senate Bill No. 27, and a new conference committee to act with a like committee from the Senate has been appointed. Representatives:

Schnell

Hauf

Davis (Dunn)

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bills No. 234 and 320 to the House chamber.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Longmire moved that Senate Bills No. 234 and 320 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return Senate Bills No. 234 and 320, which the House requested.

HOWARD F. DOHERTY, Secretary.

MOTION

Senator Holand moved that after the reading of House Bill No. 648, that the Senate be at ease, subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

SECOND READING OF A HOUSE BILL

House Bill No. 648. A Bill for an Act to create and enact chapter 57-38.1 and to amend and reenact sections 57-35-04, 57-35-13, 57-35.1-02, 57-35.1-06, subsections 1, 6, and 8 of section 57-38-01, subsection 5 of section 57-38-04, section 57-38-10, subsection 4 of section 57-38-17, sections 57-38-21, 57-38-22.1, subsection 2 of section 57-38-38, subsection 1 of section 57-38-42, section 57-38-44, and subsection 4 of section 57-38-45 of the North Dakota Century Code, relating to the rate of tax upon banks, trust companies, and building and loan associations, and imposing a franchise tax upon corporations measured by their net income, providing for the taxation of corporate dividends, providing for the administration of such tax, providing penalties for delinquencies and violations, and providing an effective date; and to repeal subsections 3 and 4 of section 57-38-01, sections 57-38-09, 57-38-11, 57-38-12, 57-38-13, 57-38-14, 57-38-15.1, 57-38-15.2, subsections 2 and 6 of section 57-38-15.3, and sections 57-38-16, 57-38-19, 57-38-22, 57-38-30, and 57-38-32 of the North Dakota Century Code, relating to the imposition of an income tax upon corporations, providing for the administration thereof, providing penalties, and providing an effective date.

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, 39; nays, 10; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Hernett	Reichert
Baker	Holand	Ringsak
Beck	Kamrath	Robinson
Becker	Kautzmann	Sanford
Berube	Kee	Sinner
Bopp	Kisse	Solberg
Brooks	Kjos	Sorlie
Chesrown	Longmire	Thompson
Dahlund	Luick	Torgerson
Erickson	Meidinger	Tuff
Forkner	Morgan	Wadeson
Foss	Nelson	Wartner
George	Redlin	Wittman

Those voting in the negative were:

Harris	Mutch	Strinden
Lips	Roen	Trenbeath
Mahoney	Saumur	Van Horn
Miller		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 648 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTIONS

Senator Redlin: "Mr. President, we have in the chambers today a distinguished visitor from Montana, Senator C. R. Thiessen of Sidney, Montana, member of Basin Electric Board of Directors, and a very prominent Democratic member of the Montana State Senate. I move that a committee of two be appointed to escort Senator Thiessen to the rostrum."

The question was on the motion of Senator Redlin, which motion prevailed.

The President appointed as such committee Senators Redlin and Holand, and Senator Thiessen was escorted to the rostrum and invited to address the Senate.

Senator Thiessen: "Thank you, Senators. It is a pleasure to come to your state out here and meet with you after we just finished an arduous session on Monday afternoon at three fifty-one. We ran four days over time, stopped the clock on the sixtieth day and we met on Friday, Saturday and Sunday and finally on Monday we adjourned sine die. It is a privilege to be in North Dakota. We come to North Dakota quite frequently, being adjacent to your State, and having known the Redlins for some time, we take time out to meet with them as we come back home to visit in the Sidney area. I notice you are debating the same issues as we did — co-op tax bill, and so on, although this year we did not have a sales tax bill in front of us. Still glad we don't have one so that we can attract the business from North Dakota into Montana. It helps. But anyway it reminds me of a little story that Governor Anderson of Minnesota told me — In a community in Minnesota there is a community that has three Lutheran ministers who meet on Monday morning to have coffee. They noticed that a Catholic priest also came in at the same time, and same hour every Monday morning, and they finally invited the priest to sit at their table, and they were conversing together and the Father finally said: 'You folks can never understand until you come and visit at our services.' But it seemed like they could never get together — finally one day the three Lutheran ministers found time to go to the Father's services. The pews were all filled when they came in. Finally the Father noticed them and he told his altar boy to get three chairs for the Lutherans. The altar boy did not understand, and the Father repeated that he should get three chairs for the Lutherans, and the altar boy got up and said: 'This has never happened before but the Father says to give three cheers for the Lutherans.' Anyway I don't want to take any more of your time, you are busy and trying to finish your work, so it is a pleasure to bring greetings from the Legislative Session of Montana and we are proud to have North Dakota as our neighbor. Only thing I regret is that we are building the Basin Electric Plant in North Dakota instead of Montana."

Senator Redlin moved that the remarks of Senator Thiessen be printed in the Journal, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 648

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 27 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

Elton W. Ringsak

A. W. Luick

Leonard A. Bopp

For the House:

Ray Schnell

Sybil Baker Kelly

Oscar Solberg

Senator Ringsak moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 27, Senators Baker, Erickson and Kamrath.

REPORTS OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 358 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Duane Mutch

Gail E. Hernet

Eugene Tuff

For the House:

Eldred N. Dornacker

Selmer Overbo

Henry O. Lundene

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred House Bill No. 671 has had the same under consideration and recommends that a new conference committee be appointed as they do not concur.

For the Senate:

Evan Lips

Dave Robinson

William Reichert

For the House:

Chester Fossum

Gordon Aamoth

Gerhart Wilkie

Senator Lips moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 671, Senators Ringsak, Robinson and Mahoney.

Mr. President: Your conference committee to whom was referred House Bill No. 675 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill be further amended as follows:

In line 3 of the title, after the word "certain" insert the word "minimum"

In line 6, after "a.m." delete the rest of the line

In line 7, after the word "Friday" insert the words ", and any state office, department, or agency may be open between the hours of eight o'clock a.m. and twelve o'clock noon on Saturday."

After line 17, add the following: "Provided, however, the provisions as to open office hours shall not apply to offices, departments, and agencies having less than three employees, including the director thereof."

And renumber the lines accordingly.

For the Senate:

George Longmire
Aloys Wartner, Jr.,
Philip Berube

For the House:

Eldon L. Goebel
Howard F. Bier
Otto Hauf

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 675 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

House Bill No. 675. A Bill for an Act requiring all state offices, departments, and agencies located in the state capital to be open certain hours.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kamrath	Sanford
Berube	Kautzmann	Saumur
Bopp	Kjos	Sinner
Chesrown	Longmire	Solberg
Erickson	Luick	Sorlie
Foss	Mahoney	Thompson
George	Meidinger	Tuff
Harris	Miller	Van Horn
Hernett	Redlin	Wartner
Holand	Reichert	Witteman

Those voting in the negative were:

Baeverstad	Kee	Robinson
Baker	Kisse	Roen
Beck	Lips	Strindem
Brooks	Morgan	Torgerson
Dahlund	Mutch	Trenbeath
Forkner	Nelson	Wadeson

**Absent and not voting:
Ringsak**

So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 719 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate:
Leland Roen -
R. E. Meidinger
Rolland Redlin

For the House:
Chester Fossum
Eldon Goebel
Anna Powers

Senator Roen moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 501, Senators Foss, Luick, and Thompson.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 27 and the committees having been unable to agree, the President appointed as a new conference committee, Senators Baker, Erickson and Kamrath.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 671 and the committees having been unable to agree, the President appointed a new conference committee, Senators Ringsak, Robinson and Mahoney.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

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. 501, Senators:

Foss
Luick
Thompson

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committees' reports on House Bill No. 675
House Bill No. 719
Senate Bill No. 358

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to return House Bill No. 675 as amended by the conference committee.

The vote:
30 ayes
18 nays
1 absent

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 25
Senate Bill No. 37
Senate Bill No. 95
Senate Bill No. 176
Senate Bill No. 227
Senate Bill No. 258
Senate Bill No. 285
Senate Bill No. 324
Senate Bill No. 328
Senate Bill No. 343

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 7, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 25
Senate Bill No. 37
Senate Bill No. 95
Senate Bill No. 176
Senate Bill No. 227
Senate Bill No. 258
Senate Bill No. 285
Senate Bill No. 324
Senate Bill No. 328
Senate Bill No. 343

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 352

Which the House amended as follows:

AMENDMENTS TO SENATE BILL No. 352:

In line 10 delete the words "eight thousand" and insert in lieu thereof the underscored words "seventy five hundred"

In line 12 delete the words "nine thousand" and insert in lieu thereof the underscored words "eighty four hundred"

In line 15 delete the words "ten thousand" and insert in lieu thereof the underscored words "ninety seven hundred"

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 185

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 185:

In line 185 of the proposed amendments to Senate Bill 185 as printed on page 1351 of the House Journal, following the word "property", delete the period, insert a comma and add the following language: "excluding grain."

In line A58 of the proposed amendments to Senate Bill 185 as printed on page 1352 of the House Journal, following the word "property", delete the period, insert a comma and add the following language: "excluding grain."

In line A91 of the proposed amendments to Senate Bill 185 as printed on page 1353 of the House Journal, following the word "tax", insert a comma and the following language: "provided that no tax shall be added for the first fourteen cents of any dollar."

AMENDMENTS TO SENATE BILL No. 185:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact subsection 21 of section 57-02-08, subsections 2, 3, and 5 of section 57-39-01 and section 57-39-02 of the North Dakota Century Code, relating to the imposition and administration of sales and use taxes and exemption of certain items of personal property from property taxation, and to create and enact sections 57-39-02.1, 57-39-06.1, 57-40-02.1, 57-40-17.1, and 57-40.1-02.1 of the North Dakota Century Code, providing for the imposition, administration, and collection of temporary additional sales and use taxes and providing penalties, and providing for the distribution of funds to political subdivisions in lieu of taxes upon certain exempt items of personal property and providing effective dates.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Subsection
- 2 21 of section 57-02-08 of the North Dakota Century
- 3 Code Supplement is hereby amended and reenacted
- 3a to
- 4 read as follows:
- 5 21. All clothing, musical instruments, and
- 6 household goods owned and personally used by
- 7 (((blind persons or permanently and totally
- 8 disabled persons.))) any person; ((For purposes
- 9 of this subsection blind persons shall mean all
- 10 persons who have no vision or whose vision with

11 correcting glasses is so defective as to prevent
 12 the performance of ordinary activities for which
 13 eyesight is essential, and permanently and totally
 14 disabled persons shall mean all persons who are
 15 permanently and totally disabled who have income
 16 of less than one hundred dollars per month or who
 17 lack sufficient income or other resources to provide
 18 himself a reasonable subsistence compatible with
 19 decency and health, as evidenced by physician's
 20 certificate filed with the assessor;)))

21 SECTION 2. AMENDMENT.) Subsections
 22 2, 3, and 5 of section 57-39-01 of the North
 23 Dakota Century Code and Supplement thereto are
 24 hereby amended and reenacted to read as follows:

25 2. "Sale" means any transfer of title or
 26 possession, exchange or barter, conditional
 27 or otherwise, in any manner or by any means
 28 whatsoever, for a consideration, and includes
 29 the furnishing of services relating to
 30 personal property, the furnishing or service
 31 of steam, gas, electricity, water, or com-
 32 munication, the furnishing of hotel, motel
 33 or tourist court accommodations, the fur-
 34 nishing of tickets or admission to any
 35 place of amusement, athletic event or place
 36 of entertainment including the playing of
 37 any machine for amusement or entertainment
 38 in response to the use of a coin, and sales
 39 of subscriptions to magazines and other
 40 periodicals regardless of whether or not
 41 such magazine or periodicals are to be
 42 delivered in the future and regardless
 43 of whether or not they are in existence at
 44 the time of the sale of any subscription;
 45 provided that the words "magazines and
 46 other periodicals" as used herein shall
 47 not include newspapers nor shall they
 48 include magazines or periodicals that are
 49 furnished free by a nonprofit corporation
 50 or organization to its members or because
 51 of payment by its members of membership
 52 fees or dues;

53 3. "Retail sale" or "sale at retail" means
 54 the sale, including the leasing or renting,
 55 to a consumer or to any person for any
 56 purpose, other than for processing or for
 57 resale, of tangible personal property;
 58 (((and))) the sale of steam, gas, electricity,
 59 water, and communication service to retail
 60 consumers or users ((, and includes));
 61 the ordering, selecting or aiding a customer
 62 to select any goods, wares, or merchandise
 63 from any price list or catalog, which the
 64 customer might order, or be ordered for
 65 such customer to be shipped directly to
 66 such customer (((.))); the sale or furnish-
 67 ing of hotel, motel, or tourist court
 68 accommodations, services relating to personal
 69 property, tickets or admissions to any place
 70 of amusement, athletic event or place of
 71 entertainment including the playing of any

72 machine for amusement or entertainment in
73 response to the use of a coin; and the sales
74 of magazines and other periodicals. By the
75 term "processing" is meant any tangible
76 personal property including containers
77 which it is intended, by means of fabrica-
78 tion, compounding, manufacturing, producing
79 or germination shall become an integral or
80 an ingredient or component part of other
81 tangible personal property intended to be
82 sold ultimately at retail. The sale of
83 an item of tangible personal property for
84 the purpose of incorporating it in or
85 attaching it to other real or personal
86 property otherwise exempt from the sales
87 tax shall be considered as a sale of tangible
88 personal property for a purpose other than
89 for processing;

90 5. "Retailer" includes every person engaged
91 in the business of (((selling, including)))
92 leasing or renting (((,))) hotel, motel,
93 or tourist court accommodations, and every
94 person engaged in the business of selling
95 tangible goods, wares, or merchandise at
96 retail, or furnishing of steam, gas,
97 electricity, water and communication
98 services, (((and))) or tickets or admission
99 to places of amusement, entertainment
100 and athletic events including the playing
101 of any machine for amusement or entertain-
102 ment in response to the use of a coin (((as
103 provided in this chapter))), or services
104 relating to personal property, or magazines,
105 or other periodicals; and shall include any
106 person as herein defined who by contract
107 or otherwise agrees to furnish for a considera-
108 tion a totally or partially finished product
109 consisting in whole or in part of tangible
110 personal property subject to the sales tax
111 herein provided, and all items of tangible
112 personal property entering into the perfor-
113 mance of such contract as a component part
114 of the product agreed to be furnished under
115 said contract shall be subject to the sales
116 tax herein provided (((;))) and the sales
117 tax thereon shall be collected by the con-
118 tractor from the person for whom the contract
119 has been performed in addition to the con-
120 tract price agreed upon, and shall be
121 remitted to the state in manner provided in
122 this chapter; and shall include the state
123 or any municipality furnishing steam, gas,
124 electricity, water, or communication service
125 to members of the public in its proprietary
126 capacity;

127 SECTION 3. AMENDMENT.) Section
128 57-39-02 of the North Dakota Century Code Supple-
129 ment is hereby amended and reenacted to read as
130 follows:
131 57-39-02. TAX IMPOSED.) (((There is
132 hereby imposed, beginning the first day of July,

133 1961, and ending the first day of July, 1963, a
 134 tax of two percent upon the gross receipts from
 135 all sales of tangible personal property, consist-
 136 ing of goods, wares, or merchandise, except as
 137 otherwise provided in this chapter, sold at retail
 138 in the state of North Dakota to consumers or users;
 139 a like rate of tax upon the gross receipts from
 140 the sale, furnishing or service of steam, gas,
 141 electricity, water and communication service,
 142 including the gross receipts from such sales by
 143 any municipal corporation furnishing steam, gas,
 144 electricity, water and communication service to
 145 the public in its proprietary capacity, except as
 146 otherwise provided in this chapter, when sold at
 147 retail in the state of North Dakota to consumers
 148 or users; a like rate of tax upon the gross receipts
 149 from all sales of tickets or admission to places
 150 of amusement and athletic events and the playing
 151 of a record on a vending machine, in response to
 152 a coin placed in a slot, except as otherwise
 153 provided in this chapter; and a like rate of tax
 154 upon the gross receipts from all sales of subscrip-
 155 tions to magazines and other periodicals. The
 156 tax herein levied shall be computed and collected
 157 as hereinafter provided.))) Except as otherwise
 158 expressly provided in this chapter, there is here-
 159 by imposed, beginning the first day of July, 1963,
 160 and ending the first day of July, 1965, a tax of
 161 two percent upon the gross receipts of retailers
 162 from all sales at retail within the state of North
 163 Dakota of the following to consumers or users:

- 164 1. Tangible personal property, consisting of
- 165 goods, wares, or merchandise;
- 166 2. The furnishing or service of steam, gas,
- 167 electricity, water, or communication
- 168 services;
- 169 3. Tickets or admissions to places of amusement
- 170 or entertainment or athletic events, includ-
- 171 ing amounts charged for participation in an
- 172 amusement, entertainment or athletic activity,
- 173 and including the playing of any machine for
- 174 amusement or entertainment in response to
- 175 the use of a coin;
- 176 4. Magazines and other periodicals, including
- 177 subscriptions thereto;
- 178 5. The leasing or renting of hotel, motel,
- 179 or tourist court accommodations for periods
- 180 of less than thirty consecutive calendar
- 181 days or one month; and
- 182 6. Services furnished in repairing, altering,
- 183 restoring, or cleaning any tangible personal
- 184 property and including
- 185 storage of any personal property.

A1 SECTION 4.) Section 57-39-02.1 of the
 A2 North Dakota Century Code is hereby created and
 A3 enacted to read as follows:

A4 57-39-02.1. TEMPORARY ADDITIONAL SALES
 A5 TAX.)

- A6 1. WHEREAS, the legislative assembly has
- A7 found that present revenues of the state
- A8 are insufficient to finance an adequate

- A9 program of elementary, secondary, and
 A10 higher education; and
 A11 WHEREAS, the state must meet its
 A12 obligations to the school districts
 A13 of the state under the foundation program,
 A14 for failure to do so will result in an
 A15 inadequate and second-rate system of edu-
 A16 cation for the youth of the state; and
 A17 WHEREAS, the legislative assembly hereby
 A18 finds that the only reliable alternative
 A19 presently available for meeting the
 A20 obligations of the state in the field of
 A21 education during the 1963-1965 biennium
 A22 is a temporary increase in the sales tax.
 A23 2. There is hereby imposed for the period
 A24 beginning July 1, 1963, and ending
 A25 June 30, 1964, both dates inclusive,
 A26 in addition to the tax imposed in
 A27 section 57-39-02, a tax of one percent
 A28 upon the gross receipts of retailers
 A29 from all sales at retail within the state
 A30 of North Dakota on the following consumers
 A31 or users:
 A32 a. Tangible personal property, con-
 A33 sisting of goods, wares, or
 A34 merchandise;
 A35 b. The furnishing or service of steam,
 A36 gas, electricity, water, or communi-
 A37 cation services;
 A38 c. Tickets or admissions to places of
 A39 amusement or entertainment or athletic
 A40 events, including amounts charged
 A41 for participation in an amusement,
 A42 entertainment or athletic activity,
 A43 and including the playing of any
 A44 machine for amusement or entertain-
 A45 ment in response to the use of a
 A46 coin;
 A47 d. Magazines and other periodicals,
 A48 including subscriptions thereto;
 A49 e. The leasing or renting of hotel,
 A50 motel, or tourist court accommo-
 A51 dations for periods of less than
 A52 thirty consecutive calendar days
 A53 or one month; and
 A54 f. Services furnished in repairing,
 A55 altering, restoring, or cleaning
 A56 any tangible personal property
 A57 and including storage
 A58 of any personal property.
 A59 All provisions of chapter 57-39 relating to the
 A60 administration, computation, and collection of
 A61 the tax imposed in section 57-39-02 and the
 A62 exemptions and penalties provided in such chapter
 A63 shall apply to the administration, computation,
 A64 and collection of the tax imposed by this section.
 A65 SECTION 5.) Section 57-39-06.1 of the
 A66 North Dakota Century Code is hereby created and
 A67 enacted to read as follows:
 A68 57-39-06.1. TEMPORARY SCHEDULE
 A69 OF SALES TAX TO BE ADDED TO PURCHASE

A70 PRICE.) The provisions of this section
 A71 shall be in effect for the period beginning
 A72 July 1, 1963, through June 30, 1964, and during
 A73 such period shall supersede but not repeal the
 A74 provisions of section 57-39-06. Retailers shall
 A75 add the tax imposed under this chapter, or the
 A76 average equivalent thereof, to the sales price
 A77 or charge and when added such taxes shall consti-
 A78 tute a part of such price or charge, shall be a
 A79 debt from the consumer or user to the retailer
 A80 until paid, and shall be recoverable at law in
 A81 the same manner as other debts.

A82 In adding such tax to the price or charge,
 A83 retailers shall adopt the following bracket system
 A84 for the application of the tax:

A85	\$0.01 to \$0.14	.....	no tax
A86	.15 to .33	.....	1¢ tax
A87	.34 to .67	.....	2¢ tax
A88	.68 to 1.00	.....	3¢ tax
A89	Each additional \$1.00	.....	3¢ additional tax, or
A90	Each additional 33¢ or fraction thereof		
A91	over \$1.00	.....	1¢ additional tax

A92 SECTION 6.) Section 57-04-02.1 of the North
 A93 Dakota Century Code is hereby created and enacted
 A94 to read as follows:

A95 57-40-02.1. TEMPORARY ADDITIONAL
 A96 USE TAX.) There is hereby imposed for the
 A97 period of July 1, 1963, through June 30, 1964,
 A98 both dates inclusive, in addition to the tax
 A99 imposed in section 57-40-02, an excise tax on
 A100 the storage, use, or consumption in this state
 A101 of tangible personal property purchased at retail
 A102 for storage, use, or consumption in this state,
 A103 at the rate of one percent of the purchase price
 A104 of such property. Except as limited by section
 A105 57-40-10, an excise tax is imposed on the storage,
 A106 use, or consumption in this state of tangible
 A107 personal property not originally purchased for
 A108 storage, use, or consumption in this state at
 A109 the rate of one percent of the fair market value
 A110 of such property at the time it was brought into
 A111 this state. All provisions of chapter 57-40
 A112 relating to the administration, computation,
 A113 and collection of the tax imposed in section
 A114 57-04-02 and exemptions and penalties provided
 A115 in such chapter shall apply to the administration,
 A116 computation, and collection of the tax imposed
 A117 by this section. During the period of July 1,
 A118 1963, and June 30, 1964, both dates inclusive,
 A119 the tax imposed by this section shall be added
 A120 to the tax referred to in section 57-40-10
 A121 in determining the tax due, if any, upon an
 A122 article of tangible personal property previously
 A123 subjected to a tax in another state.

A124 SECTION 7.) Section 57-40.1-02.1 of
 A125 the North Dakota Century Code is hereby created
 A126 and enacted to read as follows:

A127 57-40.1-02.1. TEMPORARY
 A128 ADDITIONAL USE TAX UPON MOTOR
 A129 VEHICLES AND MOBILE HOMES.) There
 A130 is hereby imposed for the period of July 1, 1963,

A131 through June 30, 1964, both dates inclusive,
A132 in addition to the tax imposed in section
A133 57-40.1-02, an excise tax of one percent on the
A134 purchase price of any motor vehicle purchased or
A135 acquired for use on the streets and highways of
A136 this state and required to be registered under
A137 the laws of this state, and a like rate of tax
A138 upon the purchase price of any mobile home
A139 purchased or acquired for use in this state.
A140 All provisions of chapter 57-40.1 relating to
A141 the administration, computation, and collection
A142 of the tax imposed in section 57-40.1-02 and
A143 the exemptions and penalties provided in such
A144 chapter shall apply to the administration,
A145 computation, and collection of the tax imposed
A146 by this section.
A147 SECTION 8.) Section 57-40-17.1 of
A148 the North Dakota Century Code is hereby created
A149 and enacted to read as follows:
A150 57-40-17.1. TEMPORARY INCREASE IN
A151 LIABILITY ON CONTRACTOR BONDS.) For the
A152 period beginning July 1, 1963, and ending
A153 June 30, 1964, both dates inclusive, there
A154 shall be added to the amount of liability of
A155 a surety company under the bond of the contractor
A156 or subcontractor as provided in section 57-40-17
A157 the sum of one percent, thereby providing for a
A158 liability on the part of a surety company of
A159 three percent of the amount of the contract
A160 price.
A161 SECTION 9. DISTRIBUTION OF
A162 FUNDS TO POLITICAL SUBDIVISIONS IN
A163 LIEU OF PERSONAL PROPERTY TAXES UPON
A164 CERTAIN ITEMS.) There is hereby appropriated
A165 out of any moneys in the general fund in the
A166 state treasury the sum of two million dollars
A167 which shall be paid to and distributed
A168 among the counties of the state in lieu of
A169 personal property taxes upon clothing, house-
A170 hold goods, and musical instruments, said amount
A171 to be distributed by the state treasurer on the
A172 second day of January 1965. Each county
A173 of the state shall be entitled to receive that
A174 proportion of the sum of two million dollars
A175 that the total assessed valuation of clothing,
A176 household goods, and musical instruments for the
A177 year 1962 in each county bears to the total
A178 assessed valuation of all clothing, household
A179 goods, and musical instruments in all counties
A180 of the state for such year.
A181 The county auditor of each county shall
A182 allocate all funds received by the county under
A183 the provisions of this section to each township
A184 and incorporated city and village in the county
A185 in the proportion that the assessed valuation of
A186 clothing, household goods, and musical instru-
A187 ments in each township, city, and village for
A188 the year 1962 bears to the total assessed
A189 valuation of all clothing, household goods, and
A190 musical instruments in the county for the year
A191 1962. The amount allocated to each township,

A192 city, or village shall be distributed and paid
 A193 upon a warrant of the county auditor to the
 A194 political subdivisions levying property taxes
 A195 upon property in the respective townships,
 A196 cities, and villages of the county in the same
 A197 proportion that the total mill levy of each
 A198 political subdivision upon property in the
 A199 township, city, or village bears to the total
 A200 of all mill levies of all political subdivisions
 A201 levying taxes upon property in such township,
 A202 city, or village.
 A203 SECTION 10. EFFECTIVE DATE.) The
 A204 provisions of section 1 of this Act relating
 A205 to the exemption of household goods, clothing,
 A206 and musical instruments shall be effective
 A207 January 1, 1965, but no assessor shall assess
 A209 household goods, clothing and musical instru-
 A209 ments during the year 1964."

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "B" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "I" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "A-1" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution "E-1" has had the same under consideration and recommends that the same do pass.

SENATOR MUTCH, Chairman.

Senator Mutch moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Concurrent Resolution "A-2" has had the same under consideration and recommends that the same do pass.

SENATOR KEE, Chairman.

Senator Kee moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the reading of the amendments to House Bill No. 559 be dispensed with, which motion prevailed.

Senator Baeverstad moved that the amendments to House Bill No. 559, printed on page 903 of the Journal, be adopted, which motion was lost.

Senator Baker moved that House Bill No. 559 be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact subsections 2, 3, and 5 of section 57-39-01 and section 57-39-02 of the North Dakota Century Code, relating to the definition of the words "sale", "retail sale", and "retailer" and relating to the imposition of the sales tax upon sales of certain tangible personal property and services during the 1963-1965 biennium.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Subsections
- 2 2, 3, and 5 of section 57-39-01 of the North
- 3 Dakota Century Code and Supplement thereto are
- 4 hereby amended and reenacted to read as follows:
- 5 2. "Sale" means any transfer of title or
- 6 possession, exchange or barter, conditional
- 7 or otherwise, in any manner or by any means
- 8 whatsoever, for a consideration, and includes
- 9 the furnishing of services relating to
- 10 personal property, the furnishing or service
- 11 of steam, gas, electricity, water, or com-
- 12 munication, the furnishing of hotel, motel,
- 13 or tourist court accommodations, the fur-
- 14 nishing of tickets or admissions to any
- 15 place of amusement, athletic event or place
- 16 of entertainment including the playing of
- 17 any machine for amusement or entertainment
- 18 in response to the use of a coin, and sales
- 19 of subscriptions to magazines and other
- 20 periodicals regardless of whether or not
- 21 such magazine or periodicals are to be
- 22 delivered in the future and regardless
- 23 of whether or not they are in existence at
- 24 the time of the sale of any subscription;
- 25 provided that the words "magazines and
- 26 other periodicals" as used herein shall
- 27 not include newspapers nor shall they
- 28 include magazines or periodicals that are
- 29 furnished free by a nonprofit corporation
- 30 or organization to its members or because
- 31 of payment by its members of membership
- 32 fees or dues;
- 33 3. "Retail sale" or "sale at retail" means
- 34 the sale, including the leasing or renting,
- 35 to a consumer or to any person for any
- 36 purpose, other than for processing or for
- 37 resale, of tangible personal property;
- 38 (((and))) the sale of steam, gas, electricity,
- 39 water, and communication service to retail

- 40 consumers or users (((, and includes)));
 41 the ordering, selecting or aiding a customer
 42 to select any goods, wares, or merchandise
 43 from any price list or catalog, which the
 44 customer might order, or be ordered for
 45 such customer to be shipped directly to
 46 such customer (((.))); the sale or furnish-
 47 ing of hotel, motel, or tourist court
 48 accomodations, services relating to personal
 49 property, tickets or admissions to any place
 50 of amusement, athletic event or place of
 51 entertainment including the playing of any
 52 machine for amusement or entertainment in
 53 response to the use of a coin; and the sales
 54 of magazines and other periodicals. By the
 55 term "processing" is meant any tangible
 56 personal property including containers
 57 which it is intended, by means of fabrica-
 58 tion, compounding, manufacturing, producing
 59 or germination shall become an integral or
 60 an ingredient or component part of other
 61 tangible personal property intended to be
 62 sold ultimately at retail. The sale of
 63 an item of tangible personal property for
 64 the purpose of incorporating it in or
 65 attaching it to other real or personal
 66 property otherwise exempt from the sales
 67 tax shall be considered as a sale of tangible
 68 personal property for a purpose other than
 69 for processing;
- 70 5. "Retailer" includes every person engaged
 71 in the business of (((selling, including)))
 72 leasing or renting (((,))) hotel, motel,
 73 or tourist court accommodations, and every
 74 person engaged in the business of selling
 75 tangible goods, wares, or merchandise at
 76 retail, or furnishing of steam, gas,
 77 electricity, water and communication
 78 services, (((and))) or tickets or admission
 79 to places of amusement, entertainment
 80 and athletic events including the playing
 81 of any machine for amusement or entertain-
 82 ment in response to the use of a coin (((as
 83 provided in this chapter))), or services
 84 relating to personal property, or magazines,
 85 or other periodicals; and shall include any
 86 person as herein defined who by contract
 87 or otherwise agrees to furnish for a considera-
 88 tion a totally or partially finished product
 89 consisting in whole or in part of tangible
 90 personal property subject to the sales tax
 91 herein provided, and all items of tangible
 92 personal property entering into the perform-
 93 ance of such contract as a component part
 94 of the product agreed to be furnished under
 95 said contract shall be subject to the sales
 96 tax herein provided (((;))) and the sales
 97 tax thereon shall be collected by the con-
 98 tractor from the person for whom the contract
 99 has been performed in addition to the con-
 100 tract price agreed upon, and shall be

101 remitted to the state in manner provided in
102 this chapter; and shall include the state
103 or any municipality furnishing steam, gas,
104 electricity, water, or communication service
105 to members of the public in its proprietary
106 capacity;

107 SECTION 2. AMENDMENT.) Section
108 57-39-02 of the North Dakota Century Code
109 Supplement is hereby amended and reenacted to
110 read as follows:

111 57-39-02. TAX IMPOSED.) (((There is hereby
112 imposed, beginning the first day of July, 1961,
113 and ending the first day of July, 1963, a
114 tax of two percent upon the gross receipts from
115 all sales of tangible personal property, consist-
116 ing of goods, wares, or merchandise, except as
117 otherwise provided in this chapter, sold at
118 retail in the state of North Dakota to con-
119 sumers or users; a like rate of tax upon the
120 gross receipts from the sales, furnishing or
121 service of steam, gas, electricity, water and
122 communication service, including the gross
123 receipts from such sales by any municipal
124 corporation furnishing steam, gas, electricity,
125 water and communication service to the public
126 in its proprietary capacity, except as other-
127 wise provided in this chapter, when sold at
128 retail in the state of North Dakota to consumers
129 or users; a like rate of tax upon the gross
130 receipts from all sales of tickets or admissions
131 to places of amusement and athletic events
132 and the playing of a record on a vending machine,
133 in response to a coin placed in a slot, except
134 as otherwise provided in this chapter; and a
135 like rate of tax upon the gross receipts from
136 all sales of subscriptions to magazines and
137 other periodicals. The tax herein levied shall
138 be computed and collected as hereinafter provided.)))
139 Except as otherwise expressly provided in this
140 chapter, there is hereby imposed, beginning the
141 first day of July, 1963 and ending the first
142 day of July, 1965, a tax of two percent upon
143 the gross receipts of retailers from all sales
144 at retail within the state of North Dakota of
145 the following to consumers or users:

- 146 1. Tangible personal property, consisting
147 of goods, wares, or merchandise;
- 148 2. The furnishing or service of steam, gas,
149 electricity, water, or communication
150 services;
- 151 3. Tickets or admissions to places of amuse-
152 ment or entertainment or athletic events,
153 including amounts charged for participa-
154 tion in an amusement, entertainment or
155 athletic activity, and including the
156 playing of any machine for amusement or
157 entertainment in response to the use
158 of a coin;
- 159 4. Magazines and other periodicals, including
160 subscriptions thereto;
- 161 5. The leasing or renting of hotel, motel,

162 or tourist court accomodations for periods
 163 of less than thirty consecutive calendar
 164 days or one month; and
 165 6. Services furnished in repairing, altering,
 166 restoring, or cleaning any tangible
 167 personal property, and including storage
 168 of any personal property excluding
 169 grain."

Senator Holand made the substitute motion that consideration of the amendments to House Bill No. 559 be deferred until copies of the same have been furnished to the members of the Senate, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to adopt the conference committee report on House Bill No. 675 and further consideration to House Bill No. 675 was laid on the table.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 17 has had the same under consideration and recommends that the Senate concur with the House amendments and that the bill be further amended as follows:

In line 15 delete the figure "25,400,000.00" and insert in lieu thereof the figure "25,200,000.00"

In line 22 delete the figure "\$25,920,930.00" and insert in lieu thereof the figure "\$25,720,930.00"

For the Senate:

Oscar Sorlie
 C. G. Kee
 Clark Van Horn

For the House:

Kenneth C. Lowe
 Ralph Diehl
 Clarence C. Poling

Senator Sorlie moved that the report be adopted, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 17 be deemed properly engrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 17. 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, the administrative expense and the teaching preparation scholarships of the teacher preparation scholarship plan, and the two agricultural schools on the basis of enrollment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Mahoney	Thompson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteaman
Holand	Ringsak	

Absent and not voting:

Meidinger Torgerson

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 185 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 185, Senators Becker, Baker and Redlin.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 17 and the bill passed by a vote of 101 ayes, 3 nays, 8 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to adopt the conference committee report on House Bill No. 671 and further consideration to House Bill No. 671 was laid on the table.

GERALD L. STAIR, Chief Clerk.

Senator Wartner moved that the Senate do concur in the House amendments to Senate Bill No. 352, which motion prevailed.

Senator Wartner moved that the rules be suspended and that Senate Bill No. 352 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. 352. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to salaries of judges of county courts of increased jurisdiction.

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, 6; absent and not voting, 2.

Those voting in the affirmative were:

Baker	Kautzmann	Roen
Becker	Kee	Sanford
Berube	Kisse	Saumur
Bopp	Kjos	Sinner
Brooks	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Thompson
Erickson	Mahoney	Torgerson
Foss	Miller	Trenbeath
George	Morgan	Tuff
Harris	Nelson	Van Horn
Hernett	Redlin	Wartner
Holand	Reichert	Witteman
Kamrath	Ringsak	

Those voting in the negative were:

Baeverstad	Forkner	Strinden
Beck	Robinson	Wadeson

Absent and not voting:

Meidinger	Mutch
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So the bill passed and the title was agreed to.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 19 be deemed properly reengrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senate Bill No. 19. An Act making an appropriation for the use of Special Education of Exceptional Children.

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, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Robinson
Baker	Kee	Roen
Beck	Kisse	Sanford
Becker	Kjos	Saumur
Berube	Lips	Sinner
Bopp	Longmire	Solberg
Brooks	Luick	Sorlie
Chesrown	Mahoney	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Van Horn
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath		

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 648, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Miller
Brown
Burk

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to return:

Senate Bill No. 361

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 7, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 719.

GERALD L. STAIR, Chief Clerk.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 648, Senators Chesrown, Hernet and Thompson.

MOTIONS

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 17 was passed, which motion prevailed.

Senator Holand moved that the Senate reconsider the action by which the Senate concurred in the House amendments to Senate Bill No. 17, which motion prevailed.

Senator Holand 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.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 17, Senators Sorlie, Baker and Witteman.

SECOND READING OF A

SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution "BBB". A concurrent resolution urging the Interstate Commerce Commission, the Great Northern Railroad, and the Soo Line Railroad to establish and designate official inspection points for the grading of grain in the Hankinson and Wahpeton, North Dakota areas.

Which has been read.

Senator Morgan moved that Senate Concurrent Resolution "BBB" be amended as follows:

In line 24 after the word "Commission" insert the word "favorably"

In line 25 delete the words "its prior ruling and" and insert in lieu thereof the words "any move designed to"

In line 37 delete the name "Rupert L. Murphy" and insert in lieu thereof the name "Laurence K. Walrath"

And renumber the lines accordingly.

Which motion prevailed.

Senator Erickson moved that Senate Concurrent Resolution "BBB" be amended as follows:

In line 2 of the title delete the word "Railroad"; and after the second comma insert the following: "Milwaukeee,"

In line 3 of the title delete the word "railroad" and insert in lieu thereof the word "Railroad"

In line 5 of the title after the word "Hankinson" insert the following: ", Wildrose, Lostwood, Bowman, Hettinger, Ashley, Harvey,"

In line 13 after the word "Hankinson" insert the following: ", Wildrose, Lostwood, Bowman, Hettinger, Ashley, Harvey,"

In line 27 after the word "Hankinson" insert the following: ", Wildrose, Lostwood, Bowman, Hettinger, Ashley, Harvey,"

In line 32 after the word "Hankinson" insert the following: ", Wildrose, Lostwood, Bowman, Hettinger, Ashley, Harvey,"

Which motion was lost.

Senator Morgan moved that the rules be suspended and that Senate Concurrent Resolution "BBB" be deemed properly engrossed and placed on second reading and final passage, as amended, which motion prevailed.

The question being on the final passage of Senate Concurrent Resolution "BBB". Senator Morgan moved that Senate Concurrent Resolution "BBB" be adopted, which motion prevailed.

MOTION

Senator Holand moved that House Bill No. 750 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 750. A Bill for an Act to amend and reenact Section 57-15-14 of the North Dakota Century Code, relating to levy limitations in school districts.

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, 10; absent and not voting, 0.

Those voting in the affirmative were:

Baker	Holand	Ringsak
Beck	Kamrath	Roen
Becker	Kautzmann	Sanford
Bopp	Kjos	Saumur
Brooks	Lips	Sinner
Chesrown	Longmire	Solberg
Dahlund	Mahoney	Sorlie

Erickson	Meidinger	Strinden
Forkner	Miller	Thompson
Foss	Mutch	Torgerson
George	Nelson	Trenbeath
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner

Those voting in the negative were:

Baeverstad	Luick	Tuff
Berube	Morgan	Van Horn
Kee	Robinson	Witteman
Kisse		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 750 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Senator Holand moved that the rules be suspended and that House Concurrent Resolutions "B", "I", "A-1", "E-1" and "A-2" be placed at the head of the calendar, which prevailed.

Senator Holand moved that after the reading of House Concurrent Resolutions "B", "I", "A-1", "E-1", and "A-2", that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 8, 1963

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 25
 Senate Bill No. 37
 Senate Bill No. 95
 Senate Bill No. 176
 Senate Bill No. 227
 Senate Bill No. 258
 Senate Bill No. 285
 Senate Bill No. 324
 Senate Bill No. 328
 Senate Bill No. 343

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 22
 Senate Bill No. 28
 Senate Bill No. 29
 Senate Bill No. 36
 Senate Bill No. 38
 Senate Bill No. 41
 Senate Bill No. 46
 Senate Bill No. 110
 Senate Bill No. 210
 Senate Bill No. 224
 Senate Bill No. 348
 Senate Concurrent Resolution "B"
 Senate Concurrent Resolution "U"
 Senate Concurrent Resolution "Z"
 Senate Concurrent Resolution "CC"
 Senate Concurrent Resolution "II"
 Senate Concurrent Resolution "NN"
 Senate Concurrent Resolution "PP"
 Senate Concurrent Resolution "QQ"
 Senate Concurrent Resolution "UU"
 Senate Concurrent Resolution "VV"

Senate Concurrent Resolution "XX"
Senate Concurrent Resolution "ZZ"
Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered the action taken in concurring to House amendments to Senate Bill No. 17.

The President appointed as a conference committee,

Senators:

Sorlie

Baker

Redlin to act on Senate Bill No. 17.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 750

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 8, 1963

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. 648, Senators:

Chesrown

Hernett

Thompson

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "BBB"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 352.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 185, and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Becker
Baker
Redlin

HOWARD F. DOHERTY, Secretary.

ANNOUNCEMENT OF CHANGE IN
CONFERENCE COMMITTEE APPOINTMENT

The President announced that the name of Senator Thompson is removed from the conference committee on House Bill No. 648, and the name of Senator Solberg is substituted therefor because of conflict in committee meetings for Senator Thompson.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the President has appointed Senator Solberg to replace Senator Thompson on the conference committee on House Bill No. 648.

HOWARD F. DOHERTY, Secretary.

MOTIONS

Senator Holand moved that the House be requested to return House Bills No. 505 and 506, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 505 and House Bill No. 506.

HOWARD F. DOHERTY, Secretary.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 27 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed, and that your present conference committee be discharged.

For the Senate:

C. W. Baker
Lloyd M. Erickson
Dwight C. Kamrath

For the House:

Ray Schnell
Leonard Davis (Dunn)
Otto Hauf

Senator Baker moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 27, Senators Sorlie, Meidinger and Tuff.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 22
Senate Bill No. 28
Senate Bill No. 29

Senate Bill No. 36
 Senate Bill No. 38
 Senate Bill No. 41
 Senate Bill No. 46
 Senate Bill No. 110
 Senate Bill No. 210
 Senate Bill No. 224
 Senate Bill No. 348

Were delivered to the Governor for his approval at the hour of 10:45 o'clock a. m., March 8 (15), 1963.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 25
 Senate Bill No. 37
 Senate Bill No. 95
 Senate Bill No. 176
 Senate Bill No. 227
 Senate Bill No. 258
 Senate Bill No. 285
 Senate Bill No. 324
 Senate Bill No. 328
 Senate Bill No. 343

Were delivered to the Governor for his approval at the hour of 10:45 o'clock a. m., March 8, (15) 1963.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "B"
 Senate Concurrent Resolution "U"
 Senate Concurrent Resolution "Z"
 Senate Concurrent Resolution "CC"
 Senate Concurrent Resolution "II"
 Senate Concurrent Resolution "NN"
 Senate Concurrent Resolution "PP"
 Senate Concurrent Resolution "QQ"
 Senate Concurrent Resolution "UU"
 Senate Concurrent Resolution "VV"
 Senate Concurrent Resolution "XX"
 Senate Concurrent Resolution "ZZ"

Were delivered to the Secretary of State at the hour of 10:55 o'clock a. m., March 8 (15), 1963.

SENATOR HARRIS, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 43
 Senate Bill No. 141
 Senate Bill No. 195
 Senate Bill No. 243
 Senate Bill No. 270
 Senate Bill No. 288
 Senate Bill No. 304

And finds the same correctly re-engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and En-

grossment respectfully reports that it has examined the following bills:

Senate Bill No. 11
 Senate Bill No. 42
 Senate Bill No. 99
 Senate Bill No. 175
 Senate Bill No. 260
 Senate Bill No. 262
 Senate Bill No. 263
 Senate Bill No. 303
 Senate Bill No. 312
 Senate Bill No. 346

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 2
 Senate Bill No. 23
 Senate Bill No. 82

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
 Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 27 and the committees having been unable to agree, the President appointed as a new conference committee, Senators Sorlie, Meidinger, Tuff.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber
 Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has returned House Bills No. 505 and 506 as requested.

GERALD L. STAIR, Chief Clerk.

House Chamber
 Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate,

Representatives:

Frank
 Maragos
 Poling to act on Senate Bill No. 17.

Representatives:

Streibel
 Knudsen
 Backes to act on Senate Bill No. 185.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 27 and the the Speaker has named Representatives Tough, Lowe and Tescher as a new committee.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to transmit:

House Bill No. 526

House Bill No. 535

House Bill No. 727

House Bill No. 756

House Bill No. 888

House Concurrent Resolution "O"

House Concurrent Resolution "S"

House Concurrent Resolution "Z-1"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 27 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

Oscar Sorlie

R. E. Meidinger

Eugene Tuff

For the House:

E. A. Tough

Kenneth C. Lowe

M. C. Tescher

Senator Sorlie moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 27, Senators Ringsak, Baker and Reichert.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 27 and the committees having been unable to agree, the President appointed as a new conference committee, Senators Ringsak, Baker, Reichert.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE GOVERNOR

March 15, 1963

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

On March 14, 1963 I signed Senate Bills No. 48, 62, 72 and 81.

These bills have been filed with the Secretary of State.

Sincerely yours,
William L. Guy
Governor

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 2
Senate Bill No. 11
Senate Bill No. 23
Senate Bill No. 42
Senate Bill No. 43
Senate Bill No. 82
Senate Bill No. 99
Senate Bill No. 141
Senate Bill No. 175
Senate Bill No. 195
Senate Bill No. 243
Senate Bill No. 260
Senate Bill No. 262
Senate Bill No. 263
Senate Bill No. 270
Senate Bill No. 288
Senate Bill No. 303
Senate Bill No. 304
Senate Bill No. 312
Senate Bill No. 346

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2
Senate Bill No. 11
Senate Bill No. 23
Senate Bill No. 42
Senate Bill No. 43
Senate Bill No. 82
Senate Bill No. 99
Senate Bill No. 141
Senate Bill No. 175
Senate Bill No. 195
Senate Bill No. 243
Senate Bill No. 260
Senate Bill No. 262
Senate Bill No. 263
Senate Bill No. 270
Senate Bill No. 288
Senate Bill No. 303
Senate Bill No. 304
Senate Bill No. 312
Senate Bill No. 346

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 104 to the House chamber.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that Senate Bill No. 104 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return Senate Bill No. 104, which the House requested.

HOWARD F. DOHERTY, Secretary.

MOTION

Senator Holand moved that the Senate reconsider the action by which House Bill No. 505 was passed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 505. A Bill for an Act authorizing the State Livestock Sanitary Board to provide by regulation for the quarantine of livestock feedlots; providing for the licensing of quarantined feedlots; and making an appropriation.

Which has been read.

Senator Holand moved that House Bill No. 505 be amended as follows:

In line 3, delete the words "Quarantined Livestock" and in line 4, delete the word "Feedlot" and insert in lieu thereof the word "General".

Renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 505 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 505, as amended by the Senate, the roll was called and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Baeverstad	Kamrath	Reichert
Beck	Kautzmann	Ringsak
Berube	Kee	Robinson
Bopp	Kisse	Sinner
Brooks	Kjos	Sorlie
Dahlund	Longmire	Strinden
Erickson	Luick	Thompson
Forkner	Miller	Trenbeath
Foss	Morgan	Tuff
Harris	Mutch	Wartner
Holand	Redlin	Witteaman

Absent and not voting:

Baker	Mahoney	Saumur
Becker	Meidinger	Solberg
Chesrown	Nelson	Torgerson
George	Roen	Van Horn
Hernett	Sanford	Wadeson
Lips		

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 505 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Senator Holand moved that the Senate reconsider the action by which House Bill No. 506 was passed, which motion prevailed.

House Bill No. 506. A Bill for an Act making an appropriation to pay veterinary inspectors and expenses in connection with livestock sales rings as provided by law and by regulations promulgated by the Livestock Sanitary Board.

Which has been read.

Senator Holand moved that House Bill No. 506 be amended as follows:

In line 3, delete the words "Livestock Sales Ring" and insert in lieu thereof the word "General".

Renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 506 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 506, as amended by the Senate, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Baeverstad	Holand	Redlin
Baker	Kamrath	Reichert
Beck	Kautzmann	Ringsak
Becker	Kee	Robinson
Berube	Kisse	Saumur
Bopp	Kjos	Sinner
Brooks	Longmire	Sorlie
Dahlund	Luick	Strinden
Erickson	Mahoney	Thompson
Forkner	Meidinger	Trenbeath
Foss	Miller	Tuff
George	Morgan	Witteman
Harris	Mutch	

Absent and not voting:

Chesrown	Roen	Van Horn
Hernett	Sanford	Wadeson
Lips	Solberg	Wartner
Nelson	Torgerson	

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 506 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

FRIDAY, MARCH 8, 1963

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MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:
House Bill No. 505
House Bill No. 506
Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to return:
Senate Concurrent Resolution "BBB"
Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to return:
Senate Bill No. 359
Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 359:

In Line 14 of the bill, after the word "representatives", delete the word "six" and, in lieu thereof, insert the word "five".

In Line 15, after the word "governor", delete the word "four" and, in lieu thereof, insert the word "three".

GERALD L. STAIR, Chief Clerk.

ANNOUNCEMENT

Senator Wartner: Mr. President, I want the record to show that the Senate appreciates the fact that Mr. Joe Mader of Bismarck, North Dakota, has placed in the Senate chamber a loud speaker system which is being used by the Lieutenant Governor and the Secretary, at the courtesy of Mr. Mader, and we want Mr. Mader to know that we sincerely appreciate this courtesy.

MOTIONS

Senator Holand moved that the Governor be requested to return Senate Bill No. 187, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 185 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

E. C. Becker, Jr.
C. W. Baker
Rolland Redlin

For the House:

Milo Knudsen
Bryce Streibel
Richard J. Backes

Senator Becker moved that the report be adopted, which motion prevailed.

MOTION

Senator Meidinger moved that further consideration of Senate Bill No. 185 be indefinitely postponed.

After some discussion Senator Longmire moved the previous question, which motion prevailed.

The question being on the motion of Senator Meidinger, which motion prevailed.

MESSAGE TO THE GOVERNOR

Senate Chamber
Bismarck, March 8, 1963

TO: The Honorable Governor Guy

I have the honor to request the return of Senate Bill No. 187.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE GOVERNOR

March 15, 1963

The Honorable Frank Wenstrom
President of the Senate
Thirty-Eighth Legislative Assembly
Bismarck, North Dakota

Dear President Wenstrom:

I am returning to you Senate Bill No. 187 for clarification, as per the request of Senator Donald Holand.

Sincerely yours,
WILLIAM L. GUY
Governor

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 185 and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Streibel
Knudsen
Christensen to act on Senate Bill No. 185.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 17 and the bill passed by a vote of 90 ayes, 1 nay, 21 absent and not voting, and also has adopted the conference committee report on Senate Bill No. 27 and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Anderson (Richland)
Paulsen
Hertz to act on Senate Bill No. 27.

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 185, and the Senate indefinitely postponed Senate Bill No. 185.

HOWARD F. DOHERTY, Secretary.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 17 has had the same under consideration and recommends that the Senate concur with the House amendments and that the bill be further amended as follows:

In heading delete "STATE EQUALIZATION FUND" and insert in lieu thereof the following language: "FOUNDATION PROGRAM PAYMENTS — STATE AID — ADMINISTRATION"

In line 2 of the title delete "aid of the"

In line 3 of the title delete "State Equalization Fund." and insert in lieu thereof the following: "Foundation Program Payments."

In line 2 delete the word "State" where it appears the second time

In line 3 delete the words "Equalization Fund" and insert in lieu thereof the words "General Fund"

In line 6 delete the words "STATE EQUALIZATION FUND" and insert in lieu thereof the following: "FOUNDATION PROGRAM PAYMENTS"

In line 15 delete the figure "25,400,000.00" and insert in lieu thereof the figure "25,200,000.00"

In line 22 delete the figure "\$25,920,930.00" and insert in lieu thereof the figure "\$25,720,930.00"

And renumber the lines accordingly.

For the Senate:

Oscar Sorlie
C. W. Baker
Orville Witteman

For the House:

Gottlieb Frank
Ted G. Maragos
Clarence C. Poling

Senator Sorlie moved that the report be adopted, which motion prevailed.

Senator Sorlie 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 and the conference committee, which motion prevailed.

Senate Bill No. 17. 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, the administrative expense and the teaching preparation scholarships of the teacher preparation scholarship plan, and the two agricultural schools on the basis of enrollment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended by the House and in conference committee, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Kisse	Ringsak
Baker	Kjos	Robinson
Beck	Lips	Roen
Becker	Longmire	Sanford
Bopp	Luick	Sinner
Dahlund	Mahoney	Solberg
Erickson	Meidinger	Sorlie
Forkner	Miller	Strinden
Foss	Morgan	Thompson
George	Mutch	Torgerson
Harris	Nelson	Van Horn
Holand	Redlin	Wadeson
Kautzmann	Reichert	Wartner
Kee		

Absent and not voting:

Berube	Hernett	Trenbeath
Brooks	Kamrath	Tuff
Chesrown	Saumur	Witteman

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 359 which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 359 be deemed properly engrossed and placed on second reading and final passage as amended by the House, which motion prevailed.

Senate Bill No. 359. A Bill for an Act to amend and reenact sections 54-15-01, 54-15-03, and 54-15-04 of the North Dakota Century Code, relating to the membership, organization, and compensation of the state budget board.

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, 2; absent and not voting, 9.

Those voting in the affirmative were:

Baeverstad	Kisse	Robinson
Beck	Kjos	Roen
Becker	Lips	Sanford
Bopp	Longmire	Sinner
Dahlund	Luick	Solberg
Erickson	Mahoney	Sorlie
Forkner	Miller	Strinden
Foss	Morgan	Torgerson
George	Mutch	Trenbeath
Harris	Nelson	Van Horn
Holand	Redlin	Wadeson
Kamrath	Reichert	Wartner
Kee	Ringsak	

Those voting in the negative were:

Baker	Brooks
-------	--------

Absent and not voting:

Berube	Kautzmann	Thompson
Chesrown	Meidinger	Tuff
Hernett	Saumur	Witteinan

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has refused to adopt the conference committee report on House Bill No. 648. Further consideration of House Bill No. 648 was laid on the table.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 320

Which the House has indefinitely postponed.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that House Concurrent Resolution "B" be placed at the foot of the calendar, which motion prevailed.

**SECOND READING OF HOUSE
CONCURRENT RESOLUTIONS**

House Concurrent Resolution "I". A concurrent resolution directing the legislative research committee to study the need for improving and enlarging courses and/or schools in the field of industrial arts and to determine whether it is feasible and practical to make industrial arts available to more students.

Which has been read.

Senator Holand moved that House Concurrent Resolution "I" be adopted, which motion prevailed.

House Concurrent Resolution "A-1". A Concurrent resolution directing the legislative research committee to study the most efficient method of carrying on high school correspondence and extension courses.

Which has been read.

Senator Roen moved that House Concurrent Resolution "A-1" be adopted, which motion prevailed.

House Concurrent Resolution "E-1". A concurrent resolution directing the legislative research committee to study the feasibility of substituting a sales tax or other taxes for personal property taxes and thereby eliminating personal property taxes in North Dakota.

Which has been read.

Senator Morgan moved that House Concurrent Resolution "E-1" be adopted, which motion prevailed.

House Concurrent Resolution "A-2". A concurrent resolution urging the Interstate Commerce Commission and the Minneapolis, St. Paul, and Sault Ste. Marie Railroad to continue passenger service upon its main line through the center of the state of North Dakota.

Which has been read.

Senator Kee moved that House Concurrent Resolution "A-2" be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 17.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 359.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "I"
House Concurrent Resolution "A-1"
House Concurrent Resolution "E-1"
House Concurrent Resolution "A-2"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE GOVERNOR

March 15, 1963

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bills No. 186, 188, 349, and 357.

These bills have been filed with the Secretary of State.

Sincerely yours,
William L. Guy
Governor

CONSIDERATION OF AMENDMENTS

Senator Baker moved that the amendments to House Bill No. 559 as printed on page 1109 and being identified as amendment number one for the record, be adopted, which motion prevailed.

Senator Baker moved that House Bill No. 559 be amended as follows:

In line 144 after the word "retail" insert a comma and insert the words "including the leasing or renting of tangible personal property as hereinafter provided in this section,"

In line 169 delete the period and in lieu thereof insert a semicolon.

Following line 169 insert the following:

"7. The leasing or renting of tangible personal property the transfer of title to which has not been subjected

to a retail sales tax under this chapter or a use tax under the provisions of chapter 57-40 or chapter 57-40.1."

And renumber the lines accordingly.

Which motion prevailed.

Senator Baker moved that Senate Bill No. 559 be amended as follows:

In line 167, delete the comma and the balance of the line.

Delete all of line 168.

In line 169, delete the word "grain."

Which motion prevailed.

Senator Brooks moved that House Bill No. 559 be amended as follows:

In line 69 after the word "processing" insert the following: "the delivery of possession within the state of North Dakota of tangible personal property by a wholesaler or distributor to an out-of-state retailer who does not hold a North Dakota retail sales tax permit or to a person who by contract incorporates such tangible personal property into, or attaches it to, real property situated outside of North Dakota shall not be considered a taxable sale;"

In line 2 of paragraph 7 after the word "property" insert a comma.

Renumber the lines accordingly.

Which motion prevailed.

Senator Baker moved that the rules be suspended and that House Bill No. 559 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

MOTION

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 187 was passed, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 187. A Bill for an Act to amend and reenact section 39-01-02 of the North Dakota Century Code, relating to the identification of state-owned motor vehicles.

Which has been read.

Senator Holand moved that Senate Bill No. 187 be amended as follows:

In line 26 after the word "to" insert the words "cars furnished for the use of the governor,"

Renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 187 be deemed properly engrossed and placed on second reading and final passage, as amended, which motion prevailed.

Senate Bill No. 187. A Bill for an Act to amend and reenact section 39-01-02 of the North Dakota Century Code, relating to the identification of state-owned motor vehicles.

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, 47; nays 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Roen
Baker	Kee	Sanford
Beck	Kisse	Saumur
Becker	Kjos	Sinner
Berube	Lips	Solberg
Bopp	Longmire	Sorlie
Brooks	Luick	Strinden
Chesrown	Mahoney	Thompson
Dahlund	Meidinger	Torgerson
Erickson	Miller	Trenbeath
Forkner	Morgan	Tuff
Foss	Mutch	Van Horn
George	Redlin	Wadeson
Harris	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Absent and not voting:

Hernett Nelson

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which Senate Bill No. 187 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 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 501. The bill was then passed.

GERALD L. STAIR, Chief Clerk.

SECOND READING OF A HOUSE BILL

House Bill No. 580. A Bill for an Act to create and enact section 25-09-11 of the North Dakota Century Code; and to amend and reenact sections 25-09-02 and 25-09-03 of the North Dakota Century Code, relating to expenses of care and treatment at the Grafton state school and its auxiliary units, and providing for the reduction of and limitations upon claims for the expense of care and treatment at such institution.

Which has been read.

Senator Longmire moved that House Bill No. 580 be amended as follows:

In line 2 of the title of the engrossed bill delete the words “; and to amend”

Delete lines 3, 4, and 5 of the title

In line 6 of the title delete the words “state school and its auxiliary units, and”

In line 9 of the title delete the words “such institution” and insert in lieu thereof the words “the Grafton state school”

Delete all of lines 1 through 86 inclusive

In line 87 after the word “SECTION” delete the numeral “3” and insert in lieu thereof the numeral “1”

Renumber the lines accordingly.

Which motion prevailed.

Senator Longmire moved that the rules be suspended and that House Bill No. 580 be placed on second reading and final passage, 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, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Baker	Kisse	Roen
Beck	Kjos	Sanford
Becker	Lips	Saumur
Berube	Longmire	Sinner
Bopp	Mahoney	Solberg
Chesrown	Meidinger	Sorlie
Dahlund	Miller	Thompson
Erickson	Morgan	Torgerson
Forkner	Mutch	Trenbeath
George	Nelson	Tuff
Harris	Redlir	Van Horn
Holand	Reichert	Wadeson
Kamrath	Ringsak	Wartner
Kautzmann	Robinson	Witteaman

Those voting in the negative were:

Baeverstad	Kee	Strinden
Brooks		

Absent and not voting:

Foss	Hernett	Luick
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So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 580 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 234

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 234:

In line 6 of the original bill delete the word "Expenses" and insert in lieu thereof the words "Except as provided in section 25-09-11, expenses"

In line 44 delete the word "The" and insert in lieu thereof the words "Except as provided in section 25-09-11 the"

And renumber the lines accordingly.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 104

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 104:

Delete all of lines 135, 136, 137 and 138.

GERALD L. STAIR, Chief Clerk.

MOTION

Senator Holand moved that after the reading of House Bill No. 559 that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 104, which motion prevailed.

Senator Holand 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.

SECOND READING OF A SENATE BILL

Senate Bill No. 104. A Bill for an Act to create and enact section 23-09-20.1 and to amend and reenact section 19-08-02, subsection 4 of section 19-08-05, subsections 3 and 4 of section 23-09-01, subsection 8 of section 23-09-09, 23-09-17, subsection 1 of section 23-10-01, and section 23-10-05 of the North Dakota Century Code, relating to the licensing of hotels, boarding houses, trailer courts and beverages by the state laboratories department.

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:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Bopp	Kjos	Sinner
Brooks	Luick	Solberg
Chesrown	Mahoney	Sorlie
Dahlund	Meidinger	Strinden
Erickson	Miller	Thompson
Forkner	Morgan	Torgerson
Foss	Mutch	Trenbeath
George	Redlin	Tuff
Harris	Reichert	Wartner
Hernett	Ringsak	Witteaman
Holand		

Absent and not voting:

Berube	Longmire	Van Horn
Lips	Nelson	Wadeson

So the bill passed and the title was agreed to.

REPORT OF A SELECT COMMITTEE

Senator Holand moved that the reading of the amendments to House Bill No. 501 as shown on the conference

committee report be dispensed with, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred House Bill No. 501 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill be amended as follows:

In line 9 delete the figure "\$8,695,716.00" and insert in lieu thereof the figure "\$8,956,587.00".

In line 11 delete the figure "\$6,650,376.00" and insert in lieu thereof the figure "\$6,911,247.00".

In line 12 delete the figure "437,000.00" and insert in lieu thereof the figure "400,000.00".

In line 12a delete the figure "120,000.00" and insert in lieu thereof the figure "50,000.00".

In line 14 delete the figure "\$7,857,376.00" and insert in lieu thereof the figure "\$8,011,247.00".

In line 17 delete the figure "\$7,424,365.00" and insert in lieu thereof the figure "\$7,647,096.00".

In line 19 delete the figure "\$5,385,308.00" and insert in lieu thereof the figure "\$5,608,039.00".

In line 20 delete the figure "274,700.00" and insert in lieu thereof the figure "224,700.00".

After line 20 insert the following lines:

"Steam Line Project from College to Division
of Supervised Study 8,600.00"

In line 21 delete the figure "210,000.00" and insert in lieu thereof the figure "190,000.00".

In line 22 delete the figure "\$5,926,008.00" and insert in lieu thereof the figure "\$6,087,339.00".

In line 24 delete the figure "\$1,797,778.00" and insert in lieu thereof the figure "\$1,869,689.00".

In line 27 delete the figure "60,069.00" and insert in lieu thereof the figure "64,991.00".

In line 28 delete the figure "33,000.00" and insert in lieu thereof the figure "35,152.00".

Delete all of line 28a.

Delete all of lines 29 and 30.

In line 31 delete the figure "\$2,021,558.00" and insert in lieu thereof the figure "\$2,056,543.00".

Delete all of line 39a.

Delete all of line 40a.

In line 44 delete the figure "\$546,329.00" and insert in lieu thereof the figure "\$486,329.00".

In line 46 delete the figure "\$2,567,887.00" and insert in lieu thereof the figure "\$2,542,872.00".

In line 59 delete the figure "\$1,341,857.00" and insert in lieu thereof the figure "\$1,395,530.00".

In line 61 delete the figure "1,099,257.00" and insert in lieu thereof the figure "\$1,152,930.00".

In line 62 delete the figure "78,750.00" and insert in lieu thereof the figure "53,750.00".

In line 63 delete the figure "\$1,178,007.00" and insert in lieu thereof the figure "\$1,206,680.00".

In line 65 delete the figure "\$667,200.00" and insert in lieu thereof the figure "\$693,888.00".

In line 67 delete the figure "\$570,700.00" and insert in lieu thereof the figure "\$597,388.00".

In line 68 delete the figure "\$570,700.00" and insert in lieu thereof the figure "\$597,388.00".

In line 70 delete the figure "\$1,039,348.00" and insert in lieu thereof the figure "\$1,080,922.00".

In line 72 delete the figure "\$798,128.00" and insert in lieu thereof the figure "\$839,702.00".

Delete all of line 73a.

In line 75 delete the figure "\$893,928.00".

In line 77 delete the figure "\$2,544,818.00" and insert in lieu thereof the figure "\$2,646,610.00".

In line 79 delete the figure "\$1,966,852.00" and insert in lieu thereof the figure "\$2,068,644.00".

Delete all of lines 80a and 80b.

In line 81 delete the figure "\$2,089,152.00" and insert in lieu thereof the figure "\$2,148,444.00".

In line 83 delete the figure "\$1,454,355.00" and insert in lieu thereof the figure "1,512,530.00".

In line 85 delete the figure "\$1,102,855.00" and insert in lieu thereof the figure "\$1,161,030.00".

In line 89 delete the figure "\$1,202,855.00" and insert in lieu thereof the figure "\$1,261,030.00".

In line 91 delete the figure "\$1,977,476.00" and insert in lieu thereof the figure "\$2,056,575.00".

In line 93 delete the figure "\$1,420,176.00" and insert in lieu thereof the figure "\$1,499,275.00".

In line 94 delete the figure "91,500.00" and insert in lieu thereof the figure "50,000.00".

In line 95 delete the figure "\$1,521,676.00" and insert in lieu thereof the figure "\$1,559,275.00".

In line 98 delete the figure "\$396,002.00" and insert in lieu thereof the figure "\$411,842.00".

In line 100 delete the figure "\$334,002.00" and insert in lieu thereof the figure "\$349,842.00".

In line 108 delete the figure "\$512,011.00" and insert in lieu thereof the figure "\$527,851.00".

In line 109 delete the figure "33,500.00" and insert in lieu thereof the figure "13,500.00".

In line 110 delete the figure "\$545,511.00" and insert in lieu thereof the figure "\$541,351.00".

In line 111a delete the figure "\$25,143,360.00" and insert in lieu thereof the figure "\$25,673,388.00".

For the Senate:

P. L. Foss
A. W. Luick
Bronald Thompson

For the House:

Murray Baldwin
L. C. Mueller
Oscar Solberg

Senator Foss moved that the report be adopted, which motion prevailed.

Senator Foss moved that the rules be suspended and that House Bill No. 501 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 501. A Bill for an Act making an appropriation for the general maintenance, plant improvements, and new buildings of the state institutions of higher learning of the State of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Hernett	Redlin
Baker	Holand	Reichert
Becker	Kamrath	Ringsak
Berube	Kautzmann	Robinson
Bopp	Kee	Roen
Brooks	Kisse	Sanford
Chesrown	Kjos	Saumur
Dahlund	Luick	Sinner
Erickson	Mahoney	Solberg
Forkner	Meidinger	Sorlie
Foss	Morgan	Thompson
George	Mutch	Tuff
Harris	Nelson	Witteman

Those voting in the negative were:

Beck	Strinden	Trenbeath
Miller	Torgerson	Wartner

Absent and not voting:

Lips	Van Horn	Wadeson
Longmire		

So the bill passed and the title was agreed to.

Senator Holand 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.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 580

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 559

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has returned House Bill No. 559 to the Senate inasmuch as House Bill No. 559 was erroneously placed before the House.

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 104.

HOWARD F. DOHERTY, Secretary.

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 501.

The Vote:
39 ayes
6 nays
4 absent and not voting

HOWARD F. DOHERTY, Secretary.

MOTION

Senator Strinden moved that this session not recess today until all business at hand has been transacted and the Thirty-eighth Legislative Session is adjourned, which motion was lost.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 8, 1963

The Senate convened at the call of the chair, the President presiding.

ANNOUNCEMENT

Senator Redlin: "Mr. President, I would like the record to show that Senator Mahoney is absent because his daughter is undergoing emergency surgery and he was called home."

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 2
Senate Bill No. 11
Senate Bill No. 23
Senate Bill No. 42
Senate Bill No. 43
Senate Bill No. 82
Senate Bill No. 99
Senate Bill No. 141
Senate Bill No. 175
Senate Bill No. 195
Senate Bill No. 243
Senate Bill No. 260
Senate Bill No. 262
Senate Bill No. 263
Senate Bill No. 270
Senate Bill No. 288
Senate Bill No. 303
Senate Bill No. 304
Senate Bill No. 312
Senate Bill No. 346

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

MESSAGE FROM THE GOVERNOR

March 16, 1963

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bills No. 197, 199, 206, 217, 295, 299, 301 and 331.

These bills have been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
 Governor

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2
 Senate Bill No. 11
 Senate Bill No. 23
 Senate Bill No. 42
 Senate Bill No. 43
 Senate Bill No. 82
 Senate Bill No. 99
 Senate Bill No. 141
 Senate Bill No. 175
 Senate Bill No. 195
 Senate Bill No. 243
 Senate Bill No. 260
 Senate Bill No. 262
 Senate Bill No. 263
 Senate Bill No. 270
 Senate Bill No. 288
 Senate Bill No. 303
 Senate Bill No. 304
 Senate Bill No. 312
 Senate Bill No. 346

Were delivered to the Governor for his approval at the hour of 8:50 o'clock a. m., March 8 (16), 1963.

SENATOR HARRIS, Chairman.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and resolutions:

Senate Bill No. 358
 Senate Concurrent Resolution "T"
 Senate Concurrent Resolution "FF"

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "JJ"

And finds the same correctly re-engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolutions:

Senate Concurrent Resolution "Y"
 Senate Concurrent Resolution "BBB"

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and En-grossment respectfully reports that it has examined the following bills:

Senate Bill No. 352

Senate Bill No. 359

Senate Bill No. 361

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 526

House Bill No. 535

House Bill No. 727

House Bill No. 756

House Bill No. 888

House Concurrent Resolution "O"

House Concurrent Resolution "S"

House Concurrent Resolution "Z-1"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 526

House Bill No. 535

House Bill No. 727

House Bill No. 756

House Bill No. 888

House Concurrent Resolution "O"

House Concurrent Resolution "S"

House Concurrent Resolution "Z-1"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution "B". A concurrent resolution directing the legislative research committee to conduct a study of the equities of telephone companies' and power generation and transmission companies' taxation during the 1963-1965 biennium.

Which has been read.

Senator Mutch moved that House Concurrent Resolution "B" be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 27 and pursuant to that report, the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Schnell

Currie

Connolly to act on Senate Bill No. 27.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 27 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

Elton W. Ringsak

C. W. Baker

Wm. R. Reichert

For the House:

Vernon Anderson (Richland)

Everett N. Paulsen

Donald L. Hertz

Senator Ringsak moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 27, Senators Ringsak, Longmire and Mutch.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 27 and the committees having been unable to agree, the President appointed as a new conference committee, Senators Ringsak, Longmire and Mutch.

HOWARD F. DOHERTY, Secretary.

Senator Redlin: "Mr. President. I want my remarks that I am about to make recorded in the Journal. I am sorry to hear the decision of the chair in seeing fit to appoint a conference committee without the minority represented on Senate Bill No. 27. As you all know Senate Bill No. 27 involves grain inspection. Think we all know too this originally came out of the appropriation committee with a favorable report, taken back and changes made because of pressure on the part of some individuals that the idea of state grain inspection be eliminated and I am of the opinion that that is their business and that it is also my duty, as a member of the minority faction, to point this out. It seems to me that we must show equal zealotness for free enterprise in the southeastern corner as well as all corners of the state to see that they all have North Dakota grain inspection. In support of the matter of a hold point at Fargo — which is involved here today — I think that if we intend to prove this case we must indicate that we are going forward in grain inspection at that point. I think that our efforts for this purpose would have very much more strength if we had continued this appropriation which was restored by the House of Representatives. I think it is unfortunate we acceded to pressure from interested individuals involved to the point that we are requiring free enterprise in this area who raise grain to have to go to Minnesota and be inspected by state facilities at that

point rather than within the borders of our own state. I believe it ought to be pointed out again that this service was created on the basis of an attorney general's opinion and the action was concurred in and authorized by the Board of Administration. Again I will say I am sorry that you have seen fit to take the minority representation off this particular conference committee.

Senator Holand: "I want my remarks recorded in the Journal. Mr. President. I am sure it is known that there are quite a number of the majority who are sympathetic to the idea of giving some state support to a grain inspection point at Fargo, and of course this is the issue over which we have come to a deadlock on the passage of Senate Bill No. 27. Now, Mr. President, under Mason's Rules, if they were to be followed absolutely, and of course they are rules of the Senate, it is provided that a majority of each of the conference committees could be the determining group. In other words, Mr. President, two members of the Senate and two members from the House could really, under these rules, determine what the recommendations of the conference committee should be. By custom, however, we have followed the rule and practice here in the Senate that a conference committee should be in unanimous agreement in their recommendations. Now, Mr. President, I don't know how many conference committees have been appointed on this particular bill, but I should judge there have been five or six. None of these committees has been able to come to a unanimous agreement. We are reluctant, most reluctant, Mr. President, to follow the course which has now been taken on this sixth or seventh overtime day of this legislative assembly to select a membership for the conference committee, which membership we believe will come to some understanding. The fact, Mr. President, that as the matter now stands we could appoint ten or fifteen, or twenty conference committees, according to our practice, and we would be here for many more days waiting for an agreement if such agreement were ever to come under such arrangement, and it is for this reason, and with reluctance that this procedure is being used at this time.

MESSAGE FROM THE HOUSE

- House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 505

House Bill No. 506

House Bill No. 580

GERALD L. STAIR, Chief Clerk.

SECOND READING OF A HOUSE BILL

House Bill No. 559. A Bill for an Act to amend and reenact section 57-39-02 of the North Dakota Century Code Supplement, relating to the extension of the retail sales tax.

Which has been read.

Senator Trenbeath moved that House Bill No. 559 be amended as follows:

In line 141 of amendment number one, delete the word "first" at the end of the line, and insert in lieu thereof the word "last".

In line 142 of amendment number one, delete the word "July" and insert in lieu thereof the word "June".

In line 167 of amendment number one, after the word "property" insert the words "except agricultural products or by-products".

Renumber the lines accordingly.

ROLL CALL

The question being on the final passage of House Bill No. 559, 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:

Baeverstad	Hernett	Redlin
Baker	Holand	Ringsak
Beck	Kamrath	Robinson
Becker	Kautzmann	Sanford
Berube	Kee	Saumur
Bopp	Kisse	Solberg
Brooks	Kjos	Sorlie
Chesrown	Lips	Strinden
Dahlund	Longmire	Thompson
Erickson	Luick	Tuff
Forkner	Meidinger	Van Horn
Foss	Miller	Wadeson
George	Morgan	Wartner
Harris	Nelson	

Those voting in the negative were:

Mutch	Sinner	Witteaman
Roen	Trenbeath	

Absent and not voting:

Mahoney	Reichert	Torgerson
---------	----------	-----------

So the bill passed and the title was agreed to.

Senator Holand moved that the vote by which House Bill No. 559 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 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 360

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 360:

At the end of line 45, following the period, insert the following: "In the event of an overpayment of tax by any individual or fiduciary, no refund in an amount of less than two dollars shall be made by the tax commissioner."

GERALD L. STAIR, Chief Clerk.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 360 and that a conference committee be appointed, which motion prevailed.

FRIDAY, MARCH 8, 1963

1131

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 360, Senators Becker, Holand, Redlin.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 360 and the President has appointed as a conference committee to act with a like committee from the House, Senators:

Becker
Holand
Redlin

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Brown
Miller

Burk to act on Senate Bill No. 360.

GERALD L. STAIR, Chief Clerk.

March 16, 1963

MESSAGE FROM THE GOVERNOR

Members of the Senate
Thirty-Eighth Legislative Assembly
Senate Chambers
Bismarck, North Dakota

Greetings:

Today I signed Senate Bills No. 85, 121, 131, 152, 153, 210, 276 and 323.

These bills have been filed with the Secretary of State.

Sincerely yours,
WILLIAM L. GUY
Governor

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 559

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 559, and the Speaker has appointed as a

conference committee to act with a like committee from the Senate, Representatives:

Anderson (Richland)
Dahl
Anderson (McHenry)

GERALD L. STAIR, Chief Clerk.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 559, Senators Baker, Holand and Reichert.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

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. 559, Senators:

Baker
Holand
Reichert

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has reconsidered its action on House Bill No. 501 and on the conference committee report on House Bill No. 501 and a motion to refuse to adopt the conference committee report prevailed, and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Mueller
Davis (Dunn)

Olson (Griggs-Steele) to act on House Bill No. 501.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 501, Senators Foss, Ringsak, Sinner.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

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. 501, Senators:

Foss
Ringsak
Sinner

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 358
Senate Concurrent Resolution "T"
Senate Concurrent Resolution "Y"
Senate Concurrent Resolution "FF"
Senate Concurrent Resolution "JJ"
Senate Concurrent Resolution "AAA"
Senate Concurrent Resolution "BBB"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 358
Senate Concurrent Resolution "T"
Senate Concurrent Resolution "Y"
Senate Concurrent Resolution "FF"
Senate Concurrent Resolution "JJ"
Senate Concurrent Resolution "AAA"
Senate Concurrent Resolution "BBB"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 352
Senate Bill No. 359
Senate Bill No. 361

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 352
Senate Bill No. 359
Senate Bill No. 361

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

The President announced that the Senate would be at ease subject to the call of the chair.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 352
Senate Bill No. 358
Senate Bill No. 359
Senate Bill No. 361
Senate Concurrent Resolution "T"
Senate Concurrent Resolution "Y"
Senate Concurrent Resolution "FF"
Senate Concurrent Resolution "JJ"

Senate Concurrent Resolution "AAA"
Senate Concurrent Resolution "BBB"
Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 513

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

House Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 513

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 19

Senate Bill No. 104

And finds the same correctly re-engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 17

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "KK"

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 17

Senate Bill No. 19

Senate Bill No. 104

Senate Concurrent Resolution "KK"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 17

Senate Bill No. 19

Senate Bill No. 104

Senate Concurrent Resolution "KK"

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred Senate Bill No. 27 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Elton W. Ringsak

George Longmire

Duane Mutch

For the House:

Ray Schnell

Jack M. Currie

J. L. Connolly

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your conference committee to whom was referred Senate Bill No. 229 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

Evan E. Lips

Lloyd M. Erickson

Clark Van Horn

For the House:

Eldon Goebel

Harold R. Hofstrand

Wilfred Collette

Senator Lips moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 229, Senators Erickson, Harris, Solberg.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 229 and the committees having been unable to agree, the President appointed as a new conference committee, Senators Erickson, Harris, Solberg.

HOWARD F. DOHERTY, Secretary.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred Senate Bill No. 360 has had the same under con-

sideration and recommends that the Senate concur with the House amendments and that the bill be further amended as follows:

In line 3 of the title, following the word "purposes" insert a comma followed by the words "and providing an effective date"

In line 41, following the word "dollars" insert the words "and not in excess of fifteen thousand dollars"; also in line 41 delete the period and insert in lieu thereof a semicolon.

Immediately following line 41, insert a new subsection as follows:

"11. On taxable income in excess of fifteen thousand dollars, a tax of eleven percent."

Immediately following the last line of the bill, insert a new section as follows:

"SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall be effective with respect to income earned in income years commencing after December 31, 1962."

And renumber the lines accordingly.

For the Senate:

E. C. Becker, Jr.
Donald C. Holand
Rolland Redlin

For the House:

A. R. Miller
R. Fay Brown
Walter Burk

Senator Becker moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 360 be deemed properly engrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 360. A Bill for an Act to amend and reenact section 57-38-29 of the North Dakota Century Code, relating to the rate of tax on individuals for state income tax purposes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended in conference committee, the roll was called and there were ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Holand	Roen
Baker	Kamrath	Sanford
Beck	Kee	Saumur
Becker	Kisse	Sinner
Bopp	Lips	Sorlie
Dahlund	Longmire	Strinden
Erickson	Luick	Thompson
Forkner	Meidinger	Torgerson
Foss	Miller	Tuff
George	Nelson	Wadeson
Harris	Ringsak	Wartner
Hernett	Robinson	

Those voting in the negative were:

Berube	Kjos	Reichert
Brooks	Morgan	Solberg
Chesrown	Mutch	Trenbeath
Kautzmann	Redlin	Witteaman

Absent and not voting:

Mahoney	Van Horn
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So the bill passed and the title was agreed to.

Mr. President: Your conference committee to whom was referred House Bill No. 559 has had the same under consideration and does not agree and recommends that a new conference committee be appointed.

For the Senate:

C. W. Baker
Donald C. Holand
Wm. R. Reichert

For the House

Vernon Anderson (Richland)
Emil Anderson (McHenry)
Arne Dahl

Senator Holand moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on House Bill No. 559, Senators Baker, Meidinger and Reichert.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 559, and the committee having been unable to agree, the President appointed as a new conference committee, Senators Baker, Meidinger and Reichert.

HOWARD F. DOHERTY, Secretary.

Senator Longmire moved that the Senate do concur in the House amendments to Senate Bill No. 234, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 234 be deemed properly reenacted and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 234. A Bill for an Act, to amend and reenact Section 25-09-02, 25-09-03, 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-09 of the North Dakota Century Code, deleting reference to tuberculosis sanatorium and to provide for payment by the state of all costs of care and treatment for persons suffering from tuberculosis or suspected of having tuberculosis.

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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Kamrath	Robinson
Baker	Kautzmann	Roen
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
Foss	Mutch	Tuff
George	Nelson	Wadeson
Harris	Redlin	Wartner
Hernett	Reichert	Witteaman
Holand	Ringsak	

Absent and not voting:

Mahoney Van Horn

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 234.

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to transmit:

House Concurrent Resolution "B-2"

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 27 and the bill passed by a vote of 65 ayes, 39 nays, and 8 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committees reports on Senate Bill No. 229 and House Bill No. 559, and the Speaker has appointed as new conference committees to act with like committees from the Senate,

Representatives:

Goebel

Hofstrand

Collette to act on Senate Bill No. 229.

Representatives:

Anderson (Richland)

Dahl

Bloom to act on House Bill No. 559.

GERALD L. STAIR, Chief Clerk.

**FIRST READING OF A HOUSE
CONCURRENT RESOLUTION**

House Concurrent Resolution "B-2". A concurrent resolution expressing appreciation for the recognition of North Dakota by the National Cowboy Hall of Fame.

Was read the first time.

MOTIONS

Senator Holand moved that the rules be suspended and that House Concurrent Resolution "B-2" be placed on second reading and final passage, which motion prevailed.

**SECOND READING OF A HOUSE CONCURRENT
RESOLUTION**

House Concurrent Resolution "B-2". A concurrent resolution expressing appreciation for the recognition of North Dakota by the National Cowboy Hall of Fame.

Which has been read.

Senator Holand moved that House Concurrent Resolution "B-2" be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 27.

HOWARD F. DOHERTY, Secretary.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

FIFTY-NINTH DAY AFTER RECESS AND
SIXTIETH DAY

Bismarck, March 8, 1963

The Senate convened pursuant to recess taken, the President presiding.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 17

Senate Bill No. 19

Senate Bill No. 104

Senate Concurrent Resolution "KK"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred House Bill No. 229 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

Lloyd M. Erickson

C. F. Harris

Iver Solberg

For the House:

Eldon Goebel

Harold Hofstrand

Wilfred Collette

Senator Erickson moved that the report be adopted, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 229, Senators Baeverstad, Erickson and Kamrath.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 229 and the committees having been unable to agree, the President appointed as a new conference committee, Senators Baeverstad, Erickson and Kamrath.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

* Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Concurrent Resolution "B-2"

Which the Senate has passed unchanged.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 229 and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Goebel

Hofstrand

Collette to act on Senate Bill No. 229.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 229 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:

H. B. Baeverstad

Lloyd M. Erickson

Dwight C. Kamrath

For the House:

Eldon Goebel

Harold Hofstrand

Wilfred Collette

Senator Baeverstad moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 229, Senators Erickson, Baeverstad and Reichert.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 229 and the committees having been unable to agree, the President appointed as a new conference committee, Senators Erickson, Baeverstad and Reichert.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 229, and the Speaker has appointed as a

new conference committee to act with a like committee from the Senate, Representatives:

Goebel

Hofstrand

Collette to act on Senate Bill No. 229.

GERALD L. STAIR, Chief Clerk.

REPORTS OF SELECT COMMITTEES

Senator Baker moved that the reading of the amendments to Senate Bill No. 559, as contained in the conference committee report, be dispensed with, which motion prevailed.

Mr. President: Your conference committee to whom was referred House Bill No. 559 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill be further amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact subsections 2, 3, and 5 of section 57-39-01, sections 57-40-10, 57-39-02, 57-39-06, 57-40-02, and 57-40.1-02 of the North Dakota Century Code, relating to the definition of the words "sale", "retail sale", and "retailer" and relating to the imposition of a sales tax and use taxes upon sales of certain tangible personal property and services during the 1963-1965 biennium.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1. AMENDMENT.) Subsections
- 2 2, 3, and 5 of section 57-39-01 of the North
- 3 Dakota Century Code and Supplement thereto are
- 4 hereby amended and reenacted to read as follows:
- 5 2. "Sale" means any transfer of title or
- 6 possession, exchange or barter, condi-
- 7 tional or otherwise, in any manner or by
- 8 any means whatsoever, for a consideration,
- 9 and includes the furnishing of services
- 10 relating to personal property, the
- 11 furnishing or service of steam, gas,
- 12 electricity, water, or communication,
- 13 the furnishing of hotel, motel, or
- 14 tourist court accommodations, the fur-
- 15 nishing of tickets or admissions to any
- 16 place of amusement, athletic event or
- 17 place of entertainment including the
- 18 playing of any machine for amusement or
- 19 entertainment in response to the use of
- 20 a coin, and sales of subscriptions to
- 21 magazines and other periodicals regardless
- 22 of whether or not such magazine or period-
- 23 icals are to be delivered in the future
- 24 and regardless of whether or not they
- 25 are in existence at the time of the sale
- 26 of any subscription; provided that the
- 27 words "magazines and other periodicals"
- 28 as used herein shall not include news-
- 29 papers nor shall they include magazines
- 30 or periodicals that are furnished free
- 31 by a nonprofit corporation or organiza-

- 32 tion to its members or because of payment
 33 by its members of membership fees or
 34 dues;
- 35 3. "Retail sale" or "sale at retail" means
 36 the sale, including the leasing or
 37 renting, to a consumer or to any person
 38 for any purpose, other than for processing
 39 or for resale, of tangible personal
 40 property; ((and)) the sale of steam,
 41 gas, electricity, water, and communi-
 42 cation service to retail consumers
 43 or users ((, and includes));
 44 the ordering, selecting or aiding a
 45 customer to select any goods, wares,
 46 or merchandise from any price list or
 47 catalog, which the customer might order,
 48 or be ordered for such customer to be
 49 shipped directly to such customer (((.)))
 50 ; the sale or furnishing of hotel,
 51 motel, or tourist court accommodations,
 52 services relating to personal property,
 53 tickets or admissions to any place of
 54 amusement, athletic event or place of
 55 entertainment including the playing of
 56 any machine for amusement or entertain-
 57 ment in response to the use of a coin;
 58 and the sales of magazines and other
 59 periodicals. By the term "processing"
 60 is meant any tangible personal property
 61 including containers which it is intended,
 62 by means of fabrication, compounding,
 63 manufacturing, producing or germination
 64 shall become an integral or an ingredient
 65 or component part of other tangible per-
 66 sonal property intended to be sold
 67 ultimately at retail. The sale of
 68 an item of tangible personal property
 69 for the purpose of incorporating it in
 70 or attaching it to other real or personal
 71 property otherwise exempt from the sales
 72 tax shall be considered as a sale of
 73 tangible personal property for a purpose
 74 other than for processing; the delivery
 75 of possession within the state of North
 76 Dakota of tangible personal property by
 77 a wholesaler or distributor to an out-of-
 78 state retailer who does not hold a North
 79 Dakota retail sales tax permit or to a
 80 person who by contract incorporates such
 81 tangible personal property into, or
 82 attaches it to, real property situated
 83 outside of North Dakota shall not be
 84 considered a taxable sale;
- 85 5. "Retailer" includes every person engaged
 86 in the business of (((selling, including)))
 87 leasing or renting (((,))) hotel, motel,
 88 or tourist court accommodations, and every
 89 person engaged in the business of selling
 90 tangible goods, wares, or merchandise at
 91 retail, or furnishing of steam, gas,
 92 electricity, water and communication

93 services, ((and)) or tickets or admission
 94 to places of amusement, entertainment
 95 and athletic events including the playing
 96 of any machine for amusement or entertain-
 97 ment in response to the use of a coin ((as
 98 provided in this chapter)), or services
 99 relating to personal property, or magazines,
 100 or other periodicals; and shall include any
 101 person as herein defined who by contract
 A1 or otherwise agrees to furnish for a consid-
 A2 eration a totally or partially finished
 A3 product consisting in whole or in part of
 A4 tangible personal property subject to the
 A5 sales tax herein provided, and all items of
 A6 tangible personal property entering into the
 A7 performance of such contract as a component
 A8 part of the product agreed to be furnished
 A9 under said contract shall be subject to the
 A10 sales tax herein provided ((;)) and the
 A11 sales tax thereon shall be collected by the
 A12 contractor from the person for whom the
 A13 contract has been performed in addition to the
 A14 contract price agreed upon, and shall be
 A15 remitted to the state in manner provided
 A16 in this chapter; and shall include the
 A17 state or any municipality furnishing steam,
 A18 gas, electricity, water, or communication
 A19 service to members of the public in its
 A20 proprietary capacity;
 A21 SECTION 2. AMENDMENT.) Section
 A22 57-39-02 of the North Dakota Century Code
 A23 Supplement is hereby amended and reenacted to
 A24 read as follows:
 A25 57-39-02. TAX IMPOSED.) ((There is
 A26 hereby imposed, beginning the first day of July,
 A27 1961, and ending the first day of July, 1963,
 A28 a tax of two percent upon the gross receipts from
 A29 all sales of tangible personal property, consist-
 A30 ing of goods, wares, or merchandise, except as
 A31 otherwise provided in this chapter, sold at retail
 A32 in the state of North Dakota to consumers or users;
 A33 a like rate of tax upon the gross receipts from the
 A34 sales, furnishing or service of steam, gas, electric-
 A35 ity, water and communication service, including the
 A36 gross receipts from such sales by any municipal
 A37 corporation furnishing steam, gas, electricity,
 A38 water and communication service to the public
 A39 in its proprietary capacity, except as otherwise
 A40 provided in this chapter, when sold at retail in
 A41 the state of North Dakota to consumers or users;
 A42 a like rate of tax upon the gross receipts from all
 A43 sales of tickets or admissions to places of amuse-
 A44 ment and athletic events and the playing of a
 A45 record on a vending machine, in response to a
 A46 coin placed in a slot, except as otherwise provided
 A47 in this chapter; and a like rate of tax upon the
 A48 gross receipts from all sales of subscriptions to
 A49 magazines and other periodicals. The tax herein
 A50 levied shall be computed and collected as herein-
 A51 after provided.)) Except as otherwise expressly
 A52 provided in this chapter, there is hereby imposed,

A53 beginning the first day of July, 1963, and ending
 A54 the first day of July, 1965, a tax of two and one-
 A55 quarter percent upon the gross receipts of retailers
 A56 from all sales at retail including the leasing or
 A57 renting of tangible personal property as herein-
 A58 after provided in this section, within the state
 A59 of North Dakota of the following to consumers or
 A60 users:

- A61 1. Tangible personal property, consisting
 A62 of goods, wares, or merchandise;
- A63 2. The furnishing or service of steam, gas,
 A64 electricity, water, or communication
 A65 services;
- A66 3. Tickets or admissions to places of amuse-
 A67 ment or entertainment or athletic events,
 A68 including amounts charged for participation
 A69 in an amusement, entertainment or athletic
 A70 activity, and including the playing of any
 A71 machine for amusement or entertainment in
 A72 response to the use of a coin;
- A73 4. Magazines and other periodicals, including
 A74 subscriptions thereto;
- A75 5. The leasing or renting of hotel, motel,
 A76 or tourist court accommodations for periods
 A77 of less than thirty consecutive calendar
 A78 days or one month;
- A79 6. Services furnished in repairing, altering,
 A80 restoring, or cleaning any tangible personal
 A81 property provided that this subsection shall
 A82 not apply to retailers who furnish such
 A83 services to agricultural producers with
 A84 respect to agricultural products; and
- A85 7. The leasing or renting of tangible personal
 A86 property the transfer of title to which has
 A87 not been subjected to a retail sales tax
 A88 under this chapter or a use tax under the
 A89 provisions of chapter 57-40 or chapter
 A90 57-40.1.

A91 SECTION 3. AMENDMENT.) Section
 A92 57-39-06 of the North Dakota Century Code is
 A93 hereby amended and reenacted to read as follows:

A94 57-39-06. TAX TO BE ADDED TO
 A95 PURCHASE PRICE AND BE A DEBT.)
 A96 Retailers shall add the tax imposed under this
 A97 chapter, or the average equivalent thereof, to
 A98 the sales price or charge and when added such taxes
 A99 shall constitute a part of such price or charge,
 A100 shall be a debt from the consumer or user to the
 A101 retailer until paid, and shall be recoverable at
 A102 law in the same manner as other debts.

A103 In adding such tax to the price or charge,
 A104 retailers shall adopt the following brackets system
 A105 for the application of the tax:

A106	(((\$0.01 to \$0.24	.....	no tax
A107	.25 to .74	.....	1¢ tax
A108	.75 to 1.24	.....	2¢ tax
A109	1.25 to 1.74	.....	3¢ tax
A110	1.75 to 2.24	.....	4¢ tax
A111	2.25 to 2.74	.....	5¢ tax
A112	2.75 to 3.24	.....	6¢ tax
A113	3.25 to 3.74	.....	7¢ tax

A114	3.75 to 4.24	8¢ tax
A115	4.25 to 4.74	9¢ tax
A116	4.75 to 5.24	10¢ tax
A117	5.25 to 5.74	11¢ tax
A118	5.75 to 6.24	12¢ tax
A119	6.25 to 6.74	13¢ tax
A120	6.75 to 7.24	14¢ tax
A121	7.25 to 7.74	15¢ tax
A122	7.75 to 8.24	16¢ tax
A123	8.25 to 8.74	17¢ tax
A124	8.75 to 9.24	18¢ tax
A125	9.25 to 9.74	19¢ tax
A126	9.75 to 10.24	20¢ tax
A127	Each additional 50¢	1¢ additional tax))..
A128	\$0.01 to \$0.19	no tax
A129	.20 to .59	1¢ tax
A130	.60 to .99	2¢ tax
A131	1.00 to 1.49	3¢ tax
A132	1.50 to 1.99	4¢ tax
A133	2.00 to 2.49	5¢ tax
A134	2.50 to 2.99	6¢ tax
A135	3.00 to 3.49	7¢ tax
A136	3.50 to 3.99	8¢ tax

A137 An additional tax of 1¢ for each 50¢,
 A138 or fraction thereof, over \$3.99 except
 A139 that for each full \$4.00 there shall be
 A140 collected a tax of 9¢.

A141 SECTION 4. AMENDMENT.) Section
 A142 57-40-02 of the North Dakota Century Code
 A143 is hereby amended and reenacted to read as
 A144 follows:

A145 57-40-02. TAX IMPOSED.) An excise
 A146 tax is imposed on the storage, use, or consump-
 A147 tion in this state of tangible personal property
 A148 purchased at retail for storage, use, or consump-
 A149 tion in this state, at the rate of two and one-
 A150 quarter percent of the purchase price of such
 A151 property. Except as limited by section 57-40-10,
 A152 an excise tax is imposed on the storage, use, or
 A153 consumption in this state of tangible personal
 A154 property not originally purchased for storage,
 A155 use, or consumption in this state at the rate
 A156 of two and one-quarter percent of the fair market
 A157 value of such property at the time it was brought
 A158 into this state.

A159 SECTION 5. AMENDMENT.) Section
 A160 57-40-10 of the North Dakota Century Code is
 A161 hereby amended and reenacted to read as follows:

A162 57-40-10. ARTICLES TAXED IN
 A163 OTHER STATES.) If any article or tangible
 A164 personal property has been subjected already to
 A165 a tax by any other state in respect to its sale
 A166 or use in an amount less than the tax imposed
 A167 by this chapter, the provisions of this chapter
 A168 shall apply, but at a rate measured by the dif-
 A169 ference only between the rate fixed in this
 A170 chapter and the rate by which the previous tax
 A171 upon the sale or use was computed. If the tax
 A172 imposed in such other state is ((two percent)))
 A173 the same or more, then no tax shall be due on such
 A174 article. The provisions of this section shall

A175 apply only if such other state allows a tax credit
 A176 with respect to the retail sales and use taxes
 A177 imposed by this state which is substantially
 A178 similar in effect to the credit allowed by this
 A179 section.
 A180 SECTION 6. AMENDMENT.) Section
 A181 57-40.1-02 of the North Dakota Century Code
 A182 as created by House Bill No. 740 of the Thirty-
 A183 Eighth Legislative Assembly is hereby amended
 A184 and reenacted to read as follows:
 A185 57-40.1-02. TAX IMPOSED.) There is
 A186 hereby imposed an excise tax of two and one-quarter
 A187 percent of the purchase price of any motor
 A188 vehicle purchased or acquired for use on the
 A189 streets and highways of this state and required
 A190 to be registered under the laws of this state,
 A191 and a like rate of tax upon the purchase price
 A192 of any mobile home purchased or acquired for use
 A193 in this state."

For the Senate:

C. W. Baker
 R. E. Meidinger
 Wm. R. Reichert

For the House:

Vernon Anderson (Richland)
 Arne Dahl
 Sam O. Bloom

Senator Baker moved that the rules be suspended and that House Bill No. 559 be placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senator Holand moved that after the reading of House Bill No. 559 that the Senate be at ease, subject to the call of the chair, which motion prevailed.

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

SECOND READING OF A HOUSE BILL

House Bill No. 559. A Bill for an Act to amend and reenact section 57-39-02 of the North Dakota Century Code Supplement, relating to the extension of the retail sales tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Baeverstad	Hernett	Reichert
Baker	Holand	Ringsak
Beck	Kautzmann	Robinson
Becker	Kee	Roen
Chesrown	Kisse	Sanford
Dahlund	Kjos	Saumur
Erickson	Longmire	Strinden
Forkner	Meidinger	Torgerson

Foss	Miller	Trenbeath
George	Nelson	Wartner
Harris		

Those voting in the negative were:

Berube	Morgan	Sorlie
Bopp	Mutch	Thompson
Brooks	Redlin	Tuff
Kamrath	Sinner	Wadeson
Lips	Solberg	Witteman
Luick		

Absent and not voting:

Mahoney Van Horn

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on House Bill No. 559.

The Vote:

31 ayes

16 nays

2 absent and not voting

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 559. House Bill No. 559 was then passed.

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 360.

HOWARD F. DOHERTY, Secretary.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "AAA"

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 234

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and En-grossment respectfully reports that it has examined the following bill:

Senate Bill No. 27

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 50 has had the same under consideration and recommends that the bill be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to create and enact section 57-38-65 of the North Dakota Century Code to provide for the levying and collection of an adjusted tax on individual income, and an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1.) Section 57-38-65 of the
 2 North Dakota Century Code is hereby created and
 3 enacted to read as follows:
 4 57-38-65. ADJUSTED INCOME TAX
 5 ON INDIVIDUAL INCOME.) Each individual,
 6 estate, or trust required to file an income tax
 7 return by this chapter shall pay an additional
 8 tax of one and two-tenths percent of the differ-
 9 ence between the amount of his net income as
 10 defined in section 57-38-21 and the amount of
 11 his personal exemptions as defined in sections
 12 57-38-26 or 57-38-27, less a credit to be deducted
 13 from such adjusted tax equal to twenty percent of
 14 all real estate taxes and personal property taxes
 15 which first become due and payable during the
 16 income year and were actually paid to this state
 17 or its political subdivisions. The revenue
 18 collected by the tax commissioner as additional
 19 tax shall be deposited in the general fund not
 20 later than the last day of each month. The tax
 21 imposed by this section shall be supplemental to
 22 the tax imposed by this chapter and all provisions
 23 within this chapter not inconsistent with the
 24 provisions of this section, including but not
 25 limited to withholding, filing of returns,
 26 payments and penalties, shall apply to the tax
 27 imposed by this section. The provisions of this
 28 Act shall apply to all income years commencing
 29 after December 31, 1962."

For the Senate:

Donald C. Holand

H. B. Baeverstad

Rolland Redlin

For the House:

R. Fay Brown
Leonard J. Davis (Dunn)
Richard J. Backes

Senator Holand moved that the report be adopted.

Senator Kautzmann made the substitute motion that the report of the conference committee on Senate Bill No. 50 be not adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 50, Senators Becker, Erickson and Redlin.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the conference committee report on Senate Bill No. 50 and the President appointed a new conference committee to serve with a like committee from the House on Senate Bill No. 50,

Senators:
Becker
Erickson
Redlin

HOWARD F. DOHERTY, Secretary.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 229 and the bill passed by a vote of 70 ayes, 36 nays, and 6 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 50 and the bill was then passed by a vote of 69 ayes, 36 nays, and 7 absent and not voting.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred House Bill No. 648 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:
Robert Chesrown
Gail H. Hernet
Iver Solberg

For the House:
A. R. Miller
R. Fay Brown
Walter Burk

Senator Chesrown moved that the report be adopted.

Senator Holand: "I would like to have my remarks in the Journal, Mr. President. For the record I think it should be known to the Senate that the House has not only concurred in this report but they have not appointed a new conference committee but rather have placed House Bill No. 648 on the table. So, at this time, Mr. President, I will move that a new conference committee on House Bill No. 648 be not appointed."

The question being on the motion of Senator Holand, which motion prevailed.

MOTION

Senator Holand: "Senate Bill No. 187 provides for distinctive marking of all state-owned vehicles. Strictly construed this bill, and the existing law, would require such marking on the governor's car.

Certainly, it is not the intent of the legislature that the law should apply in this instance, however, it would be mechanically difficult to secure reconsideration of the bill at this time to correct this oversight. We have therefore concluded that this statement in the Journals of both houses would clearly show the legislative intent not to include the governor's car within the provisions of this law, and I move at this time that these remarks be printed in the Journal."

The question being on the motion of Senator Holand, which motion prevailed.

Senator Holand moved that Senate Bill No. 187 be returned to the Governor, which motion prevailed.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 229 has had the same under consideration and recommends that the House recede from its amendment and that the bill be amended as follows:

In line 8 delete the word "three" and insert in lieu thereof the word "four"; and delete the words "five hundred thousand"

And renumber the lines accordingly.

For the Senate:

Lloyd M. Erickson
H. B. Baeverstad
Wm. R. Reichert

For the House:

Eldon Goebel
Harold Hofstrand
Wilfred Collette

Senator Erickson moved that the report be adopted, which motion prevailed.

Senator Erickson moved that the rules be suspended and that Senate Bill No. 229 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 229. A Bill for an Act to transfer certain moneys from the accumulated profits and surplus of the Bank of North Dakota and from the accumulated profits and surplus of the state mill and elevator association to the general fund of this state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Holand	Nelson
Baker	Kautzmann	Reichert
Beck	Kee	Ringsak
Becker	Kisse	Robinson
Brooks	Kjos	Sanford
Chesrown	Lips	Saumur
Dahlund	Longmire	Sorlie
Erickson	Luick	Strinden
Forkner	Meidinger	Torgerson
George	Miller	Trenbeath
Harris	Morgan	Wadeson
Hernett	Mutch	Wartner

Those voting in the negative were:

Berube	Redlin	Thompson
Bopp	Sinner	Tuff
Kamrath	Solberg	Witteinan

Absent and not voting:

Foss	Roen	Van Horn
Mahoney		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 229.

HOWARD F. DOHERTY, Secretary.

PERSONAL PRIVILEGE

Senator Baker: "Mr. President, I rise to a point of personal privilege and I would like to have my remarks printed in the Journal.

Mr. President: On March second, your Senate committee which was created by Senate Resolution Number 3, met with Highway Department personnel and House members to discuss the general operation of the State Highway Department and inquire into certain specific functions of the department.

The Resolution did not provide for a formal report to the Legislature but in response to certain questions the Highway Department did furnish certain information which I believe might be useful to future sessions of the Legislature if it is preserved in the record.

While the press carried a fairly accurate account of the questions and answers at the hearing there has been subsequent documentary information made available which I do not believe has been in the papers.

I have reference to the listings of the current position specifications and position duties of a number of Highway Department officials.

Certain members of the Senate committee sought to bring out a comparison between these specifications and

duties in the engineering branch of the department and the specifications and duties in certain administrative positions.

As you know there have been numerous questions regarding the exact nature of the recently created position of management director in the State Highway Department central office and the newly created positions of administrative assistants in the various division offices of the department.

Mr. President, I now request that the six separate documents be printed in the Journal.

1. North Dakota State Highway Department
Position Specifications and Duties
Assistant Chief Engineer — Preconstruction
2. North Dakota State Highway Department
Position Specifications and Duties
Assistant Chief Engineer — Field Division
3. North Dakota State Highway Department
Position Specifications and Duties
District Engineer
4. Management Director
Duties and Responsibilities
Qualifications
5. I. Administrative Assistant
Duties
II. Qualifications
6. Duties of Chief of Radio Section RSS 3-4-63
Minimum Qualifications

In making these documents a part of the record, Mr. President, I would invite particular attention to a comparison of items 1, 2 and 3 with items 4, 5 and 6."

There being no objection to the request of Senator Baker to print the above mentioned documents in the record, such request was granted.

**NORTH DAKOTA STATE HIGHWAY DEPARTMENT
POSITION SPECIFICATIONS AND DUTIES
Assistant Chief Engineer — Preconstruction**

POSITION SPECIFICATIONS:

1. Must be a Registered Professional Engineer.
2. The Assistant Chief Engineer — preconstruction shall be a competent Civil Engineer, a graduate of an approved engineering school, with at least five years experience in highway and bridge construction, maintenance and repair, or in case he shall not be a graduate of some college or school of engineering and bridge construction and maintenance. He should have varied experience in a supervisory position, with demonstrated proficiency in many phases of highway engineering work. Among these would include most of the following:
 - a. Have a knowledge of planning engineering work regarding all highway functions.
 - b. Have a good knowledge of surveying.
 - c. Have considerable experience in the design and construction of highway projects involving earthwork, surfacing and bridges.

- d. Have a good knowledge of traffic engineering with the related needs, volumes, trends and forecasts.
- f. Have a good knowledge of Urban Transportation Planning.
- g. Have a knowledge of economics in the highway field.
- h. Be familiar with Urban Development and Urban Planning.
- i. Must have a proven ability in administration.
- j. Must have proven a good management ability.
- k. Must have proven a good organizing ability.
- l. Must have a good knowledge of English and be a proficient writer.
- m. Have a good knowledge of right of way appraisal, negotiation and impacts on land and property values.
- n. Should be fairly proficient at public speaking.

POSITION DUTIES:

1. Must supervise and coordinate the activities of the following Departments:
 - a. The Planning Survey Department.
 - b. The Programming and Survey Department.
 - b. The Right of Way Department.
 - d. The Bridge Department.
 - e. The Design Department.
2. He must plan, prepare for, and supervise all Public Hearings for programmed State Highway projects. On occasion, he must conduct these hearings as well.
3. He must continually maintain an active and intimate knowledge of all projects in the planning and design stages.
4. He must be interested in and keep abreast of all new concepts and developments in highway materials, standards, specifications, new products, new methods, and needs for State Highways.
5. He must devote a certain amount of his time reading new technical material, attending technical meetings and promoting research in all fields of highway endeavors to keep the Highway Department modern.
6. He must spend a great deal of his time assisting the Chief Engineer, and the Highway Commissioner at meetings, writing letters and investigating the many problems assigned to him.

NORTH DAKOTA STATE HIGHWAY DEPARTMENT POSITION SPECIFICATIONS AND DUTIES Assistant Chief Engineer — Field Division

POSITION SPECIFICATIONS:

1. Must be a Registered Professional Engineer.
2. The Assistant Chief Engineer — field division shall be a competent Civil Engineer, a graduate of an approved engineering school, with at least five years experience in highway and bridge construction, maintenance and repair, or in case he shall not be a graduate of some college or school of engineering, he shall have at least

ten years experience in highway and bridge construction and maintenance. He should have varied experience in a supervisory position, with demonstrated proficiency in many phases of highway engineering work. Among these would include most of the following:

- a. Have a knowledge of planning engineering work regarding all highway functions.
- b. Have a good knowledge of surveying.
- c. Have considerable experience in the design and construction of highway projects involving earthwork, surfacing and bridges.
- d. Have a good knowledge of traffic engineering with the related needs, volumes, trends and forecasts.
- e. Have a knowledge of economics in the highway field.
- f. Must have a proven ability in administration.
- g. Must have proven a good management ability.
- h. Must have proven a good organizing ability.
- i. Must have a good knowledge of English and be a proficient writer.
- j. Should be fairly proficient at public speaking.

POSITION DUTIES:

1. Act as Assistant Chief Engineer in performing delegated public and departmental duties assigned by the Chief Engineer.
2. Supervise and coordinate the activities of the following Departments:
 - a. Maintenance
 - b. Construction
 - c. Secondary Roads
 - d. Materials
 - e. Districts
3. Through the Department heads, he supervises operations competently and efficiently to relieve the Chief Engineer of these direct responsibilities except for extraordinary business requiring his specific attention.
4. Must have good liaison with Chief Engineer and Department heads so good communications are maintained so all business is performed with dispatch and according to requirements.
5. He must continually maintain an active and intimate knowledge of all projects in the planning, designing and construction stages.
6. He must be interested in and keep abreast of all new concepts and developments in highway materials, standards, specifications, new products, new methods, and needs for State highways.
7. He must devote a certain amount of his time reading new technical material, attending technical meetings and promoting research in all fields of highway endeavors to keep the Highway Department modern.

NORTH DAKOTA STATE HIGHWAY DEPARTMENT
 POSITION SPECIFICATIONS AND DUTIES
 District Engineer

POSITION SPECIFICATIONS:

1. Must be a Professional Engineer.
2. He shall be a competent engineer, preferably with a degree from an approved engineering school and have at least five years experience in some of the responsible phases of highway and bridge design, construction and maintenance work. In lieu of a college degree in engineering, he shall have at least ten years responsible experience in highway and bridge work.
3. Have a good knowledge of surveying.
4. Have considerable experience in the design and construction of highway projects involving earth-work, surfacing and bridges.
5. Have a good knowledge of traffic engineering with related needs, volumes, trends, and forecasts.
6. Have a knowledge of economics in the highway field.
7. He shall have mature judgement, have a good personality for meeting the public, and able to supervise his employees efficiently.

POSITION DUTIES:

1. Be responsible for supervising all operations and business relating to highway bridge work in his district, including proper construction and maintenance of highways, bridges, and appurtenances, supervision of and training of personnel, safe operations and maintenance of equipment, meeting the public in a pleasing, business like way, and maintaining good liaison with central office to assure proper conduct of all business.

Assistant District Engineers:

1. The same position specifications as District Engineers except registration as a Profession Engineer is a desirable quality, but is not required if actual experience qualifies him for the position.

MANAGEMENT DIRECTOR**Duties and Responsibilities:**

- A. Responsible to the Commissioner for all administrative functions of the State Highway Department.
- B. Must supervise and coordinate the activities of the following Departments:
 1. Division of Public Safety
 2. Safety Responsibility
 3. Travel Department
 4. Truck Regulatory
 5. Personnel
 6. Finance
- C. Must be familiar with Department policies and procedures.
- D. Responsible for all purchasing and printing.
- E. It is the responsibility of the Management Director to see that all administrative functions are accomplished as efficiently and economically as possible.

Qualifications:

- A. Administrative experience.

I. Administrative Assistant:

Duties:

A. District Employment

1. Recruiting
2. Interviewing
3. Investigation
4. Recommends all District hiring, transfers, salary increases, and promotions to Personnel Director for approval.

B. Responsible for all District records and reports.

C. Absentee Control:

1. Investigating authenticity of leaves.
2. Submitting all leaves to Personnel Director for approval.
3. Responsible for recording all leaves.

D. District Correspondence

E. Public Relations

F. Grievances

G. Responsible for District Safety Programs.

H. Charge of District accounting and inventory.

I. Assists with purchase orders.

J. Helps with inventory, stock piles and reports.

II. Qualifications:

A. Administrative experience.

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DUTIES OF CHIEF OF RADIO SECTION

1. Director of Communications State Highway Department.
2. Administrative direction and control of Radio Section.
3. Specifications' supervisor and coordinator Radio Section.
4. Contract Administrator, Radio Section.
5. Coordinator in matters pertaining to radio communication between Highway Department and Federal and State Civil Defense Directors.
6. Maintain accounting system for control of matching funds for Radio Section.
7. Maintain cost accounting system for Radio Section.
8. Supervise and direct activities of 14 employees of Radio Section.
9. Control and approval of requisitions for parts and supplies for Radio Section.
10. Coordinate use and assignment of mobile radio.
11. Representative from Highway Department to AASHO Frequency Coordinating Committee.
12. Direct and supervise inventory system for Radio Section.

MINIMUM QUALIFICATIONS

At least two (2) years college

At least two (2) years public accounting experience

At least five (5) years supervisory experience

General knowledge of two-way radio, its use and application

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Davis (Dunn)

Miller

Backes to act on Senate Bill No. 50.

GERALD L. STAIR, Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 27

Senate Bill No. 234

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 27

Senate Bill No. 234

And the President signed the same in the presence of the Senate.

MESSAGES FROM THE HOUSE

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 50 and the bill passed by a vote of 66 ayes, 34 nays, and 12 absent and not voting.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to transmit:

House Bill No. 889

Which the House has passed and your favorable consideration is requested.

GERALD L. STAIR, Chief Clerk.

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to transmit:

House Bill No. 505

House Bill No. 506

House Bill No. 580

House Bill No. 719

House Bill No. 750

House Concurrent Resolution "B"

House Concurrent Resolution "H"

House Concurrent Resolution "A-1"

House Concurrent Resolution "E-1"

House Concurrent Resolution "A-2"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Senator Holand moved that the reading of the amendments to Senate Bill No. 50 be dispensed with, which motion prevailed.

Mr. President: Your conference committee to whom was referred Senate Bill No. 50 has had the same under consideration and recommends that the bill be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to create and enact section 57-38-65 of the North Dakota Century Code to provide for the levying and collection of an adjusted tax on individual income, and an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1.) Section 57-38-65 of the
 2 North Dakota Century Code is hereby created and
 3 enacted to read as follows:
 4 57-38-65. ADJUSTED INCOME TAX
 5 ON INDIVIDUAL INCOME.) Each individual,
 6 estate, or trust required to file an income tax
 7 return by this chapter shall pay an additional
 8 tax of one percent of the difference between:
 9 1. The amount of his net income as
 10 defined in section 57-38-21 and
 11 2. The total of his personal exemptions as
 12 defined in section 57-38-26 or 57-38-27,
 13 less a credit to be deducted from such adjusted
 14 tax equal to twenty percent of all real estate
 15 taxes and personal property taxes which first
 16 become due and payable during the income year and
 17 were actually paid to this state or its political
 18 subdivisions. The revenue collected by the tax
 19 commissioner as additional tax shall be deposited
 20 in the general fund not later than the last day of
 21 each month. The tax imposed by this section shall
 22 be supplemental to the tax imposed by this chapter
 23 and all provisions within this chapter not inconsistent
 24 with the provisions of this section, including but
 25 not limited to withholding, filing of returns,
 26 payments and penalties, shall apply to the tax
 27 imposed by this section. The provisions of this
 28 Act shall apply to all income years commencing
 29 after December 31, 1962."

For the Senate:

Edwin C. Becker, Jr.
 Lloyd M. Erickson
 Rolland Redlin

For the House:

Leonard Davis (Dunn)
 A. R. Miller
 Richard J. Backes

Senator Becker moved that the report be adopted, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 50 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 50. A Bill for an Act to create and enact section 57-38-31 and to create and enact section 57-38-65 of the North Dakota Century Code to provide for the levying and collection of an adjusted tax on individual income and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Baeverstad	Hernett	Redlin
Baker	Holand	Robinson
Beck	Kee	Roen
Becker	Kisse	Sanford
Berube	Kjos	Sorlie
Dahlund	Longmire	Strinden
Erickson	Luick	Trenbeath
George	Morgan	Tuff
Harris	Nelson	Wadeson

Those voting in the negative were:

Bopp	Meidinger	Sinner
Brooks	Miller	Solberg
Chesrown	Mutch	Thompson
Forkner	Reichert	Torgerson
Kamrath	Ringsak	Wartner
Kautzmann	Saumur	Witteaman
Lips		

Absent and not voting:

Foss	Mahoney	Van Horn
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So the bill passed and the title was agreed to.

FIRST READING OF A HOUSE BILL

House Bill No. 889. A Bill for an Act directing the payment of expense allowance to members of the Thirty-Eighth Legislative Assembly, and directing payments to certain legislative employees, and declaring an emergency.

Was read the first time.

MOTION

Senator Holand moved that the rules be suspended and that House Bill No. 889, be not referred to committee, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 50.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on

Senate Bill No. 39, and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives:

Dahl
Halcrow
Collette to act on Senate Bill No. 39.

GERALD L. STAIR, Chief Clerk.

REPORT OF A SELECT COMMITTEE

Mr. President: Your conference committee to whom was referred Senate Bill No. 39 has had the same under consideration and has been unable to agree and recommends that a new conference committee be appointed and that your present conference committee be discharged.

For the Senate:
E. C. Becker, Jr.
Donald C. Holand
Eugene Tuff

For the House:
Bryce Streibel
Harold Hofstrand
Frank S. Shablow

Senator Becker moved that the report be adopted, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 39, Senators Becker, Baeverstad and Solberg.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 39, and the committees having been unable to agree, the President appointed as a new conference committee, Senators Becker, Baeverstad and Solberg.

HOWARD F. DOHERTY, Secretary.

CONSIDERATION OF BILLS VETOED BY THE GOVERNOR

Senator Holand moved that the Senate reconsider Senate Bill No. 31, which was vetoed by the Governor, which motion was lost.

Senator Holand moved that the Senate reconsider Senate Bill No. 97, which was vetoed by the Governor, which motion lost.

Senator Holand moved that the Senate reconsider Senate Bill No. 146 which was vetoed by the Governor, which motion was lost.

Senator Holand moved that the Senate reconsider Senate Bill No. 158, which was vetoed by the Governor, which motion was lost.

REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred Senate Bill No. 1 has had the same under consideration and recommends that the Senate concur with the House amendments and further amend the bill as follows:

In the last line of the title, after the word "herein", delete the period, add a comma and complete the sentence with the following words "and declaring an emergency."

In Line 83, delete the sum \$43, 640.00 and, in lieu thereof, insert the sum \$49,640.00

In Line 92, delete the sum \$112,440.00 and, in lieu thereof, insert the sum \$118,440.00

In Line 161a, delete the sum \$47,050.00 and in lieu thereof, insert the sum \$\$48,525.00.

In Line 171, delete the sum \$312,250.00 and, in lieu thereof, insert the sum \$313,725.00

In Line 193, after the word "Bulletin No. 5" insert the word "and" and delete the sum \$20,000.00

In Line 194, indent the present wording "High School and 8th Grade Examinations" and delete the sum \$12,000.00 and, in lieu thereof insert the sum \$25,000.00

Add a new Line 194a and the following: "State Board of Public School Education - \$10,000.00"

In Line 198, delete the sum \$262,140.00 and, in lieu thereof, insert the sum \$280,140.00

Add a new Line 288a as follows: "Salary - Research Director in Charge of Collections and Withholding - \$28,000.00"

In Line 289, delete the sum \$626,366.00 and, in lieu thereof, insert the sum \$726,366.00

In Line 291, delete the sum \$39,508.00 and, in lieu thereof, insert the sum \$45,508.00

In Line 293, delete the sum \$201,385.00 and, in lieu thereof, insert the sum \$221,385.00

In Line 298, delete the sum \$1,082,709.00 and, in lieu thereof, insert the sum \$1,236,709.00

In Line 309, delete the sum \$209,812.00 and, in lieu thereof, insert the sum \$174,812.00

In Line 318, delete the sum \$10,000.00 and, in lieu thereof, insert the sum \$5,000.00

In Line 322, delete the sum \$1,068,222.38 and, in lieu thereof, insert the sum \$1,028,222.38

In Line 370a, delete the sum \$3,650.00 and, in lieu thereof, insert the sum \$8,175.00

In Line 373a, delete the sum \$16,200.00 and, in lieu thereof, insert the sum \$32,200.00

In Line 375, delete the sum \$494,000.00 and, in lieu thereof, insert the sum \$514,525.00

Add a new Line 388a as follows: "State Parole Board - Per Diem - \$3,000.00"

In Line 390, delete the sum \$137,894.00 and, in lieu thereof, insert the sum \$140,894.00

In Line 393, delete the sum \$4,000.00 and, in lieu thereof, insert the sum \$13,000.00

In Line 394, delete the sum \$4,000.00 and, in lieu thereof, insert the sum \$13,000.00

In Line 466, delete the sum \$362,000.00 and, in lieu thereof, insert the sum \$543,000.00

In Line 467, delete the sum \$362,000.00 and, in lieu thereof, insert the sum \$543,000.00

In Line 634, delete the sum \$20,000.00 and, in lieu thereof, insert the sum \$15,000.00

In Line 635, delete the sum \$20,000.00 and, in lieu thereof, insert the sum \$15,000.00

In Line 651, delete the word "and Aircraft Purchase"

In Line 652, delete the sum \$415,000.00 and, in lieu thereof, insert the sum \$401,000.00

In line 655, delete the sum \$1,610,133.00 and, in lieu thereof, insert the sum \$1, 596,133.00

Delete all of Lines 655i, 655j, 655k, 655l, 655m, 655n, 655o and 655p, inclusive

In Line 655q, delete the sum \$2,448,137.00 and, in lieu thereof, insert the sum \$1,643,577.00

In Line 665, after the words "moter vehicle registration fund — period" delete the rest of the line.

In Line 689, delete the sum \$13,026,289.11 and, in lieu thereof, insert the sum \$12,569,729.11

And renumber the lines accordingly.

For the Senate:

Evan E. Lips
Clark Van Horn
Harry Wadeson

For the House:

Eldon Goebel
Martin E. Vinje
Emil Anderson (McHenry)

• Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips 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 in conference committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Ringsak
Becker	Kee	Sanford
Berube	Kisse	Saumur
Bopp	Kjos	Sinner
Brooks	Lips	Solberg
Chesrown	Longmire	Sorlie
Dahlund	Luick	Thompson
Erickson	Meidinger	Torgerson

George	Miller	Trenbeath
Harris	Mutch	Tuff
Hernett	Nelson	Wadeson
Holand	Redlin	Wartner
Kamrath	Reichert	Witteman

Those voting in the negative were:

Baker	Forkner	Robinson
Beck	Morgan	Strinden

Absent and not voting:

Foss	Roen	Van Horn
Mahoney		

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Ringsak moved that the reading of the amendments to House Bill No. 501 be dispensed with, which motion prevailed.

Mr. President: Your conference committee to whom was referred House Bill No. 501 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill is further amended as follows:

In line 9 delete the figure "\$8,695,716.00" and insert in lieu thereof the figure "\$8,956,587.00"

In line 11 delete the figure "\$6,650,376.00" and insert in lieu thereof the figure "\$6,911,247.00"

In line 12 delete the figure "437,000.00" and insert in lieu thereof the figure "400,000.00"

In line 12a delete the figure "120,000.00" and insert in lieu thereof the figure "50,000.00"

In line 14 delete the figure "\$7,857,376.00" and insert in lieu thereof the figure "\$8,011,247.00"

In line 17 delete the figure "\$7,424,365.00" and insert in lieu thereof the figure "\$7,647,096.00"

In line 19 delete the figure "\$5,385,308.00" and insert in lieu thereof the figure "\$5,608,039.00"

In line 20 delete the figure "274,700.00" and insert in lieu thereof the figure "224,700.00"

After line 20 insert the following lines:

"Steam Line Project from College to Division
of Supervised Study 8,600.00"

In line 21 delete the figure "210,000.00" and insert in lieu thereof the figure "190,000.00"

In line 22 delete the figure "\$5,926,008.00" and insert in lieu thereof the figure "\$6,087,339.00"

In line 24 delete the figure "\$1,797,778.00" and insert in lieu thereof the figure "\$1,869,689.00"

In line 27 delete the figure "60,069.00" and insert in lieu thereof the figure "64,991.00"

In line 28 delete the figure "33,000.00" and insert in lieu thereof the figure "35,152.00"

Delete all of lines 29 and 30.

In line 31 delete the figure "\$2,021,558.00" and insert in lieu thereof the figure "\$2,095,543.00"

Delete all of line 39a

Delete all of line 40a.

In line 44 delete the figure "\$546,329.00" and insert in lieu thereof the figure "\$486,329.00"

In line 46 delete the figure "\$2,567,887.00" and insert in lieu thereof the figure "\$2,581,872.00"

In line 59 delete the figure "\$1,341,857.00" and insert in lieu thereof the figure "\$1,395,530.00"

In line 61 delete the figure "1,099,257.00" and insert in lieu thereof the figure "\$1,152,930.00"

In line 62 delete the figure "78,750.00" and insert in lieu thereof the figure "53,750.00"

In line 63 delete the figure "\$1,178,007.00" and insert in lieu thereof the figure "\$1,206,680.00"

In line 65 delete the figure "\$667,200.00" and insert in lieu thereof the figure "\$693,888.00"

In line 67 delete the figure "\$570,700.00" and insert in lieu thereof the figure "\$597,388.00"

In line 68 delete the figure "\$570,700.00" and insert in lieu thereof the figure "\$597,388.00"

In line 70 delete the figure "\$1,039,348.00" and insert in lieu thereof the figure "\$1,080,922.00"

In line 72 delete the figure "\$798,128.00" and insert in lieu thereof the figure "\$839,702.00"

Delete all of line 73a

In line 75 delete the figure "\$893,928.00" and insert in lieu thereof the figure "\$927,502.00"

In line 77 delete the figure "\$2,544,818.00" and insert in lieu thereof the figure "\$2,646,610.00"

In line 79 delete the figure "\$1,966,852.00" and insert in lieu thereof the figure "\$2,068,644.00"

Delete all of lines 80a and 80b

In line 81 delete the figure "\$2,089,152.00" and insert in lieu thereof the figure "\$2,148,444.00"

In line 83 delete the figure "\$1,454,355.00" and insert in lieu thereof the figure "1,512,530.00"

In line 85 delete the figure "\$1,102,855.00" and insert in lieu thereof the figure "\$1,161,030.00"

In line 89 delete the figure "\$1,202,855.00" and insert in lieu thereof the figure "\$1,261,030.00"

In line 91 delete the figure "\$1,977,476.00" and insert in lieu thereof the figure "\$2,056,575.00"

In line 93 delete the figure "\$1,420,176.00" and insert in lieu thereof the figure "\$1,499,275.00"

In line 94 delete the figure "91,500.00" and insert in lieu thereof the figure "50,000.00"

In line 95 delete the figure "\$1,521,676.00" and insert in lieu thereof the figure "\$1,559,275.00"

In line 98 delete the figure "\$396,002.00" and insert in lieu thereof the figure "\$411,842.00"

In line 100 delete the figure "\$334,002.00" and insert in lieu thereof the figure "\$349,842.00"

In line 108 delete the figure "\$512,011.00" and insert in lieu thereof the figure "\$527,851.00"

In line 109 delete the figure "33,500.00" and insert in lieu thereof the figure "13,500.00"

In line 110 delete the figure "\$545,511.00" and insert in lieu thereof the figure "\$541,351.00"

In line 111a delete the figure "\$25,143,360.00" and insert in lieu thereof the figure "\$25,712,388.00"

For the Senate:

P. L. Foss
Elton W. Ringsak
George A. Sinner

For the House:

L. C. Mueller
Leonard Davis (Dunn)
Gilman Olson

Senator Foss moved that the report be adopted, which motion prevailed.

Senator Sinner: "Mr. President. I would like to have my remarks printed in the Journal. As you all know I held off signing the conference committee report on House Bill No. 501 for sometime. I did this for two reasons. The conference committee on House Bill No. 501 dealt specifically with an appropriation of \$39,000 for potato research. I held off concurrence with the rest of the committee for some time because of two things:

(1) I was still unhappy because of some of the things that had been said relative to the resolution requesting establishment of a Hold Point in the Fargo area. The appropriation to the grading station was clearly a debatable subject but it seemed inconsistent to me to have this appropriation denied and then to turn around and be asked to support one of only an accidental difference. I certainly agree that the appropriation for potato grading was valid and desirable and had I decided to not concur would have been to say that two wrongs make a right.

The second reason I delayed concurrence was because it had been pointed out to me that two teachers' college high schools, one at Minot, the other at Valley City, are receiving about twice as much per student payment from the state as any other high school in the state. I hoped that somehow something could be done to correct this inequity — but the problem proved to be far too complex. When I realized that this could only be taken care of at the next session I did concur."

The question being on the motion of Senator Foss that the report of the conference committee on House Bill No. 501 be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Bill No. 501 be deemed properly reengrossed and placed on second reading and final passage, as amended, in conference committee, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 501. A Bill for an Act making an appropriation for the general maintenance, plant improvements, and new buildings of the state institutions of higher learning of the State of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as

amended, in conference committee, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Strinden
Dahlund	Meidinger	Thompson
Erickson	Miller	Torgerson
Forkner	Morgan	Trenbeath
George	Mutch	Tuff
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteaman

Absent and not voting:

Foss	Roen	Van Horn
Mahoney		

So the bill passed and the title was agreed to.

Senator Meidinger: "I rise on a point of personal privilege, Mr. President, and I would like to have my remarks printed in the Journal. In regard to the Bank of North Dakota, Mr. President, Senate Bill No. 229, was held up some time and had several conference committees to determine whether we should take from the unallocated reserve in the Bank of North Dakota three and a half million or four million. I would just like to recite a few figures on behalf of the Senate. The earnings in the last biennium have been raised to \$5,400,000 plus. I have had some figures prepared for the last days of March 1960, 1961 and 1962. In 1960 the liabilities were 129 million, and the capital—surplus and unallocated reserves at that time were 13 million. In 1961 the liabilities were 120 million and the capital—surplus and unallocated reserves were \$14,974,067.86. In the spring of 1962 the liabilities had gone down to 115 million, capital—surplus and unallocated reserves have gone to \$17,586,482.29. Now the liabilities are smaller at this time than they have been for a long length of time and the capital—surplus and unallocated reserves are perhaps the largest they have been in history. The state average for the last year for all state and national banks in the state was approximately 9.08 percent for capital—surplus and unallocated reserves. On this same date the reserves in the Bank of North Dakota were 15 percent. I believe as a Board of Directors we have been an excellent Board and have made a reasonable transfer.

I believe this proves we have not exceeded ourselves too much in so appropriating four million dollars out of this \$5,400,000.00."

MOTION

Senator Holand moved that the Senate do request of the Board of Administration that they make room G-4 available to the State Tax Department during the interim, and that the President be directed to so advise them of this

request in the event that this move is feasible, which motion prevailed.

Senator Holand: "Mr. President. I should like to say one other thing for the record. Some weeks ago, Mr. President, we were told that our desk reporter would of necessity have to be back in her home community about a week ago in order to meet commitments that she had there in her duties as court reporter. We have been successful in prevailing upon her to remain for these extra days. I am sure that she has been most willing to do this but it would not have been possible if she had not received the fine cooperation of her boss, Judge Heen, and I should like the Senate to go on record at this time expressing our appreciation to both Dagny Olson and to Judge Heen for this consideration, and I so move."

The question being on the motion of Senator Holand, which motion prevailed.

ELECTION OF PRESIDENT PRO TEM FOR THE INTERIM

Senator Holand: "Mr. President, normally it has been the practice to wait for the sixtieth day before we turn to another pleasant task that must be performed here in the Senate but perhaps it would not be in error to do this today at this time while we have a little time on our hands. I am referring now to the election of the person who will serve as President Pro Tem for the Interim. It is a distinct pleasure for me to be in the position of making this nomination, and when I do it brings to mind a very interesting memory. In 1955 I believe there were four of us Republicans who came into the Senate as new members. They were Senators Doland of Kenmare, Nelson from Ward, Senator Hernet and myself. Two of us have survived this through the entire period of time. Since we are now in the position of being the next oldest in line of service eligible for consideration for the office of President Pro Tem of the Senate for the Interim. Senator Hernet and I, of course, have been campaigning all day, and you can see at the moment because of the fact I am up here that he has been successful. Mr. President, it is a real honor for me at this time to place in nomination for the office of President Pro Tem for the Interim the name of a man for whom I have the highest regard and respect, a man whom it has been my pleasure now to serve in this assembly with for five consecutive sessions, — the Honorable Gail Hernet."

Senator Redlin: "Mr. President, it has also been the custom for the minority faction to place in nomination the name of a gentleman before this body for the office of President Pro Tem for the Interim period. It is my privilege to place in nomination the name of a man who has had considerable experience in public life, who has been a judge of the war crimes overseas, who has had considerable experience as a practicing lawyer in the State of North Dakota, who has served for two sessions in this body and who has shown great competence in that service. He has proven himself to be a man of firm convictions and great ability. This man was born in Dickinson, North Dakota, and practiced law for some time at Bowman.

It is my privilege and pleasure to place in nomination for

the office of President Pro Tem for the Interim, the Honorable William Reichert, State Senator."

Senator Brooks moved that nominations be closed, which motion prevailed.

ROLL CALL

The question being on election of President Pro Tem for the Interim, the roll was called. Reichert, 10; Hernet, 33; absent and not voting, 6.

Those voting for Hernet:

Baeverstad	Holand	Nelson
Baker	Kautzmann	Reichert
Beck	Kee	Ringsak
Becker	Kisse	Robinson
Brooks	Kjos	Sanford
Chesrown	Lips	Saumur
Dahlund	Longmire	Sorlie
Erickson	Luick	Torgerson
Forkner	Miller	Trenbeath
George	Morgan	Wadeson
Harris	Mutch	Wartner

Those voting for Reichert:

Berube	Redlin	Thompson
Bopp	Sinner	Tuff
Hernet	Solberg	Witterman
Kamrath		

Absent and not voting:

Foss	Meidinger	Strinden
Mahoney	Roen	Van Horn

So Senator Gail Hernet was declared elected President Pro Tem for the Interim:

Senator Hernet: "Mr. President. Members of the Senate and Senator Holand. Thank you very much for those kind words. This is a great honor and privilege for me to serve as your President Pro Tem for the Interim. I am sorry the legislature has not seen fit to provide for an emolument for the office. If that would have been probably I would not be worrying about what I am going to do for the next two years. Seriously though it is an office which I hope I never have to act in any official capacity as President Pro Tem, but it is an honor which I very much appreciate. I am not going to take any more of your time here today in making a speech because I know that everybody is tired of hearing speeches and are hoping to get the report on Senate Bill No. 39 pretty soon so that we can go home. Thank you very much."

Senator Reichert: "Mr. President. I want to thank you Senator Redlin for the honor of being nominated for President Pro Tem for the Interim. I am quite accustomed to lose out at elections, so I am not too disappointed, and as far as Senator Hernet is concerned, it could not have happened to a finer person."

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 1, and adopted the conference committee report on House Bill No. 501.

The Vote on House Bill No. 501:

45 ayes
0 nays
4 absent

HOWARD F. DOHERTY, Secretary.

REPORT OF A SELECT COMMITTEE

Senator Holand moved that the reading of the amendments to Senate Bill No. 39 be dispensed with, which motion prevailed.

Mr. President: Your conference committee to whom was referred Senate Bill No. 39 has had the same under consideration and recommends that the House and Senate recede from their amendments and that the bill be further amended as follows:

In line 5 of the title delete the word "nonresident"

In line 33 following the word "nonresident" insert the words "during the period beginning August 1, 1963, and ending September 30, 1965"

In line 44 after the period insert the words "after September 30, 1965, the term "nonresident" as used in subsection 1 of section 57-38-59, subsections 1, 2, and 3 of section 57-38-60, and in section 57-38-62 shall mean any employee as defined in subsection 2 of this section."

In line 56 delete the words "provided that no employer shall be"

Delete all of lines 57, 58, 59, and 60 and insert in lieu thereof "in addition, any employer may elect to deduct and withhold prior to October 1, 1965, the amount of tax as prescribed herein from the wages of any employee."

In line 93 following the period insert the following: "The provisions of this subsection shall be effective for the period beginning August 1, 1963, and ending September 30, 1965, both dates inclusive.

5. On or before the date of the commencement of employment with an employer, the employee shall furnish the employer with a signed withholding exemption certificate relating to the number of withholding exemptions which he claims, which shall in no event exceed the number to which he is entitled. The certificate shall be in such form and shall contain such information as the tax commissioner shall prescribe. The furnishing of such certificate or a new certificate if the exemption status of the employee changes, the time for furnishing the certificate and the time it shall take effect shall be governed by the similar provisions of the United States Internal Revenue Code of 1954, as amended."

In line 198 delete the word "their" and insert in lieu thereof the word "his"

In line 201 delete the word "their" and insert in lieu thereof the words "his estimated tax on"

In line 203 delete the word "sixty" and insert in lieu thereof the word "forty"

In line 229 delete the word and numeral "December 31" and insert in lieu thereof the word and numeral "July 31"

In line 229 delete the period following the numeral "1963" and insert the words "as to nonresident employees and non-

resident taxpayers and shall become effective as to all employees and taxpayers as to wages paid and income received after September 30, 1965. Nonresident taxpayers shall on or before September 15, 1963, file the declaration of estimated tax and shall make payment of no less than one-sixth of the tax due thereon with the state tax commissioner; the balance of any tax due shall be paid on or before January 15, 1964."

Renumber the lines accordingly.

For the Senate:

E. C. Becker, Jr.
H. B. Baeverstad
Iver Solberg

For the House:

Donald Halcrow
Arne Dahl
Wilfred Collette

Senator Becker moved that the report be adopted, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 39 be deemed properly reengrossed and placed on second reading and final passage, as amended in conference committee, which motion prevailed.

Senate Bill No. 39. A Bill for an Act creating and enacting sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, and 57-38-64 of the North Dakota Century Code, relating to withholding of income taxes from wages of employees, declaration and payment of estimated income, amendment of declaration, and providing an effective date and penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in conference committee, the roll was called and there were ayes, 35; nays, 6; absent and not voting, 8.

Those voting in the affirmative were:

Baeverstad	Kautzmann	Sanford
Baker	Kee	Saumur
Becker	Kisse	Sinner
Berube	Kjos	Solberg
Bopp	Longmire	Sorlie
Chesrown	Luick	Thompson
Dahlund	Morgan	Torgerson
Forkner	Nelson	Tuff
Harris	Redlin	Wadeson
Hernett	Reichert	Wartner
Holand	Ringsak	Witteman
Kamrath	Robinson	

Those voting in the negative were:

Beck	Lips	Mutch
Erickson	Miller	Trenbeath

Absent and not voting:

Brooks	Meidinger	Strinden
Foss	Mahoney	Van Horn
George	Roen	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 39 and the bill passed by a vote of 87 ayes, 10 nays, and 15 absent and not voting.

GERALD L. STAIR, Chief Clerk.

FIRST READING OF A SENATE CONCURRENT
RESOLUTION

Senator Holand asked the consent of the Senate to introduce Senate Concurrent Resolution "DDD", which request was granted.

Senator Holand introduced:

Senate Concurrent Resolution "DDD". A concurrent resolution requesting the emergency commission to comply with and honor any reasonable request of the tax department for funds necessary to carry out its duties.

Was read the first time.

Senator Holand moved that Senate Concurrent Resolution "DDD" be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION "DDD"

Introduced by Senator Holand

A concurrent resolution requesting the emergency commission to comply with and honor any reasonable request of the tax department for funds necessary to carry out its duties.

1 WHEREAS, the Thirty-Eighth Legislative
2 Assembly during the closing hours of the session
3 has imposed numerous additional duties upon the
4 state tax department; and
5 WHEREAS, it appears that the
6 tax department appropriation will not be adequate
7 to allow full compliance with such additional
8 duties, but limited time does not permit the
9 legislative assembly to properly evaluate or
10 foresee or determine the necessary amount of
11 additional funds;

12 NOW, THEREFORE, BE IT RESOLVED BY THE
13 SENATE OF THE STATE OF NORTH DAKOTA,
13a THE
14 HOUSE OF REPRESENTATIVES CONCURRING
15 THEREIN:

16 That the emergency commission is hereby
17 respectfully requested to comply with and honor
18 any reasonable request of the state tax department
19 for any additional funds necessary to adequately
20 carry out its duties in making plans and prepara-
21 tions for carrying out new duties to be imposed by
22 law during the biennium beginning July 1, 1963; and
23 BE IT FURTHER RESOLVED, that the secretary
24 of state is hereby directed to present a copy of this
25 resolution to the emergency commission.

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolution "DDD" be placed on second reading and final passage, as amended, which motion prevailed.

**SECOND READING OF A SENATE
CONCURRENT RESOLUTION**

Senate Concurrent Resolution "DDD". A concurrent resolution requesting the emergency commission to comply with and honor any reasonable request of the tax department for funds necessary to carry out its duties.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution "DDD" be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on Senate Bill No. 360 and the bill was then passed by a vote of 62 ayes, 36 nays, and 14 absent and not voting, and also adopted the conference committee report on Senate Bill No. 1 and the bill was then passed by a vote of 92 ayes, 6 nays, and 14 absent and not voting.

GERALD L. STAIR, Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 39.

HOWARD F. DOHERTY, Secretary.

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution "DDD"

Which the Senate has passed and your favorable consideration is requested.

HOWARD F. DOHERTY, Secretary.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 501 and the bill then passed.

GERALD L. STAIR, Chief Clerk.

Senator Holand moved that after the reading of House Bill No. 889 that the Senate adjourn, which motion prevailed.

HOWARD F. DOHERTY, Secretary.

SIXTIETH DAY

Bismarck, March 8, 1963

The Senate convened at 2:00 p.m., the President presiding. Prayer by Chaplain Wm. R. Lindsay, First Presbyterian, Bismarck.

Roll call: All Senators present except Senators Foss, George, Mahoney, Meidinger, Roen, Strinden, Van Horn.

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 fifty-eighth day after recess and fifty-ninth day and recommends that the same be corrected as follows:

On page 843, at the bottom of the page, delete the following: "House Bill No. 540".

On page 845, delete line 23, and in line 33, delete the second "and".

On page 866, correct the spelling of the word "acknowledged".

On page 872, in line 8, correct the spelling of the word "vehicle", and in line 27, correct the spelling of the word "ENACTED".

On page 875, in line 17, delete the word "regulation" and insert in lieu thereof "regulating".

On page 888, in line 39, correct the spelling of the word "mobile".

On page 898, in line 7, after the word "President", insert the words "Pro Tem".

On page 904, in line 10, correct the spelling of the word "enter-".

On page 912, in line 39, correct the spelling of the word "Concurrent".

On page 912, in line 40, correct the spelling of the word "consideration".

On page 913, in line 22, delete the letters "JJ" and insert in lieu thereof the letters "QQ".

On page 924, after the last line, insert the following:

"MESSAGE TO THE HOUSE"

Bismarck, March 7, 1963

"Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Concurrent Resolution "A".

HOWARD F. DOHERTY, Secretary."

On page 927, delete line 27.

On page 947, in line 33, delete the word "no" and insert in lieu thereof the word "not".

On page 958, in line 38, correct the spelling of the name "Streibel".

On page 960, in line 33, correct the spelling of the word "division".

On page 967, in line 3, correct the spelling of the word "authorizing", and in line 32 after the word "to" insert the following: "and the emergency clause carried."

On page 979, in line 4, correct the spelling of the name "Baker".

On page 984, in line 48, correct the spelling of the word "cautious".

On page 986, in line 34, delete the number "26" and insert in lieu thereof the numeral "28".

On page 1010, in line 23, delete the word "House" and insert in lieu thereof the word "Senate".

On page 1013, delete the word "it" and insert in lieu thereof the word "is".

On page 1018, in line 37, correct the spelling of the name "Bopp".

On page 1020, in line 36, correct the spelling of the word "Revenue".

On page 1009, in line 51, after the word "study" insert the words "Welfare Programs".

On page 1015, in lines 41 and 42 delete the names 'Morgan and Kamrath' and insert in lieu thereof the names "Erickson and Van Horn".

On page 1056, in line 6, correct the spelling of the word "receive", and in line 23, delete the letter "a" and insert in lieu thereof the word "as".

On page 1073, line 40, delete the word "not".

On page 1079, in line 12, delete the word "that".

On page 1081, line 34, correct the spelling of the word "sacred".

On page 1085, in line 28, delete the comma after the word "county" and insert a period, and delete the balance of the line.

And when so corrected recommends that the same be approved.

SENATOR KISSE, Chairman.

Senator Kisse moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Concurrent Resolution "DDD"

Which the House has passed unchanged.

GERALD L. STAIR, Chief Clerk.

SECOND READING OF A HOUSE BILL

House Bill No. 889. A Bill for an Act directing the payment of expense allowance to members of the Thirty-Eighth Legislative Assembly, and directing payments to certain legislative employees, and declaring an emergency.

Which has been read.

Senator Wartner moved that House Bill No. 889 be amended as follows:

In line 7 delete the word "sixty" and insert in lieu thereof the word "eighty"

Delete all of lines 32 through 90 and insert in lieu thereof the following:

32	Gerald L. Stair, Chief Clerk	\$225.00
33	Monty C. Burke, Assistant Chief Clerk	162.00
34	Ruth Smith, Desk Reporter	225.00
35	Leo Leidholm, Bill Clerk	135.00
36	Arthur Laske, Sergeant-at-Arms	108.00
37	Shirley W. Lee, Chief Page	99.00
38	Esther McMullen, Page	99.00
39	Florence Nemer, Secretary to Speaker	135.00
40	Cora Essington, Chief Steno & Payroll Clerk	180.00
41	Eileen Yeiter, Asst. Chief Steno	144.00
42	Leo Bergeron, Calendar Clerk	135.00
43	Alfred Hetland, Bill Room Clerk	90.00

44	Jane Harrison, Telephone Clerk	90.00
45	Betty Warner, Telephone Clerk	90.00
46	John H. Formo, Enrolling & Engrossing Clerk ..	126.00
47	Cora Jean Kleppe, Enrolling & Engrossing Cl. ..	126.00
48	Enola Eck, proofreader	108.00
49	Maude Grambs, Proofreader	108.00
50	Ica Saxvik, Postmistress	90.00
51	Jean Otteson, Chief Committee Clerk	135.00
52	Harriet N. McClelland, Committee Clerk	126.00
53	Doris M. Thomas, Committee Clerk	126.00
54	ElaNor Weber, House Appropriations Clerk	135.00
55	Ed. Haag, Chief Mail Room Clerk	117.00
56	Wilhelm Urlacher, Mail Room Clerk	90.00
57	Delano Wawers, Page	99.00
58	Douglas Rose, Floor Clerk	99.00
59	Mary E. Schmidt, Stenographer	126.00
60	August Kollmann, Cloak Room Attendant	90.00
61	Wilbur Tracy, Public Address System Operator ..	117.00
62	SENATE	
63	Howard F. Doherty, Secretary of Senate	225.00
64	Arthur Herk, Assistant Secretary of Senate	180.00
65	Dagny Olson, Desk Reporter	225.00
66	J. Vernon Asheim, Bill Clerk	153.00
67	A. E. Bradley, Sergeant-at-Arms	108.00
68	William A. Campbell, Page & Supervisor of Personnel	162.00
69	Edna Mae Bohe, Page & Bill Book Attendant ..	99.00
70	Lyman Lee, Calendar Clerk	135.00
71	G. R. Gilbreath, Enrolling & Engrossing Clerk ..	126.00
72	Vonny Mushik, Enrolling & Engrossing Clerk ..	126.00
73	Martin Kilwein, Bill Room Attendant	90.00
74	Robert Dahl, Mail Room Clerk	90.00
75	Jacob Hoffert, Bill Book Attendant	99.00
76	Agnes Ellwein, Stenographer	126.00
77	Rebecca Quanrud, Chief Steno. & Payroll Clerk ..	180.00
78	Gerald F. Schafer, Committee Clerk	126.00
79	Pearl A. Engen, Committee Clerk	126.00
80	Myrtle Steen, Approp. Committee Clerk	135.00
81	Celia Fowler, Telephone Attendant	108.00
82	Helen Eckmann, Asst. Telephone Attendant	99.00
83	Effie Hamry, Postmistress	108.00
84	William S. Brown, Messenger to Governor	99.00
85	Marion I. Walter, Floorleaders' Clerk	126.00
86	Mrs. Mary Upham, Proofreader for the Journal ..	108.00
87	Arndt Erickson, Proofreader for the Journal	108.00
88	Donna M. Heisler, Secretary to President	135.00
89	E. Wilson Willoughby, Cloak Room Attendant ..	90.00

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 889 be placed on second reading and final passage, as amended by the Senate, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 889. A Bill for an Act directing the payment of expense allowance to members of the Thirty-Eighth Legislative Assembly, and directing payments to certain legislative employees, and declaring an emergency.

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:

Baeverstad	Kamrath	Ringsak
Baker	Kautzmann	Robinson
Beck	Kee	Sanford
Becker	Kisse	Saumur
Berube	Kjos	Sinner
Bopp	Lips	Solberg
Brooks	Longmire	Sorlie
Chesrown	Luick	Thompson
Dahlund	Miller	Torgerson
Erickson	Morgan	Trenbeath
Forkner	Mutch	Tuff
Harris	Nelson	Wadeson
Hernett	Redlin	Wartner
Holand	Reichert	Witteman

Absent and not voting:

Foss	Meidinger	Strinden
George	Roen	Van Horn

Mahoney

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Holand moved that the vote by which House Bill No. 889 was passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 889

Which the Senate has amended.

HOWARD F. DOHERTY, Secretary.

PERSONAL PRIVILEGE

Senator Thompson: "We Democrats, and we hope all responsible legislators, would like to make a statement regarding the work of the North Dakota State Highway Department.

Once or twice during this session it has been suggested that the highway department has done a less than satisfactory job. We want it known that we are proud of the work that the highway department has done under the administration of Walt Hjelle, R. E. Bradley, Joe Lamb and the others in charge there.

These people have succeeded during the first biennium of their administration in balancing the budget. This is the first time the budget of that department has been balanced in several bienniums.

The motives for the badgering that has gone on are certainly subject to question. We support the regular and detailed studies of the various departments of government. When real mistakes are found they should be corrected by the most direct and forthright method available. However, the hearing held with the Highway Department clearly showed that the administration of that department is highly competent, and that they are conducting their department in a business-like way.

What we decry is irresponsible sniping that too often is motivated by personal feelings. It too often results in a less than complete and true presentation of the facts. This injection of personal emotion can also result in undignified tactics and slurs that certainly are not in the best tradition of American political parties or the statesmen that represent them.

We say again that we are proud of the State Highway Department's record and we feel that the people responsible for that outstanding record can also be justly proud.

There is no other department in our government which has shown a solid improvement these past two years as has the North Dakota Highway Department. The economics achieved in strict adherence to competitive bidding have been dramatic. The modernization of fiscal control within this department makes it an outstanding example for other departments. The balancing of this department's budget to eliminate a \$3,000,000.00 deficit spending program of only two years ago was accomplished without losing any federal funds through matching.

REPORTS OF A STANDING COMMITTEE

The Committee on Engrollment and Engrossment respectfully reports that:

Senate Bill No. 17
Senate Bill No. 19
Senate Bill No. 104
Senate Bill No. 187
Senate Bill No. 352
Senate Bill No. 358
Senate Bill No. 359
Senate Bill No. 361

Were delivered to the Governor for his approval at the hour of 11:50 oclock a. m., March 9 (18) 1963.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "T"
Senate Concurrent Resolution "Y"
Senate Concurrent Resolution "FF"
Senate Concurrent Resolution "KK"
Senate Concurrent Resolution "JJ"
Senate Concurrent Resolution "AAA"
Senate Concurrent Resolution "BBB"

Were delivered to the Secretary of State at the hour of 11:50 o'clock a. m., March 9 (18), 1963.

SENATOR HARRIS, Chairman.

MESSAGE FROM THE HOUSE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 889.

GERALD L. STAIR, Chief Clerk.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 50

And finds the same correctly re-engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 229

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 505

House Bill No. 506

House Bill No. 580

House Bill No. 719

House Bill No. 750

House Concurrent Resolution "B"

House Concurrent Resolution "H"

House Concurrent Resolution "I"

House Concurrent Resolution "A-1"

House Concurrent Resolution "E-1"

House Concurrent Resolution "A-2"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 505

House Bill No. 506

House Bill No. 580

House Bill No. 719

House Bill No. 750

House Concurrent Resolution "B"

House Concurrent Resolution "H"

House Concurrent Resolution "I"

House Concurrent Resolution "A-1"

House Concurrent Resolution "E-1"

House Concurrent Resolution "A-2"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

MESSAGE TO THE SENATE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to transmit:

House Bill No. 559

House Bill No. 781

House Concurrent Resolution "B-2"

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 559

House Bill No. 781

House Concurrent Resolution "B-2"

And the President signed the same in the presence of the Senate :

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 559

House Bill No. 781

House Concurrent Resolution "B-2"

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 50

Senate Bill No. 229

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 50

Senate Bill No. 229

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 50

Senate Bill No. 229

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 27

Senate Bill No. 234

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

REPORTS OF A STANDING COMMITTEE

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills:

Senate Bill No. 39

Senate Bill No. 360

And finds the same correctly engrossed and enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bill:

Senate Bill No. 1

And finds the same correctly re-engrossed.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following resolution:

Senate Concurrent Resolution "DDD"

And finds the same correctly enrolled.

SENATOR HARRIS, Chairman.

Senator Harris moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 1

Senate Bill No. 39

Senate Bill No. 360

Senate Concurrent Resolution "DDD"

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1

Senate Bill No. 39

Senate Bill No. 360

Which the President has signed and your signature is respectfully requested.

HOWARD F. DOHERTY, Secretary.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to return:

Senate Bill No. 1

Senate Bill No. 39

Senate Bill No. 360

Senate Concurrent Resolution "DDD"

Which the Speaker has signed.

GERALD L. STAIR, Chief Clerk.

House Chamber

Bismarck, March 8, 1963

Mr. President: I have the honor to transmit:

House Bill No. 501

House Bill No. 889

Which the Speaker has signed and your signature is respectfully requested.

GERALD L. STAIR, Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 501

House Bill No. 889

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 8, 1963

Mr. Speaker: I have the honor to return:

House Bill No. 501

House Bill No. 889

Which the President has signed.

HOWARD F. DOHERTY, Secretary.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 1

Senate Bill No. 39

Senate Bill No. 360

Were delivered to the Governor for his approval at the hour of 4:00 o'clock.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 27

Senate Bill No. 50

Senate Bill No. 229

Senate Bill No. 234

Were delivered to the Governor for his approval at the hour of 4:00 o'clock.

SENATOR HARRIS, Chairman.

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution "DDD"

Was delivered to the Secretary of State for his approval at the hour of 4:00 o'clock.

SENATOR HARRIS, Chairman.

MOTION

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

APPOINTMENT OF RESEARCH COMMITTEE MEMBERS

Lt. Governor: 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 Longmire, Becker and Luick, and on the minority faction Senators Redlin and Thompson.

APPOINTMENT OF MEMBERS TO BUDGET BOARD

Lt. Governor: At this time I would like to announce that the chair will appoint on the majority faction for the Budget Board, Senators Holand, and Sorlie, and on the minority faction Senator Bopp.

APPOINTMENT ON COMMITTEE ON AUDITS
AND FISCAL REVIEW

Lt. Governor: At this time I would like to announce that the chair will appoint on the majority faction for the com-

mittee on Audits and Fiscal Review, Senators Erickson, and Lips, and on the minority faction, Senator Van Horn.

GIFT PRESENTATIONS

Senator Becker: "Mr. President, according to custom and tradition, I move that the rules be suspended and that we devote the next few minutes to honoring the leaders for the difficult task that has been accomplished under their leadership during this legislative session."

The question being on the motion of Senator Becker, which motion prevailed.

Senator Becker: "Mr. President, I request that you recognize Senator Wartner."

Senator Wartner was recognized by the President and made the following presentation:

Senator Wartner: "Mr. President, I deem it an extreme privilege to represent this body of patient, hardworking and dedicated men, who have given of their time and talents for the best interests of North Dakota. It is also a personal privilege, in making this presentation, as you and I together with a number of our colleagues gained our spurs in the Senate in 1957. Yes, and it is in this body that our father's served Wells County.

We have had our moments of humor and fun, even of sadness, but through it all was entwined the serious business at hand, with a desire of each legislator to perform his task in bringing about the best legislation possible for our people. Irrespective of the heat of the day, the involved procedural hazzle we might be in, the tediousness of the moment and tiredness of each of us, you Mr. President, with your quiet, gentle manner, have conducted yourself with the utmost decorum, making sure that each and every member was fairly treated in accordance with all rules, regulations and of fair play. We want you to know that this is most appreciated, which indicates your stature as a gentleman and leader.

So in bringing this session to a close may we wish you godspeed, and a most happy and fruitful 1963-64 as our Lieutenant Governor."

Lieutenant Governor Wenstrom: "Thank you, most sincerely for your kind words, Senators Wartner — surely, this cannot all be true. We all do have a certain amount of ego; I must, therefore, be honest and admit your words were wonderful to hear.

It has been a great honor and a privilege of the first order to be your Presiding Officer during the past two months. 60 days — each with some new happening to make it different, to keep it separate and apart from the others.

In looking back to that first day, January 8th, when I took the Oath of Office to become your Lieutenant Governor and President of the Senate, administering the Oath of Office was the Honorable James Morris, Chief Justice of North Dakota Supreme Court. Looking back to the early 20's, James Morris was then the States Attorney in Foster County. He is an ardent baseball fan, and used to provide transportation for our ball club. I am confident that neither he nor I were at that time blessed with imagination enough, to think that he would some day become Chief

Justice of the North Dakota Supreme Court, and would in that capacity, administer the Oath of Office to his, then first baseman, in order that he could become Lieutenant Governor of North Dakota. Happenings such as this can only come about in this great country in which we live.

Serving on the Committee of Committees has been a great experience. The changing of the time of meeting of the Committee on Appropriations from a night time to a day time hour of meeting was a major step in improving the working hours, both for the Legislators themselves, and for those citizens wishing to appear at hearings. In making this change, you members of the Senate were most cooperative. Committee Chairmanships, and other important committee seniorities were sacrificed, in order that the "cloth might be tailored to fit". This same spirit, this same feeling of desire, to assist in every possible way to get the job done, has been prevalent throughout the session. Many times during debate on the Senate floor, I have thought of the many Senators of past assemblies, that also found themselves privileged to sit in this Chamber. You and I know that other Presiding Officers in years gone by have had outstanding groups of Senators to work with. I know, however, that no President of the Senate has been privileged to work with a finer or more dedicated group of Senators and a more loyal and industrious desk force than those making up the Upper House of the 38th Legislative Assembly. Thank you."

Senator Becker: "Mr. President, I now request that you recognize Senator Baker."

Senator Baker was recognized by the President and made the following presentation:

Senator Baker: "Mr. President, this evening it is my happy duty to make some remarks in connection with the presentation of a token of the appreciation of this body to Senator Harry W. Wadeson of the 11th district who has served as interim President Pro Tempore during the past interim. . .

I say this is a happy duty because it has been my pleasure to serve with Senator Wadeson in this Legislature, on both sides of the Hall now for a total of five sessions . . . I have observed at first hand the outstanding record of service to the people of North Dakota that has been rendered by our good friend Harry . . . Senator Wadeson is not given to the kind of outbursts that get much attention in the press. In committee and on the floor, however, his sound common sense is expressed at frequent intervals in a way that more often than not clears the air and puts a question in the proper perspective for the rest of us.

Senator Wadeson also contributes much to the esprit de corps of the legislative body in which he sits by his perseverance at times of stress and his patience in pursuing a straight and narrow path toward good legislation no matter how difficult the pathway may become . . . I well recall a number of occasions when the easy way out was to throw in the towel and defer to the next legislature the solution of some particularly difficult problem . . . Harry Wadeson on most of these occasions could be counted upon to stick to it and finish the job if at all possible.

So I say, while I have not always been in complete agreement with Senator Wadeson during the last two

sessions, and was frequently in disagreement with him when we served in the House together, every action on his part, that I know about, was motivated by a consistent effort to serve the people of his district and of North Dakota.

I count it an honor to have been a member of the North Dakota Senate during the term when Senator Wadeson served as Interim President Pro Tempore and a double honor to have had the privilege of speaking now at a time when we extend to Senator Wadeson a token of our affection and appreciation."

Senator Wadeson: "Mr. President, I did not expect this. I want all the Senators to know that I appreciate all the kindnesses that you have extended towards me in this session of this legislature. I know that all of you have worked to the best interest of the State of North Dakota. We have all worked together — you have worked with me and I have worked with you and I certainly will never forget this session of the legislature. It has been wonderful. Everyone has been wonderful to me and I just do not know what to say other than to express my appreciation to each of you — to the President, the desk force and all the employees — everyone has been wonderful. Thank you a million."

Senator Becker: "Now, Mr. President, I ask that you recognize Senator Roen."

Senator Roen was recognized by the President and made the following presentation:

Senator Roen: "Mr. President and Members of the Senate.

It has been said, and in general it is true, that a politician is a "special breed" all its own. First, we must have an individual who has within him the desire to be of service to his fellow-man, to be devoted to a cause, and one who is willing to take a stand for what he believes in. This — in spite of the fact that friends and neighbors may disagree with him. Then he must be informed in many fields of government. He will, because of experience, background and education contribute more in certain "special" fields.

In order to be elected to any office, he must qualify in many ways as stated — education — be a leader in his community, be liked and accepted by his fellow man. It is one thing to run for an office, but it is quite another to be elected.

We have in Senator Roland Meidinger a man who has proven himself in every phase of the legislative procedure. He has proven beyond a doubt his ability to speak out fearlessly and with authority on any issue that he is concerned with. He has distinguished himself on the state level for his Party, and as chairman of the Education Committee of the Senate for several sessions. He has held many important offices of the Senate — including the Policy Committee, the Republican Caucus Chairman, and presently President Pro Tem, previous majority floor leader and minority leader. He is past president of GNDA and a leader in business and finance. Senator Meidinger, it is a pleasure to present you with this gift, a token of our appreciation."

Senator Meidinger: "Thank you, Senator Roen. Mr. President, Members of the Senate. I am deeply moved

by the very kind words of Senator Roen. You and I know that they are not all true but in the spirit of the occasion I suppose I had best accept them. I do very sincerely think you for this token of your appreciation. As I said when you elected me to the position of President Pro Tem, I hoped to do the best I knew how. I was very humble at that time and I feel the same now. This will probably be the longest talk I have ever made on the Senate floor. Many of you sometimes wonder why I have only uttered one or two sentences — that's about all I could think of at the time. Now I am going to ask your indulgence in bearing with me for a few moments, because, in the event I do not return, there are a few things I would like to say.

When I first came here my major interest was in two fields — one was economic development for the State of North Dakota, and the other was for improvement of our common school system, as well as my interest in higher education. I would say we have made tremendous strides in both of these cases and I would like to submit to you some of the really fine things we have done here — I may not be able to call the attention of this group again in regard to all of these things that we have done but I would like to tick off a few of them that went through my mind in the last few days —

Economic development — we have create the Economic Development Commission. We have a free port of entry law. We have made it possible for municipalities to bond themselves for commercial buildings. During the time I have been here the oil industry has developed. We have concerned ourselves with taxing and regulating it. I think that in the action we have taken in this respect we have done a wonderful job in this session. We have enacted volume freight rates and we have worked out a progressive income tax schdule upon which matter I have worked for many years.

In the field of education, my first concern was teacher qualifications — it took six years to get a two years teacher's certification for teaching in this state. The improvement has been tremendous. In the area of school re-organization we have done a tremendous job. We have made some progress in improving curriculum in our high schools. Our high school graduates can go into any other state and compete on an equal basis. We have carried on an intensive building program in our institutions of higher learning. If our enrollment continues you are going to be burdened again with the finding of money to continue the building program. We initiated the revolving fund program for school construction.

In the area of welfare we have also made progress. We have set up a fund to help in the construction of old peoples' homes. We have increased the payments for people who are getting unemployment benefits. We have increased the payments for those who are getting welfare payments, and we have increased benefits for those who are getting payments under the workmen's compensation program.

We have done a tremendous job in road building. We have practically rebuilt the primary road system. We have probably made as much progress as any other state in the union in the construction of the Interstate system. There has been considerable progress in the secondary

system and as you may know we have matched all the federal funds on the farm to market road program.

We have been concerned with agriculture. Some of the things we have done in this respect are the dairy laws we have enacted. We have provided a great deal more money for research programs. We have established the wheat commission. We have carried out the Brucellosis program.

I think we have made real progress. Those are a few of the things that have happened here during the years I have been here, and I want to thank all of the many fine people it has been my privilege to work with here, and with that thought in mind I certainly appreciate the efforts of those whom you are aware of. I would just like to mention some that most of you will remember, and who certainly I remember as the most colorful fellows that stand out — Reinhold Streibel, Joe Bridston, Clyde Duffy, Riley Morgan, Carrol Day, Orris Nordhougen, Walter Troxel, Milton Rue, Axel Olson and C. W. Schrock. Those men were all big men in their own right.

I want to say that it has been a pleasure to be a part of the men and women of the North Dakota Senate. I have become involved in many issues — many that I did not win — but in most of them I had a part. I would like to pay tribute to the men that I have been associated with in the North Dakota Senate — I don't recall that ever a man has lied to me — that is remarkable in any area of activity where men work. If I were to choose a fraternity of fellows to join in North Dakota it would be the North Dakota Senate. Thank you."

Senator Becker: "Mr. President, I now ask that you recognize Senator Thompson."

Senator Thompson was recognized by the President and made the following presentation.

Senator Thompson: "Mr. President, I am happy to be a substitute for Senator Van Horn here today, Senator Van Horn was not feeling well tonight and could not be here.

It is a real privilege to have been delegated the honor to extend this gesture of the esteem of this body to the ex-majority floor leader, Senator Hernet. Under his guidance this body did discharge its duties in a most efficient manner. He was fair and impartial to both the majority and minority, and I can truthfully say that Senator Hernet would never attempt to use his position for his own personal advantage. He always is courteous and considerate and did show firm qualities of leadership. As a member of the minority, I can say with complete sincerity that we were at all times fairly treated by Senator Hernet while floor leader and before in other sessions.

His combination of modesty and tolerance, blended with firm leadership, have been an example to us all.

In addition, as a member of the Legislative Research Subcommittee on taxation, I wish to commend Senator Hernet for the same type of conduct and work that he has exemplified on the Senate floor.

This gift is a small expression of our way of saying "Thank you" for a job exceedingly well done while he was majority floor leader, and as a Senator easy to work with in all our previous sessions together. The Senator is the kind of a guy that I look up and slap on the back when

I know we are at the same meeting anywhere in the country."

Senator Hernet: "Mr. President. Senator Thompson. I certainly appreciate those kind words. This is rather unexpected, truthfully too because as you know it was kind of an unusual situation with me this session — I don't know whether I am majority floor leader or what I am the last few weeks. I think any honor for being floor leader should go to Senator Holand and to Senator Becker and I do appreciate it. I appreciated it especially those first four weeks before I became ill. I appreciate the cooperation of the minority party and especially of Senator Redlin. I think among all the other peculiar things that have happened I think the most unusual is that this is the toughest session of any I remember since being in the legislature and I think we are about to solve our problems — not the way everybody would like to see them solved, but I think we are coming out of this as having done the job that the people of the state wanted us to do. Most of you in the majority party have heard me say this before but I think it should be brought out again that this seventeen million dollars or so we have talked about all session the biggest part of it has been the fourteen million dollar shortage or deficit in the equalization fund. The point I am trying to make is that I think the people of North Dakota expected us to come up here and find some source of revenue for the equalization fund. And I think we have done this job and if we had not done this the people would have been disappointed. I have appreciated working with all of you Senators. I hope that in a few months that I will be really back on my feet and I think I made most of my remarks the other day when I came back from the hospital, but I thank you all for your indulgence while I was absent."

Senator Becker: "Mr. President, I now ask that you recognize Senator Redlin."

Senator Redlin was recognized by the President and made the following presentation:

Senator Redlin: "Mr. President. It is my privilege to show our respect for Senator Holand.

Senator Holand, working with you in your capacity as acting majority floor leader is an enriching experience. I am sure that I speak for all the members of this body when I say that your work as majority leader has greatly strengthened the firm faith all of us have in this democratic form of government. You have demonstrated a profound respect for the processes of democracy. You have consistently protected the right of all members to be heard on matters before this Senate, yet you have not procrastinated in bringing your party and this Senate to the point of decision. This is a mark of capable leadership ability.

All of us have been inspired by your capacity to face up to problems and mold decisions.

Senator Holand, you are held in high esteem by all of us on both sides of the aisle and we present you with this gift as an expression of our respect and appreciation."

Senator Holand: "Mr. President, Members of the Senate. As you all know this is certainly an unexpected honor and responsibility which I have held this year during the

second half of the Thirty-Eighth Legislative Assembly — the long half that is.

I think you all know also that two years ago I stood at this very desk and said that I did not choose to return to the position of majority leader of the North Dakota Senate because I felt that I would rather now serve as a plain ordinary Senator and do some of the real work for which each and everyone of us has been sent here.

Current events and misfortune have placed this responsibility upon me again and I hope those words you have expressed, Senator Redlin, are a true expression of the group because I hope that I have at least discharged my duties to the best of my ability. No one in a position of leadership, however, can do well unless he has cooperation. At this point I want to express my deep appreciation first to the Republican members of the Senate. I want that expressed to each and everyone of you individually because each and everyone of you have been cooperative to the utmost, and I particularly want to express appreciation to our caucus chairman, Senator Meidinger, who has carried on the responsibility in that capacity in his own amicable way, and to Senator Becker who has been very, very helpful and cooperative in his capacity as assistant to the acting majority leader. In the way of cooperation to the gentlemen on the other side of the aisle I want to say to each and every one of you that I deeply appreciate the kind of cooperation that you have shown to me at this legislative session, and particularly to Senator Redlin and I may not need to express this to you because you and I understand each other I am sure, but I want you to know that I hold you in the highest regard — your attitude, your sense of responsibility and all of these virtues of which you have so many, I hold in very high regard.

I am sorry, members of the Senate, that Senator Hernet became incapacitated and was not able to continue his duties as majority leader. I know, and you know, that he would have been an outstanding leader, as he so ably demonstrated during the first part of the session, and that he would have carried this position with the highest honor and responsibility. Senator Hernet, I truly regret that you were unable to do this due to your physical incapacity.

Now, Gentlemen, at the risk of repeating myself again, when I return to the Senate two years from now I do not wish to serve as majority leader. In this connection I have this suggestion, however, and that is that perhaps we should administer physical examinations to each of the applicants so that we may be sure that this situation will not repeat itself again.

Governor Wenstrom, of course I want to express my appreciation to you. The words that have been said about you here tonight reflect exactly my feeling about the manner in which you have conducted the business of the Senate.

I do wish to express to Dagny, Howard, Art and Vern, appreciation for the exceptionally fine job that you have done, and to the stenographers and other employees of the Senate. To the committee chairmen especially for the outstanding work they have done in the discharge of their duties and handling the bills they have processed through their committees, and last but certainly not least

to Emerson Murray and the members of the LRC staff who as usual have been standing by to assist us in every moment of need during these busy days. Thank you all very much."

Senator Becker: "As Assistant Majority Floor Leader, according to custom, it is my privilege to present a gift from the entire Senate to the Minority Floor Leader. I have known Senator Redlin ever since the 1959 session. I recognize him as a man of legislative ability, a man who has displayed a character that lends itself well to the disciplines of politics in the process of legislation. He has demonstrated this particular ability often during this session in which he has served as Minority Floor Leader. I respect him for this talent, as I know the rest of the majority and the minority respect him.

There are many other nice things I could say about you, Senator Redlin, that I know the entire Senate would concur in. However, let it suffice for me to say that this gift is a token of the esteem of all of the members of the Senate."

Senator Redlin: "Mr. President, Thank you, Senator Becker. Thank you, Members of the Senate. Senator Becker and I have probably been a bit closer because of the fact our counties have respective problems every two years in dealing with this matter of oil tax distribution, and I think it is quite fitting that we both have a part in this. I appreciate your statements. I only hope that I can live up to a small portion of the things you have expressed. I have been impressed by the sincerity and dedication that has been shown by each and every member on both sides of the aisle. One American has said "patriotism is the steady, tranquil dedication of a lifetime" and these words are well spoken. I have now spent 180 days, give or take a day or two, in this Senate in three sessions. I believe that this is the high point in my experience for watching citizens in a democracy with a deep sense of responsibility working together to get the job done. I would be negligent in my duty if I did not say a word to my own troops — I want to thank you, gang, for being so loyal, for being so dedicated and forgiving as you have been.

I particularly want to thank my assistant, Senator Van Horn, who is not feeling well tonight and could not be here, but I am hoping Miss Olson is taking my remarks down because I don't have anything but a few scraps of notes.

I have appreciated, Mr. President, the manner in which you have so zealously protected the rights of the minority — the minority is not as large as we wish it might have been.

I want to point out that we are deeply fortunate this session in that we are using a system which grew out of an idea of Senator Hernetts, in that we have a running account of where we are, practically every day of the session. We have gleaned out men such as a former Senator who preceded me, Ralph Dewing, and C. Emerson Murray, to see to it that we knew at all times how we stood on appropriations and other matters. I think that is an important step. I hope that it is continued in the future by the Senate. I am very grateful to Senator Holand, Senator Hernetts, Senator Becker, for the fair and honest

manner you have dealt with me. I know that on many occasion you had the troops and were able to send them in, but at all times you have kept us informed as to what the procedure was, so that our rights were at all times protected. We appreciate it. We think your actions have led to the improvement of our State and our Nation. Thank you"

Presentations were then made by the Secretary to all the members of the Committee on Employment from the Senate Employees, and a presentation was made by Senator Ringsak, on behalf of the employees, to the Secretary.

Senator Holand moved that the President appoint a committee of three to inform the Governor that the Senate has finished its business and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators Wadeson, Luick and Redlin.

Senator Holand moved that the President appoint a committee of three to inform the House of Representatives that the Senate had finished its business and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators Baker, Sorlie and Witteman.

Senator Wadeson announced that the committee appointed to inform the Governor that the Senate had finished its business and is about to adjourn sine die, had completed its assignment and asked that the committee be discharged, which request was granted.

Senator Baker announced that the committee appointed to notify the House of Representatives that the Senate had finished its business and is about to adjourn sine die, had completed its assignment and asked 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 Hernet moved that the Senate adjourn sine die, which motion prevailed.

And the Senate stood adjourned sine die, pursuant to the motion of Senator Hernet.

HOWARD F. DOHERTY, Secretary.

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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.

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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, equipment, and miscellaneous items of the School for the Blind at Grand Forks, North Dakota, and declaring an emergency.

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Introduction, first reading, 37.
 Referred to Committee on Appropriations, 37.
 Reported back, amended, 194, 195.
 Amendments adopted, 215.
 Engrossed, 239.
 Second reading, 250, 790.
 Final passage, 251, 790.
 To House, 264, 947.
 Returned to Senate, amended, 725.
 Senate concurs, 790.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage as amended by House, 790.
 Re-engrossed, 866.
 Enrolled, 867.

Signed by President, 946.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.

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, 37.
 Referred to Committee on Appropriations, 37.
 Reported back, do pass, 127.
 Second reading, 155.
 Final passage, 155.
 To House, 173, 456.
 Returned to Senate, 388.
 Enrolled, 412.
 Signed by President, 444.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 534.

Senate Bill No. 10—(Committee on Appropriations)

Senate Bill No. 10. A Bill for an Act making an appropriation for the general maintenance and operation of the Tag and Sign Plant at the State Penitentiary.

Introduction, first reading, 37.
 Referred to Committee on Appropriations, 37.
 Reported back, do pass, 127.
 Second reading, 155, 927.
 Final passage, 156, 928.
 To House, 173, 419, 961.
 Returned to Senate, 388.
 Request return from House, 418.
 Returned to Senate, amended, 874.
 Senate concurs, 927.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 927.
 Engrossed, 959.
 Enrolled, 959.
 Signed by President, 961.
 Returned to Senate, Signed by Speaker, 989.
 Sent to Governor, 990.

Senate Bill No. 11—(Committee on Appropriations)

Senate Bill No. 11. 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, 38.
 Referred to Committee on Appropriations, 38.
 Reported back, do pass, 127.
 Second reading, 156, 1051.
 Final passage, 156, 1052.
 To House, 173, 1108.
 Returned to Senate, amended, 987, 988.

Senate concurs, 1051.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1051.
 Engrossed, 1106.
 Enrolled, 1106.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 12—(Committee on Appropriations)

Senate Bill No. 12. 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, 38.
 Referred to Committee on Appropriations, 38.
 Reported back, do pass, 97.
 Second reading, 116.
 Final passage, 116.
 To House, 127, 456.
 Returned to Senate, 388.
 Enrolled, 412.
 Signed by President, 444.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 566.

Senate Bill No. 13—(Committee on Appropriations)

Senate Bill No. 13. A Bill for an Act making an appropriation for the operation and maintenance of the State Hail Insurance Department.

Introduction, first reading, 38.
 Referred to Committee on Appropriations, 38.
 Reported back, do pass, 195.
 Second reading, 246.
 Final passage, 246.
 To House, 264, 456.
 Returned to Senate, 388.
 Enrolled, 412.
 Signed by President, 445.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 566.

Senate Bill No. 14—(Committee on Appropriations)

Senate Bill No. 14. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Fire and Tornado Fund.

Introduction, first reading, 38.
 Referred to Committee on Appropriations, 38.
 Reported back, do pass, 195.
 Second reading, 246.
 Final passage, 247.
 To House, 264, 456.

Returned to Senate, 388.
 Enrolled, 412.
 Signed by President, 445.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 566.

Senate Bill No. 15—(Committee on Appropriations)

Senate Bill No. 15. A Bill for an Act making an appropriation for the purpose of operating and maintaining the State Bonding Fund.

Introduction, first reading, 38.
 Referred to Committee on Appropriations, 38.
 Reported back, do pass, 195.
 Second reading, 247.
 Final passage, 247.
 To House, 264, 456.
 Returned to Senate, 388.
 Enrolled, 412.
 Signed by President, 445.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 566.

Senate Bill No. 16—(Committee on Appropriations)

Senate Bill No. 16. A Bill for an Act making an appropriation for Vocational Agriculture, Vocational Home Economics, Business Education, Trade and Industrial Education.

Introduction, first reading, 38.
 Referred to Committee on Appropriations, 38.
 Reported back, amended, 120.
 Amendments adopted, 138.
 Engrossed, 147.
 Second reading, 156, 790.
 Final passage, 157, 791.
 To House, 173, 947.
 Returned to Senate, amended, 753.
 Senate concurs, 790.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage as amended by House, 790.
 Re-engrossed, 866.
 Enrolled, 867.
 Signed by President, 946.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.

Senate Bill No. 17—(Committee on Appropriations)

Senate Bill No. 17. 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, the administrative expense and the teaching preparation scholarships of the teacher preparation scholarship plan, and the two agricultural schools on the basis of enrollment.

Introduction, first reading, 38.
 Referred to Committee on Appropriations, 38.
 Reported back, do pass, 312.
 Second reading, 345, 1096, 1113.
 Final passage, 345, 1096, 1113.
 To House, 356, 1135.
 Returned to Senate, amended, 1003.
 Senate does not concur, 1051, 1099.
 Conference Committee, Senate, 1051.
 Conference Committee, House, 1078.
 Conference Committee report, adopted, Senate, 1096.
 Rules suspended, deemed engrossed and placed on second reading and final passage as amended by House, 1096.
 Conference Committee report adopted, House, 1097.
 Conference Committee, Senate, 1099.
 Motion to reconsider, 1099.
 Conference Committee, House, 1106.
 Conference Committee report adopted, House, 1112.
 Conference Committee report adopted, Senate, 1113.
 Rules suspended, deemed engrossed and placed on second reading and final passage as amended in Conference Committee, 1113.
 Engrossed, 1134.
 Enrolled, 1134.
 Signed by President, 1134.
 Returned to Senate, Signed by Speaker, 1140.
 Sent to Governor, 1178.

Senate Bill No. 18—(Committee on Appropriations)

Senate Bill No. 18. 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, 38.
 Referred to Committee on Appropriations, 38.
 Reported back, amended, 120.
 Amendments adopted, 138.
 Engrossed, 147.
 Second reading, 157.
 Final passage, 157.
 To House, 173, 456.
 Returned to Senate, 388.
 Enrolled, 412.
 Signed by President, 445.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 534.

Senate Bill No. 19—(Committee on Appropriations)

Senate Bill No. 19. A Bill for an Act making an appropriation for the use of Special Education of Exceptional Children.

Introduction, first reading, 39.
 Referred to Committee on Appropriations, 39.
 Reported back, amended, 312.
 Amendments adopted, 327.
 Engrossed, 337.

Second reading, 361, 1098.
 Final passage, 361, 1098.
 To House, 373, 1135.
 Returned to Senate, amended, 979.
 Senate concurs, 1000.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage as amended by House, 1098.
 Re-engrossed, 1134.
 Enrolled, 1134.
 Signed by President, 1134.
 Returned to Senate, Signed by Speaker, 1140.
 Sent to Governor, 1178.

Senate Bill No. 20—(Committee on Appropriations)

Senate Bill No. 20. A Bill for an Act making an appropriation for the administrative expenses of the State School Construction Fund and State School Construction Board.

Introduction, first reading, 39.
 Referred to Committee on Appropriations, 39.
 Reported back, do pass, 195.
 Second reading, 247, 1000.
 Final passage, 248, 1001.
 To House, 264, 1072.
 Returned to Senate, amended, 985.
 Senate concurs, 1000.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1000.
 Engrossed, 1030.
 Enrolled, 1030.
 Signed by President, 1071.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 21—(Committee on Appropriations)

Senate Bill No. 21. A Bill for an Act making an appropriation for the Division of Vocational Rehabilitation and for the Governor's Committee on Employment of the Physically Handicapped.

Introduction, first reading, 40.
 Referred to Committee on Appropriations, 40.
 Reported back, amended, 325.
 Amendments adopted, 341.
 Engrossed, 348.
 Second reading, 382, 1001.
 Final passage, 383, 1001.
 To House, 414, 1072.
 Returned to Senate, amended, 979.
 Senate concurs, 1001.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1001.
 Re-engrossed, 1031.
 Enrolled, 1031.
 Signed by President, 1071.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 22—(Committee on Appropriations)

Senate Bill No. 22. A Bill for an Act making an appropriation to the Department of Public Instruction, for the purpose of paying salaries and other expenses of the Director of Surplus Property.

Introduction, first reading, 40.
Referred to Committee on Appropriations, 40.
Reported back, amended, 120.
Amendments adopted, 138.
Engrossed, 147.
Second reading, 157, 1012.
Final passage, 158, 1012.
To House, 173, 1074.
Returned to Senate, amended, 985.
Senate concurs, 1012.
Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1012.
Re-engrossed, 1070.
Enrolled, 1070.
Signed by President, 1074.
Returned to Senate, Signed by Speaker, 1102.
Sent to Governor, 1104.

Senate Bill No. 23—(Committee on Appropriations)

Senate Bill No. 23. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the Division of Supervised Study.

Introduction, first reading, 40.
Referred to Committee on Appropriations, 40.
Reported back, amended, 121.
Amendments adopted, 138.
Engrossed, 147.
Second reading, 158.
Final passage, 158.
To House, 174, 1108.
Returned to Senate, amended, 971.
Senate does not concur, 998.
Conference Committee, Senate, 998.
Conference Committee, House, 1028.
Conference Committee report adopted, Senate, 1034.
Conference Committee report adopted, House, 1054.
Conference Committee report adopted, Senate, 1050.
Conference Committee report adopted, House, 1070.
Enrolled, 1106.
Signed by President, 1108.
Returned to Senate, Signed by Speaker, 1125.
Sent to Governor, 1126.

Senate Bill No. 24—(Committee on Appropriations)

Senate Bill No. 24. A Bill for an Act making an appropriation to permit North Dakota to take advantage of the National Defense Education Act for the purpose of improving instruction in the State in accordance with the Act.

Introduction, first reading, 40.
Referred to Committee on Appropriations, 40.
Reported back, do pass, 97.

Amended, 116.
 Amendments adopted, 116.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended, 116.
 Second reading, 116.
 Final passage, 117.
 Engrossed, 122.
 To House, 127, 665.
 Returned to Senate, 635.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 25—(Committee on Appropriations)

Senate Bill No. 25. A Bill for an Act making an appropriation for the purpose of paying expenses of the Children's Psychiatric Outpatient Clinic, located at Bismarck, North Dakota.

Introduction, first reading, 40.
 Referred to Committee on Appropriations, 40.
 Reported back, do pass, 195.
 Second reading, 248, 1013.
 Final passage, 248, 1013.
 To House, 264, 1084.
 Returned to Senate, amended, 985, 986.
 Senate concurs, 1013.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1013.
 Engrossed, 1077.
 Enrolled, 1077.
 Signed by President, 1084.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 26—(Committee on Appropriations)

Senate Bill No. 26. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the State of North Dakota, for which there are no facilities in the State.

Introduction, first reading, 40.
 Referred to Committee on Appropriations, 40.
 Reported back, do pass, 195.
 Second reading, 248.
 Final passage, 249.
 To House, 264, 456.
 Returned to Senate, 388.
 Enrolled, 412.
 Signed by President, 445.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 534.

Senate Bill No. 27—(Committee on Appropriations)

Senate Bill No. 27. A Bill for an Act making an appropriation for salaries and expenses for the State Seed Department.

- Introduction, first reading, 40.
- Referred to Committee on Appropriations, 40.
- Reported back, amended, 337.
- Amendments adopted, 356, 463.
- Consideration of amendments laid over one legislative day, 356.
- Motion to further amend, Lost, 356, 463.
- Re-referred to Committee on Appropriations, 372.
- Reported back, amended, 439.
- Engrossed, 470.
- Second reading, 528.
- Final passage, 528, 1158.
- To House, 557.
- Returned to Senate, amended, 971.
- Senate does not concur, 998.
- Conference Committee, Senate, 998.
- Conference Committee, House, 1028.
- Conference Committee report adopted, Senate, 1034.
- Conference Committee, Senate, 1034.
- Conference Committee report adopted, House, 1054.
- Conference Committee, House, 1054.
- Conference Committee report adopted, House, 1078.
- Conference Committee, House, 1078.
- Conference Committee report adopted, Senate, 1081.
- Conference Committee, Senate, 1081.
- Conference Committee report adopted, Senate, 1104.
- Conference Committee, Senate, 1104.
- Conference Committee report adopted, House, 1107.
- Conference Committee, House, 1107.
- Conference Committee report adopted, Senate, 1107.
- Conference Committee, Senate, 1107.
- Conference Committee report adopted, House, 1112.
- Conference Committee, House, 1112.
- Conference Committee report adopted, House, 1127.
- Conference Committee, House, 1128.
- Conference Committee report adopted, Senate, 1128.
- Conference Committee, Senate, 1128.
- Conference Committee report adopted, Senate, 1135.
- Conference Committee report adopted, House, 1138.
- Enrolled, 1149.
- Signed by President, 1158.
- Returned to Senate, Signed by Speaker, 1180.
- Sent to Governor, 1182.

Senate Bill No. 28—(Committee on Appropriations)

Senate Bill No. 28. A Bill for an Act making an appropriation for the maintenance of the North Dakota National Guard as provided for by title 37 of the North Dakota Century Code.

- Introduction, first reading, 40.
- Referred to Committee on Appropriations, 40.
- Reported back, do pass, 97.
- Second reading, 117, 1013.

Final passage, 117, 1014.
 To House, 127, 1074.
 Returned to Senate, amended, 971.
 Senate concurs, 1013.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1013.
 Engrossed, 1070.
 Enrolled, 1070.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1104.

Senate Bill No. 29—(Committee on Appropriations)

Senate Bill No. 29. A Bill for an Act making an appropriation for salaries and expenses of the State Library Commission.

Introduction, first reading, 41.
 Referred to Committee on Appropriations, 41.
 Reported back, do pass, 121.
 Second reading, 142, 175, 383.
 Laid over one legislative day, 175.
 Re-referred to Committee on Appropriations, 188.
 Reported back, amended, 326.
 Amendments adopted, 341.
 Engrossed, 348.
 Final passage, 383, 1015.
 To House, 414, 1074.
 Returned to Senate, amended, 985, 986.
 Senate concurs, 1014.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1014.
 Re-engrossed, 1070.
 Enrolled, 1070.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1104.

Senate Bill No. 30—(Legislative Research Committee)

Senate Bill No. 30. A Bill for an Act providing for the acceptance of civil jurisdiction over civil causes of section arising in the Indian country and providing limitations thereon and for withdrawal.

Introduction, first reading, 41.
 Referred to Committee on State and Federal Government, 41.
 Reported back, amended, 134-136.
 Amendments adopted, 149.
 Engrossed, 161.
 Second reading, 175.
 Final passage, 175.
 To House, 188, 665.
 Returned to Senate, 613.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.

Senate Bill No. 31—(Senators Sorlie, Longmire, Wadeson, Miller)

Senate Bill No. 31. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

Introduction, first reading, 41.
 Referred to Committee on Transportation, 41.
 Reported back, indefinitely postponed, 364.
 Division, Minority report prevailed, do pass, 365.
 Amendments adopted, 386.
 Second reading, 435, 473.
 Placed at foot of calendar, 435.
 Engrossed, 470.
 Final passage, 473.
 Clincher, 473.
 To House, 550, 802.
 Returned to Senate, 777.
 Enrolled, 801.
 Signed by President, 801.
 Returned to Senate, Signed by Speaker, 803.
 Sent to Governor, 828.
 Veto, 963.
 Motion to reconsider, Lost, 1161.

Senate Bill No. 32—(Senators Kee, Trenbeath, Morgan, Saumur)

Senate Bill No. 32. A Bill for an Act to create and enact sections 61-04-23, 61-04-24, 61-04-25, and 61-04-26 of the North Dakota Century Code, relating to the acquisition of water permits necessary to the use of water under a municipal water right and the acquisition, cancellation, and recording of orders of cancellation of water rights; to amend and reenact sections 61-01-01.1 and 61-04-22 of the North Dakota Century Code, relating to priority of water rights and definitions thereof and the filing of prescriptive water rights, and to repeal sections 47-01-13, 61-04-18, 61-04-19, 61-04-20, and 61-04-21 of the North Dakota Century Code, relating to the ownership of water and the methods of acquiring such ownership.

Introduction, first reading, 41.
 Referred to Committee on Natural Resources, 41.
 Reported back, amended, 312.
 Amendments adopted, 327.
 Engrossed, 337.
 Second reading, 361.
 Final passage, 362.
 To House, 373, 802.
 Returned to Senate, 777.
 Enrolled, 801.
 Signed by President, 801.
 Returned to Senate, Signed by Speaker, 803.
 Sent to Governor, 828.
 Approved by Governor, 944.

Senate Bill No. 33—(Senators Kee, Longmire, Morgan)

Senate Bill No. 33. A Bill for an Act to provide a method of regulating, dividing, and controlling the use of water by the users from a common source of supply in accordance with the volume to which the owner of the right is lawfully entitled by a state watermaster, and providing for an appeal from and penalty for violation of such watermaster's orders.

Introduction, first reading, 41.

Referred to Committee on Natural Resources, 41.

Reported back, indefinitely postponed, 280.

Senate Bill No. 34—(Senators Holand, Baeverstad, Luick, Becker, Reichert)

Senate Bill No. 34. A Bill for an Act to amend and reenact sections 15-34-26, 15-40-02, 15-40-18, 15-40-19, and 57-15-24 relating to the certification by tax commissioner in regard to the level of assessment in counties, payments from the county equalization fund to school districts, adjustment of the mill levy against taxable property for the county equalization fund, the determination by the superintendent of public instruction of the sums due each county equalization fund as a result of such adjustment, and providing for an effective date.

Introduction, first reading, 41.

Referred to Committee on Finance and Taxation, 42.

Reported back, amended, 86.

Amendments adopted, 93, 180.

Engrossed, 101.

Second reading, 108, 231.

Laid over one legislative day, 108.

Re-referred to Committee on Finance and Taxation, 111.

Reported back, amended, 161.

Re-engrossed, 194.

Final passage, 232.

To House, 254, 1072.

Returned to Senate, 1007.

Enrolled, 1031.

Signed by President, 1071.

Returned to Senate, Signed by Speaker, 1075.

Sent to Governor, 1076.

Senate Bill No. 35—(Senators Baeverstad, Luick, Becker)

Senate Bill No. 35. A Bill for an Act to create and enact section 5-03-26 of the North Dakota Century Code, providing for the imposition of an excise tax upon the sale or the possession of nonalcoholic commodities suitable for use in mixed drinks, to retail dealers engaged in the business of selling alcoholic beverages at retail in lieu of retail sales taxes and providing for the collection, administration and allocation of such tax, and imposing a penalty.

Introduction, first reading, 42.

Referred to Committee on Finance and Taxation, 42.

Reported back, amended, 86.

Amendments adopted, 93.

Engrossed, 101.

Second reading, 108, 928.
 Final passage, 109, 928.
 Clincher, 109.
 To House, 118, 961.
 Returned to Senate, amended, 660, 661.
 Senate does not concur, 684.
 Conference Committee, Senate, 684.
 Conference Committee, House, 707.
 Conference Committee report adopted, Senate, 691.
 Conference Committee report adopted, House, 928.
 Senate concurs, 928.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 928.
 Re-engrossed, 959.
 Enrolled, 959.
 Signed by President, 961.
 Returned to Senate, Signed by Speaker, 989.
 Sent to Governor, 990.

Senate Bill No. 36—(Senators Baeverstad, Becker, Luick, Reichert)

Senate Bill No. 36. A Bill for an Act to create and enact subsection 10 of section 57-39-01 and section 57-39-26 of the North Dakota Century Code, relating to wholesalers' permits, records, and reports on sales exempt from the retail sales tax.

Introduction, first reading, 42.
 Referred to Committee on Finance and Taxation, 42.
 Reported back, amended, 136.
 Amendments adopted, 149.
 Engrossed, 161.
 Second reading, 176, 955, 1011.
 Final passage, 176, 955, 1011.
 To House, 188, 664, 727, 1074.
 Returned to Senate, 635.
 Re-engrossed, 647.
 Signed by President, 664, 1074.
 Returned to Senate, Signed by Speaker, 682, 1102.
 Sent to Governor, 693, 1105.
 Request return from Governor, 705.
 Returned to Senate, 705.
 House requests return, 706.
 Returned to Senate, amended, 870, 871.
 Senate does not concur, 928.
 Conference Committee, Senate, 928.
 Conference Committee, House, 943.
 Conference Committee report adopted, Senate, 955.
 Conference Committee report adopted, House, 967.
 Conference Committee, Senate, 974.
 Reconsider action, 974.
 Passing Bill, 974.
 Conference Committee report, 974.
 Conference Committee, House, 982.
 Conference Committee report adopted, House, 993.
 Conference Committee report adopted, Senate, 994.
 Enrolled, 1070.

Senate Bill No. 37—(Senators Holand, Baeverstad, Luick, Becker, Reichert)

Senate Bill No. 37. A Bill for an Act to create and enact section 43-07-19 and to amend and reenact sections 43-07-01, 43-07-02, 43-07-04, 43-07-05, 43-07-08, 43-07-09, 43-07-10, 43-07-11, 43-07-14, 43-07-15, 43-07-17, 43-07-18, subsection 1 of section 57-40-05, and subsections 1 and 2 of section 57-40-06 of the North Dakota Century Code, relating to the licensing and bonding of contractors and the collection of taxes therefrom, and to repeal section 43-07-16 of the North Dakota Century Code, relating to appeals from the cancellation of a license.

Introduction, first reading, 42.
 Referred to Committee on Finance and Taxation, 42.
 Reported back, amended, 87.
 Re-referred to Committee on Finance and Taxation, 93.
 Reported back, amended, 163.
 Amendments adopted, 180.
 Engrossed, 194.
 Second reading, 232, 1015.
 Final passage, 232, 1016.
 To House, 254, 1084.
 Returned to Senate, amended, 971.
 Senate concurs, 1015.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1015.
 Re-engrossed, 1077.
 Enrolled, 1077.
 Signed by President, 1084.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 38—(Senators Holand, Baeverstad, Luick, Reichert)

Senate Bill No. 38. A Bill for an Act making an appropriation and providing for a study and analysis of state policies and procedures in regard to the collection of sales and use taxes.

Introduction, first reading, 42.
 Referred to Committee on Finance and Taxation, 42.
 Reported back, do pass, 136.
 Re-referred to Committee on Appropriations, 149.
 Reported back, 400.
 Motion to indefinitely postpone, Lost, 400.
 Motion to place on Calendar, 400.
 Second reading, 511, 1016.
 Final passage, 511, 1016.
 To House, 550, 1074.
 Returned to Senate, 971.
 Senate does not concur, 1011.
 Conference Committee, Senate, 1012.
 Senate concurs, 1016.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1016.
 Engrossed, 1070.

Enrolled, 1070.
Signed by President, 1074.
Returned to Senate, Signed by Speaker, 1102.
Sent to Governor, 1105.

Senate Bill No. 39—(Senators Holand, Baeverstad, Luick, Reichert)

Senate Bill No. 39. A Bill for an Act creating and enacting sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, and 57-38-64 of the North Dakota Century Code, relating to withholding of income taxes from wages of employees, declaration and payment of estimated income, amendment of declaration, and providing an effective date and penalties.

Introduction, first reading, 42.
Referred to Committee on Finance and Taxation, 43.
Reported back, amended, 483.
Amendments adopted, 516.
Engrossed, 556.
Second reading, 567, 1171.
Final passage, 567, 1171.
Clincher, 567.
To House, 568, 1181.
Returned to Senate, amended, 1003, 1004.
Senate does not concur, 1012.
Conference Committee, Senate, 1012.
Conference Committee, House, 1029.
Conference Committee report adopted, Senate, 1161.
Conference Committee report adopted, House, 1161.
Conference Committee, Senate, 1161.
Conference Committee, House, 1161.
Amended, 1170.
Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 1170.
Conference Committee report adopted, Senate, 1171.
Conference Committee report adopted, House, 1172.
Enrolled, 1180.
Signed by President, 1181.
Returned to Senate, Signed by Speaker, 1181.
Sent to Governor, 1182.

Senate Bill No. 40—(Senators Redlin, Longmire, Berube)

Senate Bill No. 40. A Bill for an Act to amend and reenact section 15-22-06 of the North Dakota Century Code, relating to the appointment of deputies for the county superintendent of schools.

Introduction, first reading, 43.
Referred to Committee on Education, 43.
Reported back, do pass, 213.
Second reading, 252.
Final passage, 252.
To House, 264.
Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 41—(Senators Redlin, Berube, Roen)

Senate Bill No. 41. A Bill for an Act to create and enact section 15-53-33 and to amend and reenact section 15-53-32 of the North Dakota Century Code, relating to the powers of a school board and changes in the reorganization plan of a reorganized school district.

Introduction, first reading, 43.
 Referred to Committee on Education, 43.
 Reported back, do pass, 338.
 Second reading, 384, 995.
 Final passage, 385, 995.
 To House, 414, 1074.
 Returned to Senate, amended, 725.
 Senate does not concur, 791, 928.
 Motion to concur, Lost, 791.
 Conference Committee, Senate, 807.
 Conference Committee, House, 810.
 Conference Committee report adopted, Senate, 928.
 Conference Committee, Senate, 928.
 Conference Committee report adopted, House, 943.
 Conference Committee, House, 943.
 Conference Committee report adopted, Senate, 994.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 994.
 Conference Committee report adopted, House, 1054.
 Engrossed, 1070.
 Enrolled, 1070.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 42—(Senators Redlin, Berube, Roen)

Senate Bill No. 42. A Bill for an Act to amend and reenact sections 15-22-21, 15-27-04, 15-27-05, and 15-53-21 of the North Dakota Century Code, relating to the duties of the boards of county commissioners, the county committee for school district reorganization, and the county superintendent in the organization, alteration, or dissolution of school districts.

Introduction, first reading, 43.
 Referred to Committee on Education, 43.
 Reported back, do pass, 77.
 Second reading, 83, 1035.
 Final passage, 83, 1035.
 To House, 91, 1108.
 Returned to Senate, amended, 979, 980.
 Senate does not concur, 1025.
 Conference Committee, Senate, 1025.
 Conference Committee, House, 1029.
 Conference Committee report adopted, Senate, 1034.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 1034.
 Conference Committee report adopted, House, 1054.
 Engrossed, 1106.
 Enrolled, 1106.

Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 43—(Senators Redlin, Berube, Roen)

Senate Bill No. 43. A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the composition of the state board of public school education.

Introduction, first reading, 43.
 Referred to Committee on Education, 43.
 Reported back, amended, 80.
 Amendments adopted, 87.
 Engrossed, 93.
 Second reading, 99, 1041.
 Final passage, 99, 1042.
 To House, 110, 1108.
 Returned to Senate, amended, 979, 980.
 Senate does not concur, 998.
 Conference Committee, Senate, 999.
 Conference Committee, House, 1028.
 Conference Committee report adopted, House, 1041.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1021.
 Conference Committee report adopted, Senate, 1057.
 Conference Committee report adopted, House, 1065.
 Re-engrossed, 1105.
 Enrolled, 1105.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 44—(Senators Redlin, Longmire, Roen)

Senate Bill No. 44. A Bill for an Act to repeal sections 15-53-29, 15-53-30, and 15-53-31 of the North Dakota Century Code, relating to the levy of taxes in reorganized school districts and permitting a differential in the tax burden between merged rural and urban areas.

Introduction, first reading, 43.
 Referred to Committee on Finance and Taxation, 43.
 Re-referred to Committee on Education, 53.
 Reported back, do pass, 213.
 Second reading, 252.
 Final passage, 253.
 To House, 264.
 Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 45—(Senators Redlin, Longmire)

Senate Bill No. 45. A Bill for an Act to create and enact section 15-22-24 of the North Dakota Century Code, relating to the operation of high schools by all school districts, and the reorganization or annexation of high schools not meeting statutory standards.

Introduction, first reading, 43.
 Referred to Committee on Education, 43.
 Reported back, amended, 338.
 Amendments adopted, 356, 516.
 Engrossed, 364.
 Second reading, 418, 568.
 Re-referred to Committee on Education, 418.
 Reported back, amended, 485, 516.
 Re-engrossed, 549.
 Final passage, 568.
 Clincher, 568.
 To House, 568.
 Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 46—(Senators Redlin, Berube, Roen)

Senate Bill No. 46. A Bill for an Act to create and enact subsection 5 of section 15-53-13 of the North Dakota Century Code, relating to standards for school district reorganization, promulgation of rules, and a statement of legislative intent.

Introduction, first reading, 44.
 Referred to Committee on Education, 44.
 Reported back, do pass, 213.
 Second reading, 253, 1017.
 Final passage, 254, 1017.
 To House, 264, 1074.
 Returned to Senate, amended, 985, 986.
 Senate concurs, 1016.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1016.
 Engrossed, 1070.
 Enrolled, 1070.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 47—(Senators Redlin, Berube, Roen)

Senate Bill No. 47. A Bill for an Act to create and enact section 15-53-06.1 and to amend and reenact section 15-53-05 of the North Dakota Century Code, relating to the legal advisor for and the membership of the county committee for school district reorganization.

Introduction, first reading, 44.
 Referred to Committee on Education, 44.
 Reported back, amended, 195, 196.
 Amendments adopted, 215.
 Engrossed, 239.
 Second reading, 251, 910, 950.
 Final passage, 251, 911, 950.
 To House, 264, 1072.
 Returned to Senate, amended, 725.
 Senate does not concur, 791.
 Conference Committee, Senate, 791.
 Conference Committee, House, 804.
 Conference Committee report adopted, Senate, 910.

Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 910, 950.
 Conference Committee report not adopted, House, 938.
 Conference Committee, House, 938.
 Conference Committee, Senate, 941.
 Conference Committee report adopted, Senate, 950.
 Conference Committee report adopted, House, 967.
 Re-engrossed, 1031.
 Enrolled, 1031.
 Signed by President, 1071.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 48—(Senators Redlin, Longmire)

Senate Bill No. 48. A Bill for an Act to create and enact section 15-34-26.1, and to amend and reenact sections 15-34-24 and 15-34-25 of the North Dakota Century Code, relating to the authorization of a mill levy for pupil transportation to offset any decline in payments from the county equalization fund, and to the computation and method of making payments from the state and county equalization funds for pupil transportation; and to repeal subsection 5 of section 15-34-23 of the North Dakota Century Code, relating to the definition of "pupil miles".

Introduction, first reading, 44.
 Referred to Committee on Finance and Taxation, 44.
 Returned to Senate, 53.
 Re-referred to Committee on Education, 53.
 Reported back, do pass, 458.
 Amendments adopted, 472.
 Engrossed, 515.
 Motion to amend, Lost, 541.
 Second reading, 541.
 Final passage, 541.
 To House, 557, 947.
 Returned to Senate, 872.
 Enrolled, 939.
 Signed by President, 946.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1108.

Senate Bill No. 49—(Senators Redlin, Longmire, Roen)

Senate Bill No. 49. A Bill for an Act to amend and reenact sections 15-34-09 and 15-34-09.1 of the North Dakota Century Code, relating to the authority of a school district to provide transportation or maintenance for students and to levy a tax therefor.

Introduction, first reading, 44.
 Referred to Committee on Finance and Taxation, 44.
 Returned to Senate, 53.
 Re-referred to Committee on Education, 53.
 Reported back, do pass, 213.
 Second reading, 264.
 Final passage, 265.
 To House, 279, 706.

Returned to Senate, 691.
 Enrolled, 704.
 Signed by President, 704.
 Returned to Senate, Signed by Speaker, 741.
 Sent to Governor, 744.
 Approved by Governor, 800.

Senate Bill No. 50—(Senators Holand, Luick, Reichert)

Senate Bill No. 50. A Bill for an Act to create and enact section 57-38-31 and to create and enact section 57-38-65 of the North Dakota Century Code to provide for the levying and collection of an adjusted tax on individual income and declaring an emergency.

Introduction, first reading, 44.
 Referred to Committee on Finance and Taxation, 44.
 Reported back, amended, 506, 507-509, 569, 1149, 1159.
 Amendments adopted, 516.
 Engrossed, 556.
 Re-engrossed, 577.
 Second reading, 568, 569, 1159.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended from floor, 569.
 Final passage, 570, 1159.
 Emergency Clause carried, 570.
 Clincher, 570.
 To House, 577, 1180.
 Returned to Senate, amended, 1003, 1005.
 Senate does not concur, 1012.
 Conference Committee, Senate, 1012.
 Conference Committee, House, 1029.
 Amended, 1149.
 Conference Committee report adopted, House, 1150.
 Conference Committee report not adopted, Senate, 1150.
 Conference Committee, Senate, 1150.
 Conference Committee, House, 1158.
 Conference Committee report adopted, House, 1158.
 Amended, 1159.
 Conference Committee report adopted, Senate, 1160.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 1160.
 Re-engrossed, 1179.
 Enrolled, 1179.
 Signed by Speaker, 1180.
 Returned to Senate, Signed by Speaker, 1180.
 Sent to Governor, 1182.

Senate Bill No. 51—(Senators Holand, Baeverstad, Luick, Becker, Reichert)

Senate Bill No. 51. A Bill for an Act to amend and reenact subsection 6 of section 57-02-01, and sections 57-12-06, 57-22-15, 57-23-03, and 57-24-31 of the North Dakota Century Code, relating to collection of property taxes, spot checking and correction of assessments made for property tax purposes, and a property tax receipt required by a common carrier showing payment of personal property taxes and imposing a penalty, and to repeal section 57-02-16 of the North Dakota Century Code.

Introduction, first reading, 44.
 Referred to Committee on Finance and Taxation, 44.
 Reported back, do pass, 111.
 Second reading, 127, 709.
 Final passage, 128, 710.
 Motion to re-referr to Committee on Finance and Taxation, Lost, 128.
 To House, 145, 773.
 Engrossed, 255.
 Returned to Senate, amended, 692.
 Senate concurs, 709.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 709.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 899.

Senate Bill No. 52—(Senators Holand, Baeverstad, Luick, Becker, Reichert)

Senate Bill No. 52. A Bill for an Act to create and enact subsection 4 of section 57-13-04 and to amend and reenact subsection 4 of section 21-03-01, subsections 4 and 7 of section 57-02-01, subsection 22 of section 57-02-08, subsection 3 of section 57-02-12, sections 57-02-14, 57-02-27, 57-02-28, 57-02-32, 57-02-34, 57-02-37, 57-05-01, 57-05-03, 57-05-04, 57-06-05, 57-06-11, subsections 2 and 3 of section 57-06-14, subsection 2 of section 57-06-19, sections 57-06-20, 57-07-01, 57-09-04, 57-09-06, 57-10-03, 57-12-05, 57-13-03, 57-14-01, 57-15-44, 57-23-01, 57-44-03 and 57-45-05 of the North Dakota Century Code, to provide for the assessment of property at a percentage, to be established by the state board of equalization, between twenty-five and forty percent of the true and full value of such property.

Introduction, first reading, 45.
 Referred to Committee on Finance and Taxation, 45.
 Reported back, do pass, 136.
 Second reading, 159, 191, 712.
 Laid over one legislative day, 159.
 Placed at head of calendar, 190.
 Final passage, Lost, 192.
 To House, 219.
 Senate requests return of Bill, 637.
 Returned to Senate, 660.
 Amended, 712.
 Rules suspended, Senate reconsiders, 712.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended, 712.
 Lost for lack of constitutional majority, 728.

Senate Bill No. 53—(Senators Holand, Luick, Becker)

Senate Bill No. 53. A Bill for an Act to amend and reenact sections 15-19-06, 15-19-07, 15-40-01, 15-40-03, 15-40-04, 15-40-05, 15-40-10, 15-40-11, 15-40-15, 15-40-17, 15-40-20, 15-40-22, 15-40-23, 15-40-29, 50-01-09.1, 50-01-13,

50-06-14, 50-07-21, 50-07-22, 50-10A-20, 57-39-18, 57-39-23, and 57-39-24 of the North Dakota Century Code, relating to the disposition of retail sales tax collections, the financing of programs currently financed by such collections, and providing for a transfer of funds.

Introduction, first reading, 45.
 Referred to Committee on Finance and Taxation, 45.
 Reported back, do pass, Majority, 177.
 Divided report, 177.
 Second reading, 236.
 Final passage, 236.
 To House, 254, 773.
 Returned to Senate, 691.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 899.

Senate Bill No. 54—(Senators Baeverstad, Luick, Becker, Reichert)

Senate Bill No. 54. A Bill for an Act to amend and reenact sections 6-07-46, 12-48-11, 12-48-13, 12-49-04, 20-16-03, 36-01-29, and 36-05-10 of the North Dakota Century Code, relating to the disposition of various special funds and transferring the balances therein to the general fund, providing for disposition of Taylor Grazing Act Fund, and providing for the transfer of the Korean bonus administration fund to the sinking fund thereof; and to repeal sections 6-06-47 and 6-06-49 of the North Dakota Century Code, relating to the investment and disposition of moneys by the state examiner.

Introduction, first reading, 45.
 Referred to Committee on Finance and Taxation, 45.
 Reported back, do pass, 136.
 Second reading, 172, 179, 603.
 Final passage, 172, 180, 603.
 Reconsidered, 179.
 Amended, 179.
 Amendments adopted, 179.
 Rules suspended, deemed engrossed and placed on second reading and final passage, 179.
 Engrossed, 194.
 To House, 219, 598, 665.
 Returned to Senate, 555.
 House requests return of Bill, 598.
 Returned to Senate, amended, 602.
 Senate concurs, 603.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 603.
 Enrolled, 628.
 Signed by President, 647.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 55—(Senators Kee, Redlin)

Senate Bill No. 55. A Bill for an Act to create section 20-03-42 of the North Dakota Century Code to provide for the satisfactory completion of a course of instruction in the safe handling of firearms prior to the issuance of a hunting license to any North Dakota resident under the age of sixteen years.

Introduction, first reading, 45.

Referred to Committee on Natural Resources, 45.

Reported back, indefinitely postponed, 389.

Senate Bill No. 56—(Senators Morgan, Roen, Mutch, Sorlie, Becker, Holand, Baker, Van Horn, Kjos, Sinner, Trenbeath, Wärtner, Solberg, Berube, Wadeson)

Senate Bill No. 56. A Bill for an Act to create and enact section 32-15-35 of the North Dakota Century Code, relating to providing for the assumption of the proportionate share of bonded indebtedness that is assessable to that real property acquired by eminent domain.

Introduction, first reading, 45.

Referred to Committee on Finance and Taxation, 46.

Reported back, do pass, 260.

Second reading, 295.

Final passage, 296.

To House, 314.

Returned to Senate, indefinitely postponed, 692.

Senate Bill No. 57—(Senators Meidinger, Baker, Brooks)

Senate Bill No. 57. A Bill for an Act to increase the income tax exemption for dependents attending certain colleges.

Introduction, first reading, 46.

Referred to Committee on Finance and Taxation, 46.

Reported back, indefinitely postponed, 245.

Senate Bill No. 58—(Senator Meidinger)

Senate Bill No. 58. A Bill for an Act to create and enact Chapter 26-27A of the North Dakota Century Code to provide for the incorporation and regulation of voluntary non-profit dental service corporations and to prescribe penalties for the violation of the provisions of this Act.

Introduction, first reading, 46.

Referred to Committee on Industry, Business and Labor, 46.

Reported back, amended, 147.

Amendments adopted, 166.

Engrossed, 177.

Second reading, 227.

Final passage, 228.

To House, 254, 773.

Returned to Senate, 691.

Enrolled, 772.

Signed by President, 773.

Returned to Senate, Signed by Speaker, 786.
Sent to Governor, 800.
Approved by Governor, 899.

Senate Bill No. 59—(Senators Morgan, Nelson, Forkner, Baker, Van Horn, Dahlund, Mutch, Meidinger, Miller, Mahoney, Strinden, Ringsak)

Senate Bill No. 59. A Bill for an Act to amend and reenact subsection 5 of section 25-01-01, sections 25-01-02, 25-04-01, and 25-04-03 of the North Dakota Century Code, relating to the name of the institution for the feeble-minded at Grafton, North Dakota.

Introduction, first reading, 46.
Referred to Committee on State and Federal Government, 46.
Reported back, do pass, 48.
Laid over one legislative day, 53.
Second reading, 61.
Final passage, 61.
To House, 70, 706.
Returned to Senate, 691.
Enrolled, 704.
Signed by President, 704.
Returned to Senate, Signed by Speaker, 741.
Sent to Governor, 744.
Approved by Governor, 800.

Senate Bill No. 60—(Senators Brooks, Baker, Lips)

Senate Bill No. 60. A Bill for an Act to amend and reenact sections 40-51-08 and 40-51-10 of the North Dakota Century Code, relating to appeals in annexation proceedings and to repeal sections 40-51-08.1 and 40-51-11 of the North Dakota Century Code.

Introduction, first reading, 48.
Referred to Committee on Political Subdivisions, 48.
Reported back, amended, 101.
Amendments adopted, 111.
Engrossed, 122.
Second reading, 128.
Final passage, 129.
To House, 145.
Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 61—(Senator Baker)

Senate Bill No. 61. A Bill for an Act to amend and reenact sections 40-46-02, 40-46-04, 40-46-09, subsection 3 of section 40-46-13, and section 40-46-20 of the North Dakota Century Code, relating to employees' pension plan in cities.

Introduction, first reading, 48.
Referred to Committee on Finance and Taxation, 48.
Reported back, amended, 213, 214.
Amendments adopted, 240.
Amended, 276.

Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended from floor, 276.

Second reading, 276, 684.

Final passage, 277, 685.

Engrossed, 280.

To House, 289, 744.

Returned to Senate, amended, 660, 661.

Senate concurs, 684.

Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 684.

Re-engrossed, 743.

Enrolled, 743

Signed by President, 743.

Returned to Senate, Signed by Speaker, 771.

Sent to Governor, 771.

Approved by Governor, 828.

Senate Bill No. 62—(Senators Saumur, Longmire, Lips, Reichert, Sanford)

Senate Bill No. 62. A Bill for an Act amending and re-enacting section 65-04-04 of the North Dakota Century Code Supplement relating to the payment of premiums to the North Dakota Workmen's compensation fund, and providing the due date thereof for municipal corporations be the end of the fiscal year of such municipal corporation.

Introduction, first reading, 49.

Referred to Committee on Industry, Business and Labor, 49.

Reported back, amended, 92.

Amendments adopted, 103.

Engrossed, 111, 121.

Second reading, 124.

Final passage, 125.

To House, 145, 947.

Returned to Senate, 810.

Signed by President, 946.

Returned to Senate, Signed by Speaker, 973.

Sent to Governor, 990.

Approved by Governor, 1108.

Senate Bill No. 63—(Senators Morgan, Longmire, Becker, Sinner, Mutch, Holand, Brooks, Trenbeath, Meidinger, Van Horn, Bopp, Wartner)

Senate Bill No. 63. A Bill for an Act to create and enact sections 12-23-08 and 12-23-09 of the North Dakota Century Code, providing a penalty for the offering or accepting of bribes calculated to affect the result of amateur or professional games, contests, or athletic events.

Introduction, first reading, 49.

Referred to Committee on State and Federal Government, 49.

Reported back, do pass, 80.

Second reading, 90.

Final passage, 91.

To House, 97, 665.

Returned to Senate, 635.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 64—(Senators Meidinger, Roen, Erickson, Van Horn, Ringsak, Harris, Mutch, Lips, Baeverstad, Holand, Reichert, Thompson, George, Becker)

Senate Bill No. 64. A Bill for an Act to create and enact section 15-10-29 of the North Dakota Century Code, placing a limitation upon the number of out-of-state students enrolled in state-supported institutions of higher education.

Introduction, first reading, 51.
 Referred to Committee on Education, 51.
 Returned to Senate, 464.
 Withdrawn, 464.

Senate Bill No. 65—(Senators Longmire, Ringsak, Bopp, Roen, Reichert, Harris, Trenbeath, Kee)

Senate Bill No. 65. A Bill for an Act to allow certain school districts, upon approval of the electorate of such districts and the superintendent of public instruction, to enter into agreements with school districts of adjoining states for the joint erection, operation and maintenance of school facilities and to levy and collect taxes for such purpose.

Introduction, first reading, 51.
 Referred to Committee on Education, 51.
 Reported back, amended, 445.
 Amendments adopted, 464.
 Engrossed, 470.
 Second reading, 530.
 Final passage, 530.
 To House, 557.
 Returned to Senate, indefinitely postponed, 872.

Senate Bill No. 66—(Senators Morgan, Wadeson, Sorlie, Redlin, Miller, Nelson, Strinden)

Senate Bill No. 66. A Bill for an Act to amend and reenact chapter 35-09 and section 35-21-01 of the North Dakota Century Code, relating to seed liens and their release by an undertaking.

Introduction, first reading, 52.
 Referred to Committee on Judiciary, 52.
 Reported back, do pass, 92.
 Second reading, 109.
 Final passage, 109.
 To House, 118.
 Returned to Senate, indefinitely postponed, 693.

Senate Bill No. 67—(Senators Forkner, Torguson, Baeverstad, Meidinger, Harris, Longmire)

Senate Bill No. 67. A Bill for an Act to amend and reenact section 57-15-06.3 of the North Dakota Century Code

to provide for a use of excess funds from county road construction programs, and declaring an emergency.

- Introduction, first reading, 52.
- Referred to Committee on Political Subdivisions, 52.
- Reported back, amended, 101.
- Amendments adopted, 111.
- Engrossed, 122.
- Second reading, 129.
- Final passage, 129.
- Emergency Clause carried, 129.
- To House, 145, 665.
- Returned to Senate, 635.
- Enrolled, 647.
- Signed by President, 664.
- Returned to Senate, Signed by Speaker, 682.
- Sent to Governor, 693.
- Approved by Governor, 770.

Senate Bill No. 68—(Senators Baker, Becker)

Senate Bill No. 68. A Bill for an Act to provide for equipping grain elevators and warehouses with an overall height of forty feet or more with certain types of fire fighting equipment in order to protect firemen when fighting elevator fires and providing for a penalty for the violation of such equipping requirements.

- Introduction, first reading, 52.
- Referred to Committee on Social Welfare and Veterans Affairs, 52.
- Reported back, indefinitely postponed, 178.
- Substitute motion to place on Calendar, Lost, 178.

Senate Bill No. 69—(Senators Lips, Brooks, Meidinger, Reichert)

Senate Bill No. 69. A Bill for an Act to amend and reenact sections 40-18-01, 40-18-03, 40-18-04, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-09, 40-18-10, 40-18-11, 40-18-13, 40-18-14, 40-18-15, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 40-15-02, and to repeal subsection 3 of section 40-15-01, and to repeal section 40-14-01 of the North Dakota Century Code, relating to the jurisdiction, selection, qualifications, compensation, duties and powers of police magistrates, and changing the name thereof to municipal judges.

- Introduction, first reading, 52.
- Referred to Committee on Judiciary, 53.
- Returned to Senate, 84.
- Withdrawn, 84.

Senate Bill No. 70—(Senators Meidinger, Erickson, Foss, Reichert, Sorlie)

Senate Bill No. 70. A Bill for an Act to amend and reenact section 15-13-01 of the North Dakota Century Code, relating to the names of the state normal schools.

- Introduction, first reading, 53.
- Referred to Committee on Education, 53.
- Reported back, do pass, 338.

Second reading, 385.
 Final passage, 385.
 To House, 414, 702.
 Returned to Senate, 660.
 Enrolled, 683.
 Signed by President, 683.
 Returned to Senate, Signed by Speaker, 702.
 Sent to Governor, 705.
 Approved by Governor, 770.

Senate Bill No. 71—(Senators Brooks, Ringsak, Wartner)

Senate Bill No. 71. A Bill for an Act to amend and reenact sections 49-18-12, 49-18-16 and 49-18-26 of the North Dakota Century Code, relating to the granting and revocation of a temporary permit by the public service commission for service by a common carrier to specific points or territories.

Introduction, first reading, 58.
 Referred to Committee on Transportation, 58.
 Reported back, do pass, 102.
 Second reading, 125, 929.
 Final passage, 125, 929.
 To House, 145, 961.
 Returned to Senate, amended, 753.
 Senate concurs, 929.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 929.
 Engrossed, 959.
 Enrolled, 959.
 Signed by President, 961.
 Returned to Senate, Signed by Speaker, 989.
 Sent to Governor, 990.

Senate Bill No. 72—(Senators Brooks, Baker, Dahlund, Ringsak, Robinson, Wartner, Sinner)

Senate Bill No. 72. A Bill for an Act to amend and reenact section 4-05-08.6 of the North Dakota Century Code, relating to travel expenses of the board of visitors for the north central agricultural experiment station.

Introduction, first reading, 58.
 Referred to Committee on Appropriations, 58.
 Reported back, do pass, 97, 98.
 Second reading, 117.
 Final passage, 118.
 To House, 127, 947.
 Returned to Senate, 810.
 Enrolled, 866.
 Signed by President, 946.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1108.

Senate Bill No. 73—(Senators Brooks, Sinner, Holand, Morgan, Thompson)

Senate Bill No. 73. A Bill for an Act to create and enact section 60-09-06 and to amend and reenact section 60-09-05 of the North Dakota Century Code, relating to deputy weighmasters.

Introduction, first reading, 58.

Referred to Committee on Industry, Business and Labor, 58.

Reported back, do pass, 164.

Second reading, 228.

Final passage, 228.

To House, 254, 802.

Returned to Senate, 757.

Enrolled, 801.

Signed by President, 801.

Returned to Senate, Signed by Speaker, 803.

Sent to Governor, 828.

Approved by Governor, 944.

Senate Bill No. 74—(Senators Longmire, Redlin, Berube, Roen, Bopp, Miller, Mutch, Wadeson, Kisse, Ringsak, Thompson, Van Horn, Kee, Morgan, Saumur, Trenbeath, Wartner, Holand, Baeverstad, Becker, Hernetz, Luick, Meidinger, Reichert, Brooks)

Senate Bill No. 74. A Bill for an Act to make an appropriation to the legislative research committee for the purpose of reimbursing the committee for unexpected study costs, and declaring an emergency.

Introduction, first reading, 58.

Referred to Committee on Appropriations, 58.

Reported back, do pass, 98.

Second reading, 125.

Final passage, 126.

Emergency Clause carried, 126.

To House, 145, 325.

Returned to Senate, 316.

Enrolled, 325.

Signed by President, 325.

Returned to Senate, Signed by Speaker, 345.

Sent to Governor, 347.

Approved by Governor, 364.

Senate Bill No. 75—(Senators Longmire, Reichert)

Senate Bill No. 75. A Bill for an Act to create and enact section 28-04-03.1 of the North Dakota Century Code, providing for the venue in court actions arising out of the negligent operation of a motor vehicle.

Introduction, first reading, 59.

Referred to Committee on Judiciary, 59.

Reported back, amended, 164.

Amendments adopted, 180, 386.

Engrossed, 194.

Second reading, 233, 465.

Final passage, Lost, 233, carried, 466.

Motion to reconsider, 241.
 Re-referred to Committee on Judiciary, 241.
 Re-engrossed, 398.
 Clincher, 466.
 To House, 514, 1072.
 Returned to Senate, 991.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 76—(Senators Longmire, Wartner)

Senate Bill No. 76. A Bill for an Act to amend and reenact section 56-02-14 of the North Dakota Century Code relating to the validity and interpretation of wills.

Introduction, first reading, 59.
 Referred to Committee on Judiciary, 59.
 Reported back, do pass, 87.
 Second reading, 99.
 Final passage, 100.
 To House, 110, 744.
 Returned to Senate, 706.
 Enrolled, 743.
 Signed by President, 743.
 Returned to Senate, Signed by Speaker, 771.
 Sent to Governor, 771.
 Approved by Governor, 828.

Senate Bill No. 77—(Senators Meidinger, Roen, Hernet, Robinson, Strinden)

Senate Bill No. 77. A Bill for an Act to create and enact section 15-36-05.1 of the North Dakota Century Code, relating to the prerequisites for teacher certification.

Introduction, first reading, 59.
 Referred to Committee on Education, 59.
 Returned to Senate, 464.
 Withdrawn, 464.

Senate Bill No. 78—(Senators Roen, Redlin, Erickson, Becker, Solberg)

Senate Bill No. 78. A Bill for an Act to amend and reenact subsection 3 of section 57-51-15 of the North Dakota Century Code, relating to the allocation to counties of revenues from oil and gas gross production tax.

Introduction, first reading, 59.
 Referred to Committee on Political Subdivisions, 59.
 Reported back, amended, 178.
 Amendments adopted, 198.
 Engrossed, 213.
 Second reading, 242.
 Final passage, 242.
 To House, 264, 1072.
 Returned to Senate, 991.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 79—(Senator Wartner)

Senate Bill No. 79. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-17-01, 16-17-10, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the time for primary elections, time for secretary of state to give notice to the county auditor, time for county party committee organization meetings, state central committee meetings, time for meeting of the precinct committeemen to elect delegates to state party convention and time for the holding of state party conventions.

Introduction, first reading, 59.

Referred to Committee on Judiciary, 59.

Reported back, do pass, 147.

Amended, 189.

Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended from floor, 189.

Second reading, 189.

Final passage, 189.

Clincher, 189.

Engrossed, 194.

To House, 219.

Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 80—(Senators Lips, Reichert, Erickson, Meidinger)

Senate Bill No. 80. A Bill for an Act to create and enact sections 5-06-06 and 5-06-07 of the North Dakota Century Code prohibiting credit sales of beer and malt beverages, providing for the enforcement thereof, and providing a penalty for violations.

Introduction, first reading, 66.

Referred to Committee on Industry, Business and Labor, 66.

Reported back, amended, 196.

Motion to indefinitely postpone, Lost, 196.

Placed at foot of Calendar, 196, 252.

Amendments adopted, 215.

Engrossed, 239.

Second reading, 251, 276.

Final passage, Lost, 276.

Clincher, 276.

Senate Bill No. 81—(Senators Brooks, Redlin, Reichert, Erickson)

Senate Bill No. 81. A Bill for an Act to create and enact section 49-15-10.1 of the North Dakota Century Code, permitting the public service commission of North Dakota to grant relief from the long and short haul, equidistant and volumes statutes of North Dakota, upon application of a common carrier by railroad and repealing sections 49-02-03.1 and 42-02-20.

Introduction, first reading, 66.

Referred to Committee on Transportation, 67.

Reported back, amended, 302.

Amendments adopted, 327.
 Engrossed, 325, 882.
 Second reading, 333, 738, 794.
 Final passage, 334, 795.
 To House, 347, 947.
 Returned to Senate, amended, 660, 661.
 Senate concurs, 685.
 Placed at foot of Calendar, 685.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 685.
 Laid over one legislative day, 738.
 Enrolled, 882.
 Signed by President, 946.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1108.

Senate Bill No. 82—(Senators Brooks, Erickson, Sanford, Robinson, Trenbeath, Reichert)

Senate Bill No. 82. A Bill for an Act to amend and reenact subsection 4 and to create subsection 7 of section 39-12-04 of the North Dakota Century Code relating to the length limitations on highway vehicles.

Introduction, first reading, 67.
 Referred to Committee on Transportation, 67.
 Reported back, amended, 196.
 Amendments adopted, 215.
 Engrossed, 239.
 Laid over one legislative day, 252.
 Reported back, amended, 252.
 Re-engrossed, 255.
 Second reading, 289.
 Final passage, 290.
 To House, 314, 804, 1108.
 Returned to Senate, indefinitely postponed. 777.
 House requests return of Bill, 804.
 Motion to return Bill to House, 804.
 Returned to Senate, 1053.
 Enrolled, 1106.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 83—(Senators Brooks, Redlin, Reichert, Erickson)

Senate Bill No. 83. A Bill for an Act to amend and reenact section 49-05-05 of the North Dakota Century Code, relating to the changes in tariff rates by a public utility and providing a penalty therefor.

Introduction, first reading, 67.
 Referred to Committee on Industry, Business and Labor, 67.
 Reported back, indefinitely postponed, 164.

Senate Bill No. 84—(Senators Forkner, Roen, Meidinger, Mahoney)

Senate Bill No. 84. A Bill for an Act to amend and re-enact section 4-02-27.1 of the North Dakota Century Code, relating to an additional mill levy for the aid of county fair associations, and declaring an emergency.

Introduction, first reading, 67.
Referred to Committee on Finance and Taxation, 67.
Reported back, do pass, 137.
Second reading, 174.
Final passage, 174.
Emergency Clause carried, 174.
To House, 188, 702.
Returned to Senate, 660.
Enrolled, 683.
Signed by President, 683.
Returned to Senate, Signed by Speaker, 702.
Sent to Governor, 705.
Approved by Governor, 770.

Senate Bill No. 85—(Senator Lips)

Senate Bill No. 85. A Bill for an Act to amend and re-enact section 15-39-40 of the North Dakota Century Code, relating to the withdrawal and reinstatement of members of the teachers' insurance and retirement fund.

Introduction, first reading, 67.
Referred to Committee on Education, 67.
Reported back, amended, 458.
Amendments adopted, 472.
Engrossed, 515.
Second reading, 541.
Final passage, 542.
To House, 557, 947.
Returned to Senate, 872.
Enrolled, 939.
Signed by President, 947.
Returned to Senate, Signed by Speaker, 973.
Sent to Governor, 990.
Approved by Governor, 1131.

Senate Bill No. 86—(Senators Lips, Kautzmann, Mahoney, Robinson)

Senate Bill No. 86. A Bill for an Act to amend and re-enact Section 65-04-31 of the North Dakota Century Code relating to investment of moneys in the workmen's compensation fund.

Introduction, first reading, 67.
Referred to Committee on State and Federal Government, 67.
Reported back, do pass, 121.
Second reading, 142.
Final passage, 143.
To House, 159, 665.
Returned to Senate, 635.
Enrolled, 647.
Signed by President, 664.

Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 87—(Senators Lips, Kautzmann, Mahoney, Robinson)

Senate Bill No. 87. A Bill for an Act to amend and reenact section 15-39-26 of the North Dakota Century Code relating to investment of moneys in the teachers insurance and retirement fund.

Introduction, first reading, 67.
 Referred to Committee on State and Federal Government, 67.
 Reported back, do pass, 121.
 Second reading, 143.
 Final passage, 143.
 To House, 159, 665.
 Returned to Senate, 635.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 88—(Senators Ringsak, Trenbeath, Mutch, Kisse)

Senate Bill No. 88. A Bill for an Act to provide definitions for the administration and regulation of the dairy processing, production, and manufacturing industry within the state, and to repeal sections 4-18-01, 4-18A-01, and 4-18B-02 of the North Dakota Century Code, relating to definitions for the purpose of dairy regulation.

Introduction, first reading, 67.
 Referred to Committee on Agriculture, 68.
 Reported back, amended, 92.
 Amendments adopted, 103.
 Engrossed, 111.
 Second reading, 129.
 Final passage, 130.
 To House, 145, 645.
 Returned to Senate, 413.
 Enrolled, 614.
 Signed by President, 627.
 Returned to Senate, Signed by Speaker, 660.
 Sent to Governor, 663.
 Approved by Governor, 703.

Senate Bill No. 89—(Senators Redlin, Forkner)

Senate Bill No. 89. A Bill for an Act to require the posting of a bond by nonresident custom harvesters to secure the payment of use tax liability incurred while in the state, and providing a penalty.

Introduction, first reading, 68.
 Referred to Committee on Agriculture, 68.
 Returned to Senate, 159.
 Withdrawn, 159.

Senate Bill No. 90—(Senators Ringsak, Reichert, Van Horn, Lips)

Senate Bill No. 90. A Bill for an Act to make a deficiency appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association, and declaring an emergency.

Introduction, first reading, 68.
Referred to Committee on Appropriations, 68.
Reported back, do pass, 121.
Second reading, 143.
Final passage, 144.
Emergency Clause carried, 144.
To House, 159, 456.
Returned to Senate, 388.
Enrolled, 412.
Signed by President, 445.
Returned to Senate, Signed by Speaker, 482.
Sent to Governor, 483.
Approved by Governor, 534.

Senate Bill No. 91—(Senators Ringsak, Reichert, Van Horn, Lips)

Senate Bill No. 91. A Bill for an Act to make an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association.

Introduction, first reading, 68.
Referred to Committee on Judiciary, 68.
Reported back, do pass, 87.
Re-referred to Committee on Appropriations, 87.
Reported back, do pass, 121.
Second reading, 144.
Final passage, 144.
To House, 159, 665.
Returned to Senate, 635.
Enrolled, 647.
Signed by President, 664.
Returned to Senate, Signed by Speaker, 682.
Sent to Governor, 693.

Senate Bill No. 92—(Senators Luick, Foss)

Senate Bill No. 92. A Bill for an Act to make a deficiency appropriation for the purchase of oleomargarine stamps by the state treasurer, and declaring an emergency.

Introduction, first reading, 72.
Referred to Committee on Appropriations, 72.
Reported back, do pass, 98.
Second reading, 130.
Final passage, 130.
Emergency Clause carried, 130.
Clincher, 130.
To House, 146, 456.
Returned to Senate, 388.
Enrolled, 412.

Signed by President, 445.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 534.

Senate Bill No. 93—(Senators Longmire, Lips, Sorlie, Mahoney, Trenbeath, Erickson)

Senate Bill No. 93. A Bill for an Act to amend and reenact section 11-10-02 of the North Dakota Century Code Supplement, relating to the election and terms of office of certain county officers.

Introduction, first reading, 72.
 Referred to Committee on Judiciary, 72.
 Reported back, do pass, 87.
 Second reading, 100.
 Final passage, 100.
 To House, 110, 702.
 Returned to Senate, 660.
 Enrolled, 683.
 Signed by President, 683.
 Returned to Senate, Signed by Speaker, 702.
 Sent to Governor, 705.
 Approved by Governor, 770.

Senate Bill No. 94—(Senators Ringsak, Roen, Lips, Saumur, Foss, Solberg, Thompson, Kjos)

Senate Bill No. 94. A Bill for an Act to amend and reenact section 5-01-13 of the North Dakota Century Code, relating to the sale of liquors.

Introduction, first reading, 72.
 Referred to Committee on State and Federal Government, 72.
 Reported back, amended, 137.
 Amendments adopted, 149.
 Engrossed, 161.
 Second reading, 189.
 Final passage, 190.
 To House, 219.
 Returned to Senate, indefinitely postponed, 706.

Senate Bill No. 95—(Senators Mutch, Reichert, Kautzmann)

Senate Bill No. 95. A Bill for an Act to amend and reenact sections 11-05-07, 11-05-08, 11-05-15, and 11-05-20 of the North Dakota Century Code, relating to the consolidation of counties and to repeal sections 11-05-19 and 11-05-21, of the North Dakota Century Code.

Introduction, first reading, 72.
 Referred to Committee on State and Federal Government, 72.
 Reported back, amended, 142.
 Amendments adopted, 154.
 Engrossed, 161.
 Second reading, 226, 929, 965, 996.
 Final passage, 226, 930, 996.

To House, 254, 1084.
 Returned to Senate, amended, 872, 873.
 Senate concurs, 929.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 929.
 Reconsidered, 965.
 Senate does not concur, 965.
 Conference Committee, Senate, 965.
 Conference Committee, House, 974.
 Amended, 995.
 Conference Committee report adopted, Senate, 996.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 996.
 Conference Committee report adopted, House, 1054.
 Enrolled, 1077.
 Signed by President, 1084.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 96—(Senators Roen, Redlin, Robinson)

Senate Bill No. 96. A Bill for an Act to amend and reenact section 44-08-10 of the North Dakota Century Code as amended by the 1961 Session Laws relating to the provision to "Buy North Dakota Products".

Introduction, first reading, 72.
 Referred to Committee on State and Federal Government, 72.
 Reported back, indefinitely postponed, 121.

Senate Bill No. 97—(Senators Reichert, Kamrath, Kisse, Roen)

Senate Bill No. 97. A Bill for an Act to repeal subsection 11 of section 11-28-05 and subsection 3 of section 11-28-16 of the North Dakota Century Code, relating to the exercise of the power of eminent domain by the board of park commissioners and the county board of joint park commissioners.

Introduction, first reading, 73.
 Referred to Committee on Political Subdivisions, 73.
 Reported back, indefinitely postponed, 281.
 Motion to place on calendar, Prevailed, 281.
 Motion to place at foot of calendar, 316.
 Amended, 332.
 Amendments adopted, 332.
 Second reading, 332, 346.
 Engrossed, 336.
 Final passage, 346.
 Clincher, 346.
 To House, 356, 744.
 Returned to Senate, 706.
 Enrolled, 743.
 Signed by President, 743.
 Returned to Senate, Signed by Speaker, 771.
 Sent to Governor, 771.
 Veto, 851.
 Motion to reconsider, Lost, 1161.

Senate Bill No. 98—(Senator Lips)

Senate Bill No. 98. A Bill for an Act to amend and reenact Sections 43-02-04, 43-02-07, 43-02-10, 43-02-11, and 43-02-14 of the North Dakota Century Code, relating to accountants.

Introduction, first reading, 73.
 Referred to Committee on Industry, Business and Labor, 73.
 Reported back, do pass, 164.
 Second reading, 228.
 Final passage, 229.
 To House, 254, 1072.
 Returned to Senate, 991.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 99—(Senator Lips)

Senate Bill No. 99. A Bill for an Act to amend and reenact section 14-02-09 of the North Dakota Century Code to provide for the mitigation of damages in defamation suits against radio and television broadcasting stations.

Introduction, first reading, 73.
 Referred to Committee on Industry, Business, and Labor, 73.
 Reported back, do pass, 147.
 Second reading, 192, 1035.
 Final passage, 192, 1036.
 To House, 219, 1108.
 Returned to Senate, amended, 971, 972.
 Senate does not concur, 999.
 Conference Committee, Senate, 999.
 Conference Committee, House, 1029.
 Conference Committee report adopted, Senate, 1035.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 1035.
 Conference Committee report adopted, House, 1054.
 Engrossed, 1106.
 Enrolled, 1106.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 100—(Senators Sinner, Trenbeath)

Senate Bill No. 100. A Bill for an Act to create and enact section 15-34-26.1 and to amend and reenact section 15-34-24 of the North Dakota Century Code, relating to the formula for the computation of state aid to transportation, and authorizing a tax levy to offset decreases in payments.

Introduction, first reading, 73.
 Referred to Committee on Education, 73.
 Reported back, indefinitely postponed, 459.

Senate Bill No. 101—(Senator Trenbeath)

Senate Bill No. 101. A Bill for an Act to amend and re-enact section 38-09-01 of the North Dakota Century Code relating to the reservation of minerals and mineral substances on sale of state-owned lands.

Introduction, first reading, 78.

Referred to Committee on Natural Resources, 78.

Reported back, indefinitely postponed, 389.

Senate Bill No. 102—(Senators Morgan, Kjos, Dahlund)

Senate Bill No. 102. A Bill for an Act to amend and re-enact subsection 6 of section 12-41-11 of the North Dakota Century Code, prohibiting the hauling or depositing of refuse upon the land of another.

Introduction, first reading, 78.

Referred to Committee on Political Subdivisions, 78.

Reported back, do pass, 102.

Second reading, 130.

Final passage, 131.

Motion to re-refer to Committee on Political Subdivisions, Lost, 131.

Amended, 131.

Amendments adopted, 131.

Rules suspended, deemed engrossed and placed on second reading and final passage, 131.

Engrossed, 134.

To House, 146, 665.

Returned to Senate, 635.

Enrolled, 647.

Signed by President, 664.

Returned to Senate, Signed by Speaker, 682.

Sent to Governor, 693.

Approved by Governor, 745.

Senate Bill No. 103—(Senators Wadeson, Solberg, George, Tuff)

Senate Bill No. 103. A Bill for an Act to amend and re-enact section 57-36-23 of the North Dakota Century Code, increasing the tax assessed against the sale of cigarettes and allocated to the incorporated cities and villages of the state by one-half mill on each cigarette.

Introduction, first reading, 78.

Referred to Committee on Finance and Taxation, 78.

Reported back, do pass, 148.

Placed at foot of calendar, 192.

Placed at head of calendar, 192.

Second reading, 192, 211.

Final passage, 211.

Clincher, 211.

To House, 219, 702.

Returned to Senate, 660.

Enrolled, 683.

Signed by President, 683.

Returned to Senate, Signed by Speaker, 702.

Sent to Governor, 705.

Approved by Governor, 800.

Senate Bill No. 104—(Senators Baker, Bopp, Lips)

Senate Bill No. 104. A Bill for an Act to create and enact section 23-09-20.1 and to amend and reenact section 19-08-02, subsection 4 of section 19-08-05, subsection 3 and 4 of section 23-09-01, subsection 8 of section 23-09-09, 23-09-17, subsection 1 of section 23-10-01, and sections 23-10-05, and 23-10-09 of the North Dakota Century Code, relating to the licensing of hotels, boarding houses, trailer courts and beverages by the state laboratories department.

Introduction, first reading, 80.
 Referred to Committee on Industry, Business and Labor, 80.
 Reported back, amended, 326.
 Amendments adopted, 341.
 Engrossed, 348.
 Second reading, 383, 1017, 1120.
 Final passage, 384, 1018, 1120.
 To House, 414, 1109, 1135.
 Returned to Senate, amended, 979, 980.
 House requests return of Bill, 1109.
 Senate concurs, 1017, 1120.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1017, 1120.
 Returned to Senate, amended, 1119, 1120.
 Re-engrossed, 1134.
 Enrolled, 1134.
 Signed by President, 1134.
 Returned to Senate, Signed by Speaker, 1140.
 Sent to Governor, 1178.

Senate Bill No. 105—(Senator Brooks)

Senate Bill No. 105. A Bill for an Act to amend and reenact section 12-42-05 of the North Dakota Century Code, relating to the offense of eavesdropping, and providing a penalty.

Introduction, first reading, 81.
 Referred to Committee on Judiciary, 81.
 Reported back, do pass, 148.
 Second reading, 220.
 Final passage, 220.
 To House, 254, 706.
 Returned to Senate, 691.
 Enrolled, 704.
 Signed by President, 704.
 Returned to Senate, Signed by Speaker, 741.
 Sent to Governor, 744.
 Approved by Governor, 800.

Senate Bill No. 106—(Senator Brooks)

Senate Bill No. 106. A Bill for an Act to authorize certain counties to levy a tax for county fair purposes, providing for the expenditure of the proceeds, and declaring an emergency.

Introduction, first reading, 81.
 Referred to Committee on Finance and Taxation, 81.

Reported back, amended, 400, 401.
 Amendments adopted, 443.
 Engrossed, 444.
 Second reading, 520.
 Final passage, 521.
 Emergency Clause carried, 521.
 Motion to reprint carried, 521.
 To House, 557, 802.
 Returned to Senate, 777.
 Enrolled, 801.
 Signed by President, 801.
 Returned to Senate, Signed by Speaker, 803.
 Sent to Governor, 828.
 Approved by Governor, 944.

Senate Bill No. 107—(Senator Longmire)

Senate Bill No. 107. A Bill for an Act to amend and reenact section 47-16-15 of the North Dakota Century Code, relating to notices of termination of leases of real property.

Introduction, first reading, 81.
 Referred to Committee on Judiciary, 81.
 Reported back, do pass, 92.
 Second reading, 109.
 Final passage, 110.
 To House, 118, 665.
 Returned to Senate, 635.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 745.

Senate Bill No. 108—(Senators Brooks, Hernet, Sinner, Morgan, Robinson, Meidinger)

Senate Bill No. 108. A Bill for an Act to amend and reenact section 16-12-14 of the North Dakota Century Code, relating to challengers to voters at the polls.

Introduction, first reading, 81.
 Referred to Committee on Judiciary, 81.
 Reported back, do pass, 148.
 Second reading, 220.
 Final passage, 221.
 To House, 254, 706.
 Returned to Senate, 691.
 Enrolled, 704.
 Signed by President, 704.
 Returned to Senate, Signed by Speaker, 741.
 Sent to Governor, 744.
 Approved by Governor, 800.

Senate Bill No. 109—(Senators Brooks, Hernet, Sinner, Trenbeath)

Senate Bill No. 109. A Bill for an Act to amend and reenact section 26-24-22 of the North Dakota Century Code, relating to reinsurance of the state fire and tornado fund.

Introduction, first reading, 81.
 Referred to Committee on Industry, Business and Labor,
 81.
 Reported back, amended, 338, 339.
 Amendments adopted, 356.
 Engrossed, 364.
 Second reading, 418.
 Final passage, Lost, 418.

Senate Bill No. 110—(Senators Ringsak, Mutch, Reichert)

Senate Bill No. 110. A Bill for an Act to amend and re-enact section 15-62-02 of the North Dakota Century Code relating to eligibility for scholarships.

Introduction, first reading, 81.
 Referred to Committee on Education, 81.
 Reported back, indefinitely postponed, 440.
 Motion to place on calendar, 440.
 Amended, 519.
 Amendments adopted, 519.
 Rules suspended, deemed engrossed, and placed on second reading and final passage as amended from floor, 519.
 Second reading, 519, 1018.
 Final passage, 519, 1018.
 Engrossed, 556.
 To House, 557, 1074.
 Returned to Senate, amended, 985, 986.
 Senate concurs, 1018.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1018.
 Re-engrossed, 1070.
 Enrolled, 1070.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 111—(Senators Baeverstad, Longmire)

Senate Bill No. 111. A Bill for an Act to amend and re-enact subsection 3 of section 11-18-03 of the North Dakota Century Code, relating to documents transferring ownership of real estate which must be presented to the county auditor's office prior to being placed of record.

Introduction, first reading, 81.
 Referred to Committee on Judiciary, 81.
 Reported back, amended, 93.
 Amendments adopted, 103.
 Engrossed, 111.
 Second reading, 131, 685.
 Final passage, 132, 686.
 To House, 146, 744.
 Returned to Senate, amended, 660, 661.
 Senate concurs, 685.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 685.
 Enrolled, 743.

Signed by President, 743.
 Returned to Senate, Signed by Speaker, 771.
 Sent to Governor, 771.
 Approved by Governor, 828.

Senate Bill No. 112—(Senator Longmire)

Senate Bill No. 112. A Bill for an Act to amend and reenact sections 12-58-01, 12-58-02, 12-58-07, 12-58-08, and 54-12-01 of the North Dakota Century Code, relating to the office of the superintendent of criminal identification and transferring the duties of such office from the warden of the penitentiary to the attorney general.

Introduction, first reading, 82.
 Referred to Committee on Judiciary, 82.
 Reported back, do pass, 148.
 Second reading, 221.
 Final passage, 221.
 To House, 254, 665.
 Returned to Senate, 613.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 113—(Senator Longmire)

Senate Bill No. 113. A Bill for an Act to create and enact section 14-03-01.1 and to amend and reenact section 14-03-10 of the North Dakota Century Code, relating to the residence of members of the armed forces stationed within North Dakota for domestic relations purposes.

Introduction, first reading, 82.
 Referred to Committee on State and Federal Government, 82.
 Reported back, do pass, 121, 122.
 Second reading, 144.
 Final passage, 145.
 To House, 159, 456.
 Returned to Senate, 388.
 Enrolled, 412.
 Signed by President, 445.
 Returned to Senate, Signed by Speaker, 482.
 Sent to Governor, 483.
 Approved by Governor, 534.

Senate Bill No. 114—(Senators Longmire, Baker, Lips, Saumur, Meidinger)

Senate Bill No. 114. A Bill for an Act to amend and reenact subsection 4 of section 2-06-01 and sections 2-06-02, 2-06-10, and 2-06-14 of the North Dakota Century Code, relating to municipal and regional airport authorities and the issuance of revenue bonds for their corporate purposes,

authorizing governing bodies of municipalities to exercise powers granted to airport authorities, and declaring an emergency.

Introduction, first reading, 82.
 Referred to Committee on Political Subdivisions, 82.
 Reported back, amended, 178.
 Amendments adopted, 198.
 Engrossed, 213.
 Second reading, 242, 952.
 Final passage, 243, 952.
 Emergency Clause carried, 243.
 Clincher, 243.
 To House, 264, 1000.
 Returned to Senate, amended, 753, 754.
 Senate does not concur, 930.
 Conference Committee, Senate, 930.
 Conference Committee, House, 943.
 Conference Committee report adopted, Senate, 951.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended in Conference Committee, 951.
 Conference Committee report adopted, House, 967.
 Re-engrossed, 991.
 Enrolled, 991.
 Signed by President, 1000.
 Returned to Senate, Signed by Speaker, 1029.
 Sent to Governor, 1030.

Senate Bill No. 115—(Senators Longmire, Baeverstad)

Senate Bill No. 115. A Bill for an Act to create and enact subsection 6 of section 39-04-02 and section 39-04-02.1 of the North Dakota Century Code, relating to the payment of personal property taxes as a prerequisite to the registration of motor vehicles and providing a penalty; and to amend and reenact section 57-20-01 of the North Dakota Century Code, relating to forms mailed by the county treasurer to the taxpayer and the motor vehicle registrar upon payment of such taxpayer's personal property taxes.

Introduction, first reading, 82.
 Referred to Committee on Finance and Taxation, 82.
 Reported back, do pass, 401.
 Second reading, 512.
 Final passage, 512.
 To House, 550.
 Returned to Senate, indefinitely postponed, 777.

Senate Bill No. 116—(Senator Longmire)

Senate Bill No. 116. A Bill for an Act to create and enact section 25-09-06.1 of the North Dakota Century Code Supplement limiting certain claims for the costs of care at certain state institutions.

Introduction, first reading, 82.
 Referred to Committee on Judiciary, 82.
 Reported back, do pass, 148.
 Second reading, 221, 222.
 Final passage, 221, 222.

Reconsidered, 222.
 Out of Order, 222.
 To House, 254, 1072.
 Returned to Senate, 991.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 117—(Senators Wadeson, Solberg, George, Baker)

Senate Bill No. 117. A Bill for an Act making an appropriation for the salaries of employees and expenses of the Thirty-eighth Legislative Assembly, and declaring an emergency.

Introduction, first reading, 82.
 Referred to Committee on Appropriations, 82.
 Reported back, do pass, 93.
 Placed at head of calendar, 98.
 Second reading, 98.
 Final passage, 99.
 Emergency Clause carried, 99.
 Clincher, 99.
 To House, 100, 119.
 Returned to Senate, 110.
 Enrolled, 118.
 Signed by President, 119.
 Returned to Senate, Signed by Speaker, 119.
 Sent to Governor, 119.
 Approved by Governor, 120.

Senate Bill No. 118—(Senator Ringsak)

Senate Bill No. 118. A Bill for an Act to create and enact section 15-14-06 and to amend and reenact sections 15-14-01, 15-14-02, 15-14-03, and 15-14-04 of the North Dakota Century Code, changing the state normal and industrial school located at Ellendale, North Dakota from a college to a trade and technical school.

Introduction, first reading, 83.
 Referred to Committee on Education, 83.
 Reported back, indefinitely postponed, 440.

Senate Bill No. 119—(Senators Kisse, Reichert, Erickson)

Senate Bill No. 119. A Bill for an Act to amend and reenact section 18-10-07 of the North Dakota Century Code Supplement, relating to the minimum number of mills that may be levied for the expenses of a rural fire protection district.

Introduction, first reading, 83.
 Referred to Committee on Finance and Taxation, 83.
 Reported back, indefinitely postponed, 401, 402.

Senate Bill No. 120—(Senators Ringsak, Harris)

Senate Bill No. 120. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code

Supplement, relating to tuition charges made by a school district or by a county agricultural school for a nonresident high school student, his parents or guardian, or the district of his residence.

Introduction, first reading, 88.
 Referred to Committee on Education, 88.
 Returned to Senate, 370.
 Withdrawn, 370.

Senate Bill No. 121—(Senators Luick, Sorlie, Reichert, Becker, Miller, Sinner)

Senate Bill No. 121. A Bill for an Act to amend and reenact sections 15-55-02 and 15-55-10 of the North Dakota Century Code, relating to constructing, operating, and financing revenue-producing buildings at higher educational institutions.

Introduction, first reading, 88.
 Referred to Committee on Industry, Business and Labor, 88.
 Reported back, amended, 267.
 Amendments adopted, 283.
 Engrossed, 303.
 Second reading, 316.
 Final passage, 317.
 To House, 335, 947.
 Returned to Senate, 810.
 Re-engrossed, 866.
 Enrolled, 866.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1131.

Senate Bill No. 122—(Senators Robinson, Kamrath)

Senate Bill No. 122. A Bill for an Act to provide for payments in lieu of taxes on real property owned by the state of North Dakota and controlled by the state game and fish department and providing for an effective date.

Introduction, first reading, 88.
 Referred to Committee on State and Federal Government, 88.
 Reported back, indefinitely postponed, 256.
 Re-referred to Committee on Agriculture, 256.
 Reported back, amended, 348.
 Amendments adopted, 372.
 Engrossed, 374.
 Second reading, 429, 930.
 Final passage, 429, 931.
 To House, 456, 961.
 Returned to Senate, amended, 725.
 Senate concurs, 930.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 930.
 Re-engrossed, 959.
 Enrolled, 959.

Signed by President, 961.
Returned to Senate, Signed by Speaker, 989.
Sent to Governor, 990.

Senate Bill No. 123—(Senators Solberg, Reichert, Mahoney)

Senate Bill No. 123. A Bill for an Act to amend and reenact section 49-12-01 of the North Dakota Century Code, relating to approval by the public service commission before a railroad corporation shall employ one station agent to operate two or more stations and to raise the minimum annual gross revenue of any station in determining if a station must be maintained.

Introduction, first reading, 88.
Referred to Committee on Transportation, 88.
Reported back, indefinitely postponed, 197.

Senate Bill No. 124—(Senators Holand, Brooks, Chesrown, Wartner, Reichert, Ringsak, Longmire)

Senate Bill No. 124. A Bill for an Act to provide that a sale of real property executed by the joint tenants thereof pursuant to a contract for deed does not dissolve the joint tenant relationship.

Introduction, first reading, 88.
Referred to Committee on Judiciary, 88.
Reported back, do pass, 148.
Placed at head of calendar, 190.
Second reading, 190.
Final passage, 190.
To House, 219, 665.
Returned to Senate, 613.
Enrolled, 628.
Signed by President, 647.
Returned to Senate, Signed by Speaker, 682.
Sent to Governor, 693.
Approved by Governor, 745.

Senate Bill No. 125—(Senators Becker, Morgan, Kisse)

Senate Bill No. 125. A Bill for an Act to amend and reenact section 20-05-05 of the North Dakota Century Code, relating to the requirement that persons wear colored clothing while hunting big game animals or wild turkey, and to exempt persons hunting deer or antelope with bow and arrow.

Introduction, first reading, 88.
Referred to Committee on Natural Resources, 88.
Returned to Senate, 371.
Withdrawn, 371.

Senate Bill No. 126—(Senators Baker, Longmire)

Senate Bill No. 126. A Bill for an Act authorizing the state of North Dakota acting by its North Dakota workmen's compensation bureau for the North Dakota state employment service to sell and convey the westerly or front one hundred forty feet of lot fourteen, in block thirty-two,

town of Grand Forks, according to the plat thereof on file and of record in the office of the register of deeds of said county and state and recorded in book "A" of deeds, on page twenty-two, in Grand Forks county, North Dakota.

Introduction, first reading, 89.
 Referred to Committee on Political Subdivisions, 89.
 Reported back, do pass, 281.
 Second reading, 318.
 Final passage, 318.
 To House, 335, 665.
 Returned to Senate, 635.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 127—(Senators Mutch, Kisse, Solberg)

Senate Bill No. 127. A Bill for an Act to amend and reenact section 57-54-11 of the North Dakota Century Code to provide for the revocation of motor fuel dealer license.

Introduction, first reading, 89.
 Referred to Committee on Industry, Business and Labor, 89.
 Reported back, do pass, 197.
 Second reading, 249.
 Final passage, 249.
 To House, 264, 1072.
 Returned to Senate, amended, 753, 754.
 Senate does not concur, 931.
 Conference Committee, Senate, 931.
 Conference Committee, House, 942.
 Conference Committee report adopted, Senate, 966.
 Conference Committee report adopted, House, 974.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 128—(Senators Mutch, Kisse, Solberg)

Senate Bill No. 128. A Bill for an Act to amend and reenact section 57-52-04 of the North Dakota Century Code to provide for the imposition of a tax on special fuel and providing for certain exemptions.

Introduction, first reading, 89.
 Referred to Committee on Finance and Taxation, 89.
 Reported back, do pass, 178.
 Second reading, 236.
 Final passage, 237.
 To House, 254, 702.
 Returned to Senate, 660.
 Enrolled, 683.
 Signed by President, 683.
 Returned to Senate, Signed by Speaker, 702.
 Sent to Governor, 705.
 Approved by Governor, 770.

Senate Bill No. 129—(Senators Morgan, Kjos, Mahoney)

Senate Bill No. 129. A Bill for an Act to amend Sub-section 7 of Section 7-02-08 of the North Dakota Century Code, permitting savings and loan associations to make business loans up to sixty per cent of the cash value of the property mortgaged.

Introduction, first reading, 89.

Referred to Committee on Industry, Business and Labor, 89.

Reported back, amended, 485.

Amendments adopted, 516.

Engrossed, 549.

Second reading, 572.

Final passage, 572.

Clincher, 572.

To House, 577, 1072.

Returned to Senate, 991.

Enrolled, 1031.

Signed by President, 1072.

Returned to Senate, Signed by Speaker, 1075.

Sent to Governor, 1076.

Senate Bill No. 130—(Senators Robinson, Sinner, Mahoney, Kjos)

Senate Bill No. 130. A Bill for an Act to authorize the use of flashing amber lights upon rural mail delivery vehicles and to prescribe standards therefor.

Introduction, first reading, 93.

Referred to Committee on Social Welfare and Veterans Affairs, 93.

Reported back, do pass, 178, 179.

Second reading, 237.

Final passage, 237.

To House, 254, 802.

Returned to Senate, 757.

Enrolled, 801.

Signed by President, 801.

Returned to Senate, Signed by Speaker, 803.

Sent to Governor, 828.

Approved by Governor, 944.

Senate Bill No. 131—(Senators Meidinger, Kjos, Sanford, Kee)

Senate Bill No. 131. A Bill for an Act to repeal Section 39-04-28, Section 39-04-30, Section 39-04-31, Section 39-04-32, Section 39-04-33, Section 39-04-34 and Section 39-04-35 and for an Act to create a new chapter of the North Dakota Century Code to be entitled Motor Vehicle Dealers relating to definition of dealer; motor vehicle dealer's licenses, fees, additional number plates; motorcycle dealers license and fee; grounds for denial, suspension, cancellation or revocation of dealers license; dealers bond required; location of used car lots; penalty for dealers permitting license to be used by another dealer; dealers to furnish information to registrar and requirements of dealers to file list of used cars with registrar, fees paid on used

cars by dealers, delinquency and penalty; powers of the registrar of motor vehicles; examination of dealers books and records by registrar; officers to administer provisions of chapter; and penalty for violation of provisions of chapter.

Introduction, first reading, 93.
 Referred to Committee on Industry, Business and Labor, 94.
 Reported back, amended, 349.
 Amendments adopted, 372.
 Engrossed, 374.
 Second reading, 430, 940.
 Final passage, 430, 941.
 To House, 456, 1000.
 Returned to Senate, amended, 939.
 Senate concurs, 940.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 940.
 Re-engrossed, 991.
 Enrolled, 991.
 Signed by President, 1000.
 Returned to Senate, Signed by Speaker, 1029.
 Sent to Governor, 1030.
 Approved by Governor, 1131.

Senate Bill No. 132—(Senators Becker, Berube, Kisse, Robinson, Kjos, Sanford)

Senate Bill No. 132. A Bill for an Act to amend and reenact section 15-06-38 and section 15-06-39 of the North Dakota Century Code to provide for forest management on the basis of suitability rather than valuation, to provide for good forestry practices, authorizing issuance of hay permits thereon and making appropriate corrections.

Introduction, first reading, 94.
 Referred to Committee on Agriculture, 94.
 Reported back, amended, 256.
 Amendments adopted, 270.
 Engrossed, 280.
 Second reading, 296.
 Final passage, 296.
 To House, 314, 665.
 Returned to Senate, 613.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 133—(Senators Longmire, Baker)

Senate Bill No. 133. A Bill for an Act authorizing the state of North Dakota acting by its North Dakota workmen's compensation bureau for the North Dakota state employment service to sell and convey the lots six and

seven of block eleven, Brooklyn Addition to the city of Minot, Ward county, North Dakota.

Introduction, first reading, 94.
 Referred to Committee on Political Subdivisions, 94.
 Reported back, amended, 281.
 Amendments adopted, 303.
 Engrossed, 307.
 Second reading, 323.
 Final passage, 323.
 To House, 335, 702.
 Returned to Senate, 635.
 Enrolled, 683.
 Signed by President, 683.
 Returned to Senate, Signed by Speaker, 702.
 Sent to Governor, 705.
 Approved by Governor, 770.

Senate Bill No. 134—(Senators Reichert, Longmire)

Senate Bill No. 134. A Bill for an Act providing for expiration of mortgages of real estate ten years after final maturity, or recording in case maturity is not shown of record, unless extended of record hereunder, giving notice and fixing the time of taking effect, repealing Sections 28-01-43 and 35-03-13 North Dakota Century Code, and creating and enacting sub-section 3 of Section 28-01-15 North Dakota Century Code, relating to time to commence actions or proceedings to foreclose real estate mortgages.

Introduction, first reading, 94.
 Referred to Committee on Judiciary, 94.
 Reported back, do pass, 148.
 Second reading, 224, 290.
 Re-referred to Committee on Judiciary, 224.
 Reported back, do pass, 256.
 Final passage, 290.
 To House, 314, 665.
 Returned to Senate, 613.
 Enrolled, 647.
 Signed by President, 664.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 135—(Senators Mutch, Kisse, Solberg)

Senate Bill No. 135. A Bill for an Act to create and enact section 57-50-05.1 and to amend and reenact section 57-50-05 of the North Dakota Century Code to provide for refund of motor fuel tax to state or political subdivision and prohibit refunds to private individuals or corporations, except liquefied petroleum gas used for heating purposes.

Introduction, first reading, 94.
 Referred to Committee on Industry, Business and Labor, 94.
 Returned to Senate, 107.
 Re-referred to Committee on Finance and Taxation, 107.
 Reported back, do pass, 148.
 Second reading, 224.

Final passage, 225, 710.
 To House, 254, 773.
 Returned to Senate, amended, 692.
 Senate concurs, 710.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 710.
 Emergency Clause carried, 710.
 Engrossed, 772.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 899.

Senate Bill No. 136—(Senators Mutch, Kisse, Solberg)

Senate Bill No. 136. A Bill for an Act to create and enact section 57-52-10.1 of the North Dakota Century Code to provide for the deduction of the cost of collecting special fuel tax by the special fuel dealer.

Introduction, first reading, 94.
 Referred to Committee on Industry, Business and Labor, 94.
 Returned to Senate, 107.
 Re-referred to Committee on Finance and Taxation, 107.
 Indefinitely postponed.

Senate Bill No. 137—(Senators Berube, Thompson, Nelson, Van Horn, Bopp, Witteman, Kamrath)

Senate Bill No. 137. A Bill for an Act providing for the establishment of a state trading stamp center under the control of the state industrial commission, defining the business scope thereof, authorizing the appointment of a manager and employees of said trading stamp center, limiting the expenditures, providing for removal or discharge of appointees, and providing for the disposition of collections.

Introduction, first reading, 95.
 Referred to Committee on Industry, Business and Labor, 95.
 Reported back, indefinitely postponed, 350.

Senate Bill No. 138—(Senators Thompson, Lips)

Senate Bill No. 138. A Bill for an Act to amend and reenact Section 52-09-09 of the North Dakota Century Code, as amended by Chapter 314, Session Laws 1961, pertaining to rate of contribution.

Introduction, first reading, 95.
 Referred to Committee on Industry, Business and Labor, 95.
 Reported back, do pass, 256.
 Second reading, 291.
 Final passage, 291.
 To House, 314, 706.
 Returned to Senate, 691.

Enrolled, 704.
 Signed by President, 704.
 Returned to Senate, Signed by Speaker, 741.
 Sent to Governor, 744.
 Approved by Governor, 800.

Senate Bill No. 139—(Senators Meidinger, Brooks, Sinner, Lips)

Senate Bill No. 139. A Bill for an Act to amend and reenact subsection 10 of section 32-15-02, subsection 3 of section 49-02-01 and sections 49-19-01, 49-19-08, 49-19-11, 49-19-13, 49-19-15, 49-19-18, 49-19-19, and 49-19-20 of the North Dakota Century Code, relating to the exercise of eminent domain by and the regulation of coal pipeline carriers.

Introduction, first reading, 95.
 Referred to Committee on Industry, Business and Labor, 95.
 Returned to Senate, 107.
 Re-referred to Committee on Judiciary, 107.
 Reported back, do pass, 148.
 Second reading, 225, 931.
 Final passage, 225, 931.
 To House, 254, 961.
 Returned to Senate, amended, 753, 754, 756.
 Senate concurs, 931.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 931.
 Engrossed, 959.
 Enrolled, 959.
 Signed by President, 961.
 Returned to Senate, Signed by Speaker, 989.
 Sent to Governor, 990.

Senate Bill No. 140—(Senators Thompson, Lips)

Senate Bill No. 140. A Bill for an Act to amend and reenact Section 52-10-04 of the North Dakota Century Code, as amended by Chapter 316, Session Laws of 1961, pertaining to contributions by employees of the state and of political subdivisions.

Introduction, first reading, 95.
 Referred to Committee on Industry, Business and Labor, 95.
 Reported back, do pass, 256.
 Second reading, 291.
 Final passage, 292.
 To House, 314, 706.
 Returned to Senate, 691.
 Enrolled, 704.
 Signed by President, 704.
 Returned to Senate, Signed by Speaker, 741.
 Sent to Governor, 744.
 Approved by Governor, 800.

Senate Bill No. 141—(Senators Lips, Sanford, George, Kamrath, Solberg, Kautzmann, Mahoney, Chesrown)

Senate Bill No. 141. A Bill for an Act to amend Section 15-18-07 of the North Dakota Century Code relating to state aid for junior colleges.

Introduction, first reading, 95.
Referred to Committee on Appropriations, 95.
Reported back, amended, 327.
Amendments adopted, 342.
Engrossed, 348.
Second reading, 384, 1057.
Final passage, 384, 1058.
To House, 414, 1108.
Returned to Senate, amended, 1003, 1005.
Senate concurs, 1057.
Motion not to concur, Lost, 1057.
Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1057.
Re-engrossed, 1105.
Enrolled, 1105.
Signed by President, 1108.
Returned to Senate, Signed by Speaker, 1125.
Sent to Governor, 1126.

Senate Bill No. 142—(Senators Hernet, Redlin, Becker, Van Horn)

Senate Bill No. 142. A Bill for an Act to provide for the appointment of an assistant tax commissioner and prescribing his powers and duties; and declaring an emergency.

Introduction, first reading, 98.
Referred to Committee on State and Federal Government, 98.
Reported back, amended, 440, 463.
Amendments adopted, 463.
Engrossed, 470.
Second reading, 528.
Final passage, 528.
Emergency Clause carried, 528.
To House, 557.
Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 143—(Senators Brooks, Robinson, Lips)

Senate Bill No. 143. A Bill for an Act establishing a veterinary practice Act; defining its purposes; providing for the appointment, qualifications and terms of office of the state board of veterinary medical examiners, its officers and meetings of the board, the examination of applicants for license to practice veterinary medicine and the issuance of certificate of qualification to applicants passing examination and temporary permits pending examinations; authorizing the board to make rules and regulations, enter into reciprocal agreements with examining boards of other states and nations, adopt a code of ethics and make inspections of premises; fixing the compensation and expenses of members of the board and officers; prohibiting the practice

of veterinary medicine, surgery, or dentistry without a certificate or permit issued by the board and prior graduation from an approved school, college or university; fixing the fees for examination and registration, renewal fees; providing for issuance of certificate of registration, roster of registered veterinarians, change of address, display of certificate and renewal of registration on forfeiture; defining veterinary medicine; stating grounds authorizing board to refuse, suspend or revoke license and certificate of registration and providing for hearing and procedure on charges and appeal to district court; exempting certain practices from Act; fixing penalty for unlawful practice of veterinary medicine; declaring effect of invalidity of part of Act; and repealing chapter 36-02 of the North Dakota Century Code.

Introduction, first reading, 103.
 Referred to Committee on Agriculture, 103.
 Reported back, amended, 350.
 Amendments adopted, 372.
 Engrossed, 374.
 Second reading, 430.
 Final passage, 431.
 To House, 456, 773.
 Returned to Senate, 691.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 899.

Senate Bill No. 144—(Senator Longmire)

Senate Bill No. 144. A Bill for an Act to amend and reenact sections 26-24-08 and 26-24-09 of the North Dakota Century Code relating to reporting of public buildings to the commissioner of insurance, and providing for insurance on all public buildings.

Introduction, first reading, 103.
 Referred to Committee on State and Federal Government, 103.
 Reported back, do pass, 214.
 Second reading, 265.
 Final passage, 265.
 To House, 279, 702.
 Returned to Senate, 660.
 Enrolled, 683.
 Signed by President, 683.
 Returned to Senate, Signed by Speaker, 702.
 Sent to Governor, 705.
 Approved by Governor, 770.

Senate Bill No. 145—(Senators Van Horn, Luick, Morgan, Meidinger, Sinner, Mahoney)

Senate Bill No. 145. A Bill for an Act to promote the educational welfare of the students of this state by regu-

lating their participation in school athletic contests, and providing a penalty.

Introduction, first reading, 103.
 Referred to Committee on Education, 104.
 Reported back, indefinitely postponed, 441.
 Motion to place on calendar, Lost, 441.

Senate Bill No. 146—(Senators Reichert, Ringsak, Sinner, Lips, Mutch)

Senate Bill No. 146. A Bill for an Act to amend and reenact section 49-06-02 of the North Dakota Century Code, and establish the standards for valuation of public utility property for rate making purposes.

Introduction, first reading, 104.
 Referred to Committee on Industry, Business and Labor, 104.
 Reported back, do pass, 164.
 Second reading, 229.
 Final passage, 229.
 To House, 264, 773.
 Returned to Senate, 706.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Veto, 900.
 Motion to Reconsider, Lost, 1161.

Senate Bill No. 147—(Senators Becker, Chesrown, Kautzmann, Sinner)

Senate Bill No. 147. A Bill for an Act to amend and reenact Section 40-05-06 of the North Dakota Century Code relating to the limitation of city fines and penalties.

Introduction, first reading, 104.
 Referred to Committee on Judiciary, 104.
 Reported back, do pass, 257.
 Second reading, 292.
 Lost for lack of a constitutional majority, 292.

Senate Bill No. 148—(Senator Brooks)

Senate Bill No. 148. A Bill for an Act to amend and reenact section 20-05-02 of the North Dakota Century Code, relating to the season for taking big game, and to repeal section 20-05-02.1 of the North Dakota Century Code, relating to the hour for the opening of the deer and antelope hunting season, and to the transportation, shipment or possession of big game.

Introduction, first reading, 104.
 Referred to Committee on Natural Resources, 104.
 Reported back, amended, 441.
 Amendments adopted, 464.
 Engrossed, 470.
 Second reading, 529.
 Final passage, 529.

To House, 557, 802.
 Returned to Senate, 777.
 Enrolled, 801.
 Signed by President, 801.
 Returned to Senate, Signed by Speaker, 803.
 Sent to Governor, 828.
 Approved by Governor, 944.

Senate Bill No. 149—(Senators Becker, Chesrown, Kautzmann, Sinner)

Senate Bill No. 149. A Bill for an Act to establish a commission on peace officers' standards and training, to provide for the appointment of a director and other employees, to provide for the establishment of standards and curriculum for peace officers' school and making an appropriation therefor.

Introduction, first reading, 104.
 Referred to Committee on Judiciary, 104.
 Reported back, amended, 257.
 Re-referred to Committee on Appropriations, 257.
 Amendments adopted, 270, 443.
 Engrossed, 280.
 Reported back, amended, 402.
 Re-engrossed, 444.
 Second reading, 521, 932.
 Final passage, 521, 932.
 To House, 557, 961.
 Returned to Senate, amended, 881.
 Senate concurs, 931.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 931.
 Enrolled, 959.
 Signed by President, 961.
 Returned to Senate, Signed by Speaker, 989.
 Sent to Governor, 990.

Senate Bill No. 150—(Senators Brooks, Hernett, Mutch, Reichert)

Senate Bill No. 150. A Bill for an Act to repeal subdivision d of subsection 11 of section 52-01-01 of the North Dakota Century Code relating to affiliation of employing units; to amend and reenact subsection 12 of section 52-01-01 of the North Dakota Century Code relating to definition of employee; to amend and reenact subdivision e of subsection 13 of section 52-01-01 of the North Dakota Century Code relating to definition of employment; to amend and reenact subsection (8) of subdivision i of subsection 15 of section 52-01-01 of the North Dakota Century Code to include real estate salesmen and securities salesmen remunerated solely by commissions in employment excluded from unemployment compensation; and to amend and reenact subsection 20 of section 52-01-01 of the North Dakota Century Code relating to definition of state.

Introduction, first reading, 104.
 Referred to Committee on Industry, Business and Labor, 104.

Reported back, amended, 165.
 Amendments adopted, 180.
 Engrossed, 194.
 Second reading, 233.
 Final passage, 234.
 To House, 254, 802.
 Returned to Senate, 757.
 Enrolled, 801.
 Signed by President, 801.
 Returned to Senate, Signed by Speaker, 803.
 Sent to Governor, 828.
 Approved by Governor, 944.

Senate Bill No. 151—(Senators Brooks, Hernet, Mutch, Reichert)

Senate Bill No. 151. A Bill for an Act to create and enact subsection 5 of section 52-04-06 of the North Dakota Century Code relating to rate of contributions in the event quarterly taxable payroll exceeds established average annual payroll, and declaring an emergency.

Introduction, first reading, 104.
 Referred to Committee on Industry, Business and Labor, 105.
 Reported back, amended, 165.
 Amendments adopted, 180.
 Engrossed, 194.
 Second reading, 234.
 Final passage, 234.
 Emergency Clause carried, 234.
 To House, 254, 802.
 Returned to Senate, 757.
 Enrolled, 801.
 Signed by President, 801.
 Returned to Senate, Signed by Speaker, 803.
 Sent to Governor, 828.
 Approved by Governor, 944.

Senate Bill No. 152—(Senators Brooks, Hernet, Mutch, Reichert)

Senate Bill No. 152. A Bill for an Act to amend and reenact subsections 1, 2 and 3 of section 52-06-04 of the North Dakota Century Code relating to schedule of unemployment compensation benefits, qualifying wages, definitions; and to amend and reenact section 52-06-05 of the North Dakota Century Code relating to the maximum potential unemployment compensation benefits, and declaring an emergency.

Introduction, first reading, 105.
 Referred to Committee on Industry, Business and Labor, 105.
 Reported back, amended, 165.
 Amendments adopted, 180.
 Engrossed, 194.
 Second reading, 234.
 Final passage, 234.
 Emergency Clause carried, 234.
 To House, 254, 947.

Returned to Senate, 810.
 Enrolled, 867.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1131.

Senate Bill No. 153—(Senators Luick, Bopp, Kjos)

Senate Bill No. 153. A bill for an Act to amend and reenact section 39-04-06 of the North Dakota Century Code relating to the rescinding of motor vehicle registration.

Introduction, first reading, 105.
 Referred to Committee on Transportation, 105.
 Reported back, do pass, 281.
 Second reading, 318, 572.
 Final passage, 319, 573.
 Motion to reconsider, 319.
 Re-referred to Committee on Transportation, 319.
 Reported back, amended, 485.
 Amendments adopted, 516.
 Engrossed, 549.
 Clincher, 573.
 To House, 577, 947.
 Returned to Senate, 872.
 Enrolled, 939.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1131.

Senate Bill No. 154—(Senators Brooks, Hernet, Mutch, Reichert)

Senate Bill No. 154. A Bill for an Act to amend and reenact subsections 1, 2 and 3 of section 52-06-02 of the North Dakota Century Code to provide a uniform term and condition of disqualification for unemployment compensation benefits and to impose a disqualification for unemployment compensation benefits for failure to return to customary self employment; to repeal subsection 2 of section 52-04-07 of the North Dakota Century Code relating to non-chargeability of unemployment compensation benefits to accounts of base period employers.

Introduction, first reading, 105.
 Referred to Committee on Industry, Business and Labor, 105.
 Reported back, do pass, 165.
 Motion to move bill down calendar following Senate Bill No. 152, 229.
 Second reading, 229, 235.
 Final passage, 235.
 To House, 254, 802.
 Returned to Senate, 757.
 Enrolled, 801.
 Signed by President, 801.
 Returned to Senate, Signed by Speaker, 803.
 Sent to Governor, 828.
 Approved by Governor, 944.

Senate Bill No. 155—(Senators Brooks, Holand, Reichert)

Senate Bill No. 155. A Bill for an Act to amend and reenact section 30-14-24 of the North Dakota Century Code, relating to the execution of conveyances on behalf of minors, spendthrifts, habitual drunkards, and incompetents.

Introduction, first reading, 105.
 Referred to Committee on Judiciary, 105.
 Reported back, do pass, 149.
 Second reading, 225.
 Final passage, 226.
 To House, 254, 665.
 Returned to Senate, 613.
 Enrolled, 628.
 Signed by President, 647.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 785.

Senate Bill No. 156—(Senators Becker, Chesrown, Kautzmann, Sinner)

Senate Bill No. 156. A Bill for an Act to provide for licensing and regulating detectives and detective agencies.

Introduction, first reading, 105.
 Referred to Committee on State and Federal Government, 105.
 Reported back, amended, 214.
 Amendments adopted, 240.
 Engrossed, 255.
 Second reading, 277, 686.
 Final passage, 277, 686.
 To House, 289, 773.
 Returned to Senate, amended, 660, 661.
 Senate concurs, 686.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 686.
 Re-engrossed, 772.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 866.

Senate Bill No. 157—(Senator Longmire, by request)

Senate Bill No. 157. A Bill for an Act providing for an appropriation in order to coordinate and develop industrial arts and education on a statewide basis.

Introduction, first reading, 105.
 Referred to Committee on Appropriations, 105.
 Reported back, indefinitely postponed, 365.

Senate Bill No. 158—(Senators Baker, George, Longmire)

Senate Bill No. 158. A Bill for an Act to repeal Section 54-03-21 of the North Dakota Century Code prohibiting a member of the legislative assembly, his spouse, partnership, corporation, or association from performing services or providing materials for the State of North Dakota for a consideration in excess of ten thousand dollars in any calendar year.

Introduction, first reading, 106.
 Referred to Committee on State and Federal Government, 106.
 Reported back, do pass, 214.
 Placed at foot of calendar, 271, 314, 345.
 Second reading, 271, 293, 329, 380.
 Final passage, lost for lack of a constitutional majority, 294, Carried, 382.
 Motion to Reconsider, 314, Lost, 1161.
 Re-referred to Committee on State and Federal Government, 330.
 Returned to Senate, 345.
 Motion to amend, Lost, 381.
 Clincher, 382.
 To House, 414, 706.
 Returned to Senate, 691.
 Enrolled, 704.
 Signed by President, 704.
 Returned to Senate, Signed by Speaker, 741.
 Sent to Governor, 744.
 Veto, 850.

Senate Bill No. 159—(Senators Thompson, Longmire)

Senate Bill No. 159. A Bill for an Act to amend and reenact section 39-04A-06 of the North Dakota Century Code, relating to persons who shall not be charged additional fees for use of motor vehicles engaged in transportation of property.

Introduction, first reading, 106.
 Referred to Committee on Transportation, 106.
 Reported back, do pass, 197.
 Second reading, 249.
 Final passage, 250.
 To House, 264, 773.
 Returned to Senate, 706.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 866.

Senate Bill No. 160—(Senators Longmire, Lips)

Senate Bill No. 160. A Bill for an Act to amend and reenact section 26-23-08 of the North Dakota Century Code relating to automatic insurance of state and political subdivisions.

Introduction, first reading, 106.
 Referred to Committee on State and Federal Government, 106.

Reported back, do pass, 214.
 Second reading, 273.
 Final passage, 273.
 To House, 289, 773.
 Returned to Senate, 706.
 Enrolled, 772.
 Signed by President, 772.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 864.

Senate Bill No. 161—(Senators Sinner, Thompson, Redlin, Trenbeath)

Senate Bill No. 161. A Bill for an Act to amend and reenact subsection 2 of section 39-16-16 of the North Dakota Century Code, relating to proof of financial responsibility and licensing of motor vehicle operators.

Introduction, first reading, 112.
 Referred to Committee on Social Welfare and Veterans Affairs, 112.
 Returned to Senate, 118.
 Re-referred to Committee on Judiciary, 118.
 Reported back, do pass, 257.
 Second reading, 292.
 Final passage, 293.
 To House, 314, 773.
 Returned to Senate, 706.
 Enrolled, 772.
 Signed by President, 772.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 162—(Senators Sinner, Trenbeath, Thompson, Redlin)

Senate Bill No. 162. A Bill for an Act authorizing the payment as a part of the cost of construction of a project on any federal aid highway certain relocation payments reasonable and necessary when any individual, family, business concern, including the operation of a farm, and non profit organization is being displaced by the construction of such project.

Introduction, first reading, 112.
 Referred to Committee on Transportation, 112.
 Reported back, amended, 302.
 Engrossed, 325.
 Second reading, 346.
 Final passage, 347.
 To House, 356.
 Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 163—(Senator Lips)

Senate Bill No. 163. A Bill for an Act granting motor vehicle parking privileges to handicapped persons, and declaring an emergency.

Introduction, first reading, 112.
 Referred to Committee on Political Subdivisions, 112.

Reported back, amended, 281.
Amendments adopted, 304.
Engrossed, 307.
Second reading, 323.
Final passage, 324.
Emergency Clause carried, 324.
To House, 335, 802.
Returned to Senate, 757.
Enrolled, 801.
Signed by President, 801.
Returned to Senate, Signed by Speaker, 803.
Sent to Governor, 828.
Approved by Governor, 936.

Senate Bill No. 164—(Senators Trenbeath, Sinner)

Senate Bill No. 164. A Bill for an Act to amend and reenact Section 15-40-14 of the 1961 Supplement of the North Dakota Century Code, relating to the school term in school districts educating children of agricultural migratory workers.

Introduction, first reading, 112.
Referred to Committee on Education, 112.
Reported back, do pass, 339, 340.
Re-referred to Committee on Education, 355.
Reported back, do pass, 459.
Second reading, 537.
Final passage, 537.
To House, 557.
Returned to Senate, indefinitely postponed, 882.

Senate Bill No. 165—(Senators Longmire, Lips)

Senate Bill No. 165. A Bill for an Act to amend and reenact sections 26-24-13 and 26-24-14 of the North Dakota Century Code relating to insurance assessments and construction insurance rate.

Introduction, first reading, 112.
Referred to Committee on Industry, Business and Labor, 112.
Reported back, do pass, 257.
Second reading, 293.
Final passage, 293.
To House, 314, 802.
Returned to Senate, 757.
Enrolled, 801.
Signed by President, 801.
Returned to Senate, Signed by Speaker, 803.
Sent to Governor, 828.
Approved by Governor, 944.

Senate Bill No. 166—(Senator Baker)

Senate Bill No. 166. A Bill for an Act to amend and reenact Section 27-07-36 of the North Dakota Century Code, relating to the records of the County Court and the public inspection thereof.

Introduction, first reading, 112.
Referred to Committee on Judiciary, 112.
Reported back, indefinitely postponed, 257.

Senate Bill No. 167—(Senator Holand)

Senate Bill No. 167. A Bill for an Act to create and enact subsection 4 of section 36-05-02 of the North Dakota Century Code, relating to sales of livestock.

Introduction, first reading, 112.
 Referred to Committee on Agriculture, 112.
 Reported back, do pass, 149.
 Placed at head of calendar, 190.
 Second reading, 190, 635, 659.
 Final passage, 191, 659.
 To House, 219, 702, 769.
 Returned to Senate, amended, 614.
 Senate concurs, 635.
 Placed at foot of calendar, 635.
 Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 635.
 Clincher, 659.
 Engrossed, 683.
 Enrolled, 683, 745.
 Signed by President, 683, 769.
 Returned to Senate, Signed by Speaker, 702, 771.
 Sent to Governor, 705, 772.
 Senate requests return from Governor, 744.
 Returned to Senate from Governor, 744.
 Approved by Governor, 828.

Senate Bill No. 168—(Senators Ringsak, Miller, Thompson, Mahoney, George, Strinden, Beck)

Senate Bill No. 168. A Bill for an Act to provide for the licensing, bonding, and regulation of the dairy producing processes and manufacturing industry in the state of North Dakota, to provide standards therefor and to provide for the powers and duties of the dairy department in connection therewith and providing penalties; and to repeal chapters 4-18, 4-18A, and 4-18B, of the North Dakota Century Code, relating to the regulation of dairy products production, manufacturing, and processing in the state of North Dakota.

Introduction, first reading, 112.
 Referred to Committee on Agriculture, 112.
 Reported back, amended, 267, 268, 317.
 Amendments adopted, 283, 372.
 Engrossed, 303, 324.
 Second reading, 317, 431.
 Re-referred to Committee on Agriculture, 317.
 Reported back, amended, 351.
 Re-engrossed, 374.
 Final passage, 432.
 To House, 456, 773.
 Returned to Senate, 691.
 Enrolled, 772.
 Signed by President, 772.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 866.

Senate Bill No. 169—(Senator Trenbeath)

Senate Bill No. 169. A Bill for an Act to create and enact sections 38-08-09.1, 38-08-09.2, 38-08-09.3, 38-08-09.4, 38-08-09.5, 38-08-09.6, 38-08-09.7, 38-08-09.8, 38-08-09.10, 38-08-09.11, 38-08-09.12 and 38-08-09.13 of the North Dakota Century Code, to provide for the unitized management, operation, and development of common sources of supply of oil and gas and to encourage cycling, recycling, pressure maintenance, and secondary recovery operations in order that the greatest possible economic recovery of oil and gas be obtained within the state to the benefit of landowners, royalty owners, producers, and the general public, and for the protection of the correlative rights of all such persons; and to prescribe procedures for organizing such unit operations.

Introduction, first reading, 122.

Referred to Committee on Natural Resources, 123.

Reported back, do pass, 313.

Motion to substitute Minority for Majority, 313.

Reported back, indefinitely postponed, 313.

Second reading, 358.

Final passage, Lost, 358.

Clincher, 358.

Senate Bill No. 170—(Senator Baker)

Senate Bill No. 170. A Bill for an Act to amend and re-enact section 57-02-34 of the North Dakota Century Code, relating to when real and personal property assessments may be made.

Introduction, first reading, 123.

Referred to Committee on Finance and Taxation, 123.

Reported back, indefinitely postponed, 459.

Senate Bill No. 171—(Senator Baker)

Senate Bill No. 171. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling, and fixing penalties.

Introduction, first reading, 123.

Referred to Committee on State and Federal Government, 123.

Reported back, indefinitely postponed, 239.

Senate Bill No. 172—(Senator Lips)

Senate Bill No. 172. A Bill for an Act to amend and re-enact section 24-02-20 and subsection 4 of section 48-02-04 of the North Dakota Century Code, relating to the amount of bonds required as a prerequisite to submitting a bid on any construction work in connection with any state highway or public building.

Introduction, first reading, 123.

Referred to Committee on Industry, Business and Labor, 123.

Reported back, amended, 313.
 Amendments adopted, 327.
 Engrossed, 337.
 Second reading, 362.
 Final passage, 362.
 To House, 373, 773.
 Returned to Senate, 706.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 173—(Senators Lips, Erickson)

Senate Bill No. 173. A Bill for an Act to amend and reenact sections 11-18-01, 11-18-07 and 11-18-10 of the North Dakota Century Code, and to create new sections relating to the use of microfilm by the register of deeds for recording and registering real estate transactions and conveyances, and providing for security of same, and permitting destruction of documents in the register of deeds' office which have been microfilmed and recorded.

Introduction, first reading, 123.
 Referred to Committee on Political Subdivisions, 123.
 Reported back, amended, 303.
 Engrossed, 325.
 Amended, 334.
 Amendments adopted, 334.
 Rules suspended, deemed re-engrossed and placed on second reading, as amended from floor, 334.
 Second reading, 334.
 Final passage, 335.
 Re-engrossed, 337.
 To House, 347.
 Returned to Senate, indefinitely postponed, 636.

Senate Bill No. 174—(Senator Baeverstad)

Senate Bill No. 174. A Bill for an Act to create and enact section 15-40-18.1 and to amend and reenact subsection 3 of section 57-51-15 of the North Dakota Century Code, relating to deductions from grants in aid to counties under the state equalization program and the distribution of the oil and gas gross production tax.

Introduction, first reading, 123.
 Referred to Committee on Education, 123.
 Reported back, indefinitely postponed, 442.
 Motion to place on calendar, 442.
 Motion to place Bill down calendar below Senate Bill No. 276, 519.
 Amended, 538.
 Second reading, 538.
 Engrossed, 556.
 Motion to place at head of calendar, 564.
 Withdrawn, 565.

Senate Bill No. 175—(Senators Lips, Reichert, Longmire, Redlin)

Senate Bill No. 175. A Bill for an Act to create and enact Subsection 14.1 of Section 24-01-01.1 of the North Dakota Century Code, relating to defining employee compensation.

Introduction, first reading, 138.

Referred to Committee on State and Federal Government, 138.

Reported back, do pass, 214.

Second reading, 273, 1036.

Final passage, 274, 1037.

To House, 289, 1108.

Returned to Senate, amended, 981.

Senate does not concur, 999.

Conference Committee, Senate, 999.

Conference Committee, House, 1029.

Conference Committee report adopted, Senate, 1036.

Rules suspended, deemed engrossed, placed on second reading and final passage, as amended in Conference Committee, 1036.

Conference Committee report adopted, House, 1054.

Engrossed, 1106.

Enrolled, 1106.

Signed by President, 1108.

Returned to Senate, Signed by Speaker, 1125.

Sent to Governor, 1126.

Senate Bill No. 176—(Senators Lips, Reichert, Longmire, Redlin)

Senate Bill No. 176. A Bill for an Act to provide for the general welfare of state employees by authorizing the State of North Dakota and all of its departments and agencies to enter into a group hospitalization and medical care plan in accordance with the provisions of this act.

Introduction, first reading, 138.

Referred to Committee on Industry, Business and Labor, 138.

Reported back, amended, 351.

Amendments adopted, 372.

Engrossed, 374.

Second reading, 432, 1019.

Final passage, 432, 1019.

Emergency Clause carried, 432.

To House, 456, 1084.

Returned to Senate, amended, 987, 988.

Senate concurs, 1018.

Rules suspended, deemed re-engrossed and placed on second reading and final passage, as amended by House, 1018.

Re-engrossed, 1077.

Enrolled, 1077.

Signed by President, 1084.

Returned to Senate, Signed by Speaker, 1102.

Sent to Governor, 1105.

Senate Bill No. 177—(Senators Lips, Reichert, Redlin)

Senate Bill No. 177. A Bill for an Act to provide for the general welfare of state employees by authorizing the adoption by the State of North Dakota and all of its departments, boards, institutions, commissions and agencies of a pension plan in accordance with the provisions of this Act.

Introduction, first reading, 138.

Referred to Committee on Industry, Business and Labor, 138.

Reported back, indefinitely postponed, 486.

Motion to place on calendar, Lost, 486.

Clincher, 486.

Senate Bill No. 178—(Senators Ringsak, Sorlie, Bopp, Wadeson, Thompson)

Senate Bill No. 178. A Bill for an Act to amend and reenact section 6-03-05 of the North Dakota Century Code, relating to the limitation of bank loans on real estate.

Introduction, first reading, 138.

Referred to Committee on Industry, Business and Labor, 138.

Reported back, do pass, 268.

Second reading, 297.

Final passage, 297.

To House, 314, 1072.

Returned to Senate, 991.

Enrolled, 1031.

Signed by President, 1072.

Returned to Senate, Signed by Speaker, 1075.

Sent to Governor, 1076.

Senate Bill No. 179—(Senators Van Horn, Ringsak, Wadeson, Sorlie, Bopp, Thompson, Saumur)

Senate Bill No. 179. A Bill for an Act to amend and reenact section 48-07-04 of the North Dakota Century Code, relating to long distance calls; to authorize the board of administration to establish "wide area telephone service" for state governmental offices; to require contributions from all departments; and to make an appropriation.

Introduction, first reading, 139.

Referred to Committee on State and Federal Government, 139.

Reported back, amended, 239, 240.

Amendments adopted, 240.

Engrossed, 269.

Second reading, 294.

Final passage, 294.

To House, 314, 665.

Returned to Senate, 614.

Enrolled, 628.

Signed by President, 647.

Returned to Senate, Signed by Speaker, 682.

Sent to Governor, 693.

Approved by Governor, 745.

Senate Bill No. 180—(Senator Baker)

Senate Bill No. 180. A Bill for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to the number of required visits the state examiner shall pay to each of the state's banking associations.

Introduction, first reading, 139.

Referred to Committee on Industry, Business and Labor, 139.

Reported back, indefinitely postponed, 313.

Senate Bill No. 181—(Senator Baker)

Senate Bill No. 181. A Bill for an Act to amend and reenact section 54-35-02 of the North Dakota Century Code, relating to the powers and duties of the legislative research committee.

Introduction, first reading, 139.

Referred to Committee on State and Federal Government, 139.

Reported back, indefinitely postponed, 240.

Motion to place on calendar, 240.

Second reading, 377.

Final passage, Lost, 278.

Senate Bill No. 182—(Senator Holand)

Senate Bill No. 182. A Bill for an Act to create a North Dakota department of labor and to prescribe the duties and organization thereof, to amend and reenact sections 34-05-01, 34-05-03, 34-05-04, subsection 1 of section 34-06-01, subsection 4 of section 34-07-03, sections 34-07-15, 34-07-18, 34-07-19, 34-07-20, 34-07-21, 34-10-02, and 34-10-03 of the North Dakota Century Code, relating to responsibilities and powers of the commissioner of agriculture and labor, and to repeal section 34-05-02 of the North Dakota Century Code, relating to the labor division within the department of agriculture and labor.

Introduction, first reading, 139.

Referred to Committee on Industry, Business and Labor, 139.

Reported back, without recommendation, 515.

Second reading, 583.

Final passage, Lost, 584.

Motion to Reconsider, Lost, 597.

Senate Bill No. 183—(Senators Kisse, Ringsak, Redlin, Trenbeath, Van Horn, Bopp, Holand, Sanford)

Senate Bill No. 183. A Bill for an Act to amend and reenact Sections 15-40-24 and 15-40-14 of the North Dakota Century Code, relating to elementary and high school per pupil payments respectively.

Introduction, first reading, 139.

Referred to Committee on Education, 139.

Reported back, amended, 486.

Amendments adopted, 516.

Engrossed, 556.
 Placed at foot of calendar, 573. .
 Second reading, 584.
 Final passage, 585.
 Clincher, 585.
 To House, 585.
 Returned to Senate, indefinitely postponed, 872.

Senate Bill No. 184—(Senators Trenbeath, Redlin)

Senate Bill No. 184. A Bill for an Act designating an outdoor recreation agency for the purpose of planning and coordinating recreational projects.

Introduction, first reading, 139.
 Referred to Committee on Natural Resources, 139.
 Reported back, amended, 389.
 Amendments adopted, 411.
 Engrossed, 444.
 Second reading, 475.
 Final passage, 476.
 To House, 550.
 Returned to Senate, indefinitely postponed, 777.

Senate Bill No. 185—(Senators Hernet, Redlin)

Senate Bill No. 185. A Bill for an Act to amend and reenact section 57-39-02 of the North Dakota Century Code to provide for the extension of the sales tax imposition for the 1963-65 biennium.

Introduction, first reading, 139.
 Referred to Committee on Finance and Taxation, 139.
 Reported back, do pass, 445.
 Second reading, 525.
 Final passage, 525.
 To House, 557.
 Returned to Senate, amended, 1085, 1092.
 Senate does not concur, 1097.
 Conference Committee, Senate, 1097.
 Conference Committee, House, 1106.
 Conference Committee report adopted, Senate, 1112.
 Conference Committee report adopted, House, 1112.
 Conference Committee, House, 1112.
 Indefinitely postponed, 1112.

Senate Bill No. 186—(Senators Ringsak, Mahoney, Meidinger, Sorlie)

Senate Bill No. 186. A Bill for an Act to amend and reenact section 4-14-04 of the North Dakota Century Code, relating to unfair discrimination in sale of farm products, and providing a savings clause.

Introduction, first reading, 140.
 Referred to Committee on Agriculture, 140.
 Reported back, amended, 257.
 Amendments adopted, 270, 516.
 Engrossed, 280.
 Second reading, 296, 573.
 Re-referred to Committee on Agriculture, 296.

Reported back, amended, 487.
 Re-engrossed, 557.
 Final passage, 573.
 To House, 577, 947.
 Returned to Senate, 810.
 Enrolled, 867.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1116.

Senate Bill No. 187—(Senator Holand)

Senate Bill No. 187. A Bill for an Act to amend and re-enact section 39-01-02 of the North Dakota Century Code, relating to the identification of state-owned motor vehicles.

Introduction, first reading, 149.
 Referred to Committee on Transportation, 149.
 Reported back, do pass, 282.
 Second reading, 319, 1117.
 Final passage, 320, 1118.
 To House, 335, 947.
 Returned to Senate, 872.
 Enrolled, 939.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Motion to have Governor return Bill, 1111.
 Received from Governor, 1112.
 Motion to reconsider, 1117.
 Amended, 1117.
 Amendments adopted, 1117.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended, 1117.
 Clincher, 1118.
 Note: Remarks printed in Journal pertinent, 1151.
 Bill returned to Governor, 1178.

Senate Bill No. 188—(Senators Holand, Longmire, Redlin, Kee)

Senate Bill No. 188. A Bill for an Act providing for a legislative committee on audits and fiscal review, defining its organization, powers, and duties, making an appropriation, and creating section 54-14-03.1 of the North Dakota Century Code, relating to reports by the auditing board.

Introduction, first reading, 149.
 Referred to Committee on State and Federal Government, 149.
 Reported back, do pass, 214.
 Second reading, 274, 512.
 Re-referred to Committee on Appropriations, 274.
 Reported back, do pass, 402.
 Motion to amend, Lost, 512.
 Final passage, 513.
 To House, 550, 947.
 Returned to Senate, 881.
 Enrolled, 939.

Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1116.

Senate Bill No. 189—(Senators Baker, Brooks, Reichert, Longmire)

Senate Bill No. 189. A Bill for an Act to create subsection 6 of section 57-15-10 of the North Dakota Century Code relating to exceptions to tax levy limitations in cities and villages, and providing such levy limitations shall not apply to taxes levied on property otherwise exempt from taxation, when levied to pay said property's proportionate share of the cost of fire protection services.

Introduction, first reading, 149.
 Referred to Committee on Political Subdivisions, 149.
 Reported back, do pass, 365.
 Placed at foot of calendar, 435, 473.
 Second reading, 435, 473, 479.
 Placed at head of calendar, 479.
 Final passage, 480.
 To House, 550, 947.
 Returned to Senate, 810.
 Enrolled, 867.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.

Senate Bill No. 190—(Senators Redlin, Strinden, Roen)

Senate Bill No. 190. A Bill for an Act to amend and reenact subsection 2 of Section 11-10-10 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to salaries of the county superintendents of schools.

Introduction, first reading, 150.
 Referred to Committee on Education, 150.
 Reported back, amended, 459.
 Amendments adopted, 472.
 Engrossed, 515.
 Second reading, 542.
 Final passage, 542.
 To House, 557.
 Returned to Senate, not properly placed before House, 850 (Cannot get $\frac{2}{3}$ majority to bring before the Senate — Dead Bill.

Senate Bill No. 191—(Senators Baker, Brooks, Reichert, Longmire, Lips, Meidinger)

Senate Bill No. 191. A Bill for an Act to create and enact subsection 13. of Section 15-10-17 of the North Dakota Century Code relating to specific powers and duties of the state board of higher education, to authorize the board to enter into agreements with North Dakota municipalities for water, sewer, fire, and police protection and services

necessary to institutions under its management and control.

Introduction, first reading, 150.
Referred to Committee on Political Subdivisions, 150.
Reported back, do pass, 340.
Second reading, 385, 428, 473.
Placed at foot of calendar, 385.
Amended, 428.
Amendments adopted, 428.
Motion to suspend rules, deem engrossed, and place on second reading and final passage, Lost, 428.
Motion to be laid over one legislative day, 428.
Engrossed, 444.
Final passage, 474.
To House, 550.
Returned to Senate, indefinitely postponed. 810.

Senate Bill No. 192—(Senators Kee, Kjos, Luick)

Senate Bill No. 192. A Bill for an Act to amend and reenact section 39-12-02 of the North Dakota Century Code relating to authority to grant permits for vehicles of excessive size and weight and to authorize granting of permits for vehicles carrying loads extending more than three feet beyond the front thereof, to establish charges for the issuance of permits and to make an appropriation.

Introduction, first reading, 150.
Referred to Committee on Transportation, 150.
Reported back, do pass, 282.
Second reading, 320.
Final passage, 320.
To House, 335, 773.
Returned to Senate, 706.
Enrolled, 772.
Signed by President, 773.
Returned to Senate, Signed by Speaker, 786.
Sent to Governor, 800.
Approved by Governor, 926.

Senate Bill No. 193—(Senators Mutch, Meidinger, Reichert)

Senate Bill No. 193. A Bill for an Act to create and enact Sections 26-17-01.1, 26-17-01.2, 26-17-01.3, 26-17-01.4, 26-17-01.5, 26-17-01.6, 26-17-01.7, 26-17-01.8, of the North Dakota Century Code, relating to written examination for insurance agents license, providing an examination fee, providing exemptions, providing for a temporary license certificate without written examination, providing for non-resident Life and Accident and Health insurance agents, providing for the commissioner to enter into reciprocal agreements waiving written examinations, providing for an effective date, providing for advisory boards, providing for a penalty, providing for a savings clause and appropriating funds for its administration; and to amend and reenact section 26-17-01 of the North Dakota Century Code relating

to licensing of insurance agents by Insurance Commissioner, renewals and expiration date of license.

Introduction, first reading, 150.
 Referred to Committee on Industry, Business and Labor, 150.
 Reported back, amended, 282.
 Amendments adopted, 304, 443.
 Re-referred to Committee on Appropriations, 304.
 Engrossed, 307.
 Reported back, amended, 402.
 Re-engrossed, 444.
 Second reading, 521.
 Final passage, 522.
 Clincher, 522.
 To House, 534.
 Returned to Senate, indefinitely postponed, 874.

Senate Bill No. 194—(Senator Morgan)

Senate Bill No. 194. A Bill for an Act to amend and reenact section 36-14-09 of the North Dakota Century Code, relating to the use of living hog cholera virus and vaccines.

Introduction, first reading, 150.
 Referred to Committee on Agriculture, 150.
 Reported back, do pass, 268.
 Second reading, 297.
 Final passage, 298.
 To House, 314, 665.
 Returned to Senate, 614.
 Enrolled, 628.
 Signed by President, 647.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 770.

Senate Bill No. 195—(Senators Hernet, Reichert, Trenbeath)

Senate Bill No. 195. A Bill for an Act to create and enact chapter 21-10 of the North Dakota Century Code, relating to the investment of public funds, creation of a state investment board, appointment of a director, types of legal investments, providing a penalty, and providing an appropriation for the operation of the board; and to amend and reenact sections 15-39-26, 26-23-03, 26-24-07, 54-27-16, and 65-04-31 of the North Dakota Century Code, relating to the investment of public funds.

Introduction, first reading, 150.
 Referred to Committee on State and Federal Government, 151.
 Reported back, amended, 445.
 Re-referred to Committee on Appropriations, 445, 464.
 Amendments adopted, 464.
 Engrossed, 464.
 Reported back, indefinitely postponed, 487.
 Motion to place on calendar, 487.
 Motion to place bill above Concurrent Resolution "SS", 546.

Second reading, 546, 562, 1019.
 Final passage, 562, 1020.
 Clincher, 562.
 To House, 567, 1108.
 Returned to Senate, amended, 1003, 1006.
 Senate concurs, 1019.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1019.
 Re-engrossed, 1105.
 Enrolled, 1105.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 196—(Senators Hernet, Mutch)

Senate Bill No. 196. A Bill for an Act to create and enact section 16-09-08 of the North Dakota Century Code, authorizing the county commissioners to partition a township for voting purposes and designate specific precincts.

Introduction, first reading, 151.
 Referred to Committee on Judiciary, 151.
 Reported back, indefinitely postponed, 268.

Senate Bill No. 197—(Senators Baker, Brooks, Reichert, Longmire, Lips, Meidinger)

Senate Bill No. 197. A Bill for an Act to amend and reenact subsection 10 of section 57-02-08 of the North Dakota Century Code and subsection 11 of section 57-02-08 of the supplement of the North Dakota Century Code defining the limits of exemption from taxation of property.

Introduction, first reading, 151.
 Referred to Committee on Political Subdivisions, 151.
 Reported back, amended, 389.
 Amendments adopted, 411.
 Engrossed, 444.
 Motion to Reconsider, Lost, 476.
 Motion to place on calendar, 476.
 Second reading, 476, 477.
 Final passage, Lost, 476, Carried, 477.
 Clincher, Lost, 476, carried, 477.
 To House, 550, 947.
 Returned to Senate, 810.
 Enrolled, 882.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1125.

Senate Bill No. 198—(Senators Baker, Brooks, Reichert, Longmire, Lips, Meidinger)

Senate Bill No. 198. A Bill for an Act to amend and reenact Section 54-23-01 of the North Dakota Century Code relating to the control and management of state institutions under the control of the board of administration and Section 54-21-18 of the North Dakota Century Code relating to

the control and management of the state office building, executive mansion and public grounds connected therewith by the state board of administration, and to authorize the board of administration to enter into agreements with North Dakota municipalities for water, sewer, police and fire protection and services necessary to said institution and buildings.

Introduction, first reading, 151.
 Referred to Committee on State and Federal Government, 151.
 Returned to Senate, 187.
 Re-referred to Committee on Political Subdivisions, 187.
 Reported back, do pass, 340.
 Placed at foot of calendar, 386.
 Second reading, 386, 474.
 Amended, 429.
 Engrossed, 444.
 Final passage, 475.
 To House, 550.
 Returned to Senate, indefinitely postponed, 810.

Senate Bill No. 199—(Senators Morgan, Bopp, Luick)

Senate Bill No. 199. A Bill for an Act pertaining to false or misleading advertising on articles sold or offered for sale to the public, including the price thereof.

Introduction, first reading, 151.
 Referred to Committee on Industry, Business and Labor, 151.
 Reported back, do pass, 268.
 Amended, 298.
 Rules suspended, deemed engrossed, placed on second reading and final passage, as amended from floor, 298.
 Second reading, 298, 432, 475.
 Final passage, 299, 475.
 Motion to reconsider, 304.
 Re-referred to Committee on Industry, Business and Labor, 304.
 Reported back, amended, 351, 352, 432.
 Amendments adopted, 372.
 Engrossed, 374.
 Re-engrossed, 444.
 To House, 550, 947.
 Returned to Senate, 810.
 Enrolled, 867.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1125.

Senate Bill No. 200—(Senators Mutch, Säumur, Longmire)

Senate Bill No. 200. A Bill for an Act to amend and reenact subsection 2 of section 57-38-04 of the North Dakota Century Code Supplement relating to the allocation and apportionment of income of individuals.

Introduction, first reading, 151.
 Referred to Committee on Transportation, 151.

Reported back, do pass, 365.
 Second reading, 435.
 Final passage, 436.
 To House, 456, 1072.
 Returned to Senate, 991.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 201—(Committee on Agriculture)

Senate Bill No. 201. A Bill for an Act to amend and reenact section 36-09-13 of the North Dakota Century Code, relating to the rerecording of brand; fee.

Introduction, first reading, 152.
 Referred to Committee on Agriculture, 152.
 Reported back, do pass, 268.
 Second reading, 299.
 Final passage, 299.
 To House, 314, 773.
 Returned to Senate, 706.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 202—(Senator Trenbeath)

Senate Bill No. 202. A Bill for an Act requiring that engineers and architects working on projects for governmental agencies carry professional liability insurance.

Introduction, first reading, 152.
 Referred to Committee on Industry, Business and Labor, 152.
 Reported back, amended, 352.
 Amendments adopted, 372.
 Engrossed, 374.
 Second reading, 433.
 Final passage, 433.
 To House, 456.
 Returned to Senate, indefinitely postponed, 882.

Senate Bill No. 203—(Senators Redlin, Meidinger)

Senate Bill No. 203. A Bill for an Act making an appropriation for the development and implementation of a regional interstate compact in the field of higher education.

Introduction, first reading, 152.
 Referred to Committee on Education, 152.
 Reported back, do pass, 340.
 Second reading, 395, 546.
 Re-referred to Committee on Appropriations, 395.
 Reported back, do pass, 488.
 Final passage, 546.
 To House, 557, 1000.

Returned to Senate, 982.
 Enrolled, 991.
 Signed by President, 1000.
 Returned to Senate, Signed by Speaker, 1029.
 Sent to Governor, 1030.

Senate Bill No. 204—(Senators Becker, Kisse, Robinson, Miller, Kjos, Trenbeath, Sanford, Berube)

Senate Bill No. 204. A Bill for an Act to provide for a native woodland tax, prescribing the land that may be subject to such tax, prescribing the duties of the state forester and local assessor, providing for the rate and manner of collection of said tax, the conditions for eligibility under the native woodland tax, declassification orders.

Introduction, first reading, 152.
 Referred to Committee on Finance and Taxation, 152.
 Reported back, do pass, 258, minority report.
 Reported back, indefinitely postponed, 258, majority report.
 Divided report, 258, Minority, do pass.
 Second reading, 293, 574.
 Re-referred to Committee on Agriculture, 293.
 Reported back, amended, 488.
 Amendments adopted, 516.
 Engrossed, 556.
 Motion to reprint, 574.
 Final passage, 574.
 Clincher, 574.
 To House, 577.
 Returned to Senate, indefinitely postponed, 693.

Senate Bill No. 205—(Senators Torgerson, Dahlund, Wartner, Sanford, Kjos)

Senate Bill No. 205. A Bill for an Act to amend and reenact section 40-22-06 and to repeal section 40-22-06.1 and 40-22-07 of the North Dakota Century Code, relating to agreements by municipalities with the highway department of the state or the board of county commissioners for the improvement of streets, sewers and water mains, the financing of cities' obligations under such agreements, and the assessment of a portion of the cost of such improvements upon benefited property, and declaring an emergency.

Introduction, first reading, 152.
 Referred to Committee on Political Subdivisions, 152.
 Reported back, amended, 340.
 Amendments adopted, 356.
 Engrossed, 364.
 Second reading, 425.
 Final passage, 425.
 Clincher, 425.
 To House, 456, 1000.
 Returned to Senate, amended, 872, 873.
 Senate does not concur, 932.
 Conference Committee, Senate, 932.
 Conference Committee, House, 942.

Conference Committee report adopted, Senate, 952.
 Conference Committee report adopted, House, 967.
 Enrolled, 991.
 Signed by President, 1000.
 Returned to Senate, Signed by Speaker, 1029.
 Sent to Governor, 1030.

Senate Bill No. 206—(Senators Dahlund, Sanford, Kjos, Redlin, Torgerson, Forkner, Robinson, Wadeson)

Senate Bill No. 206. A Bill for an Act to amend and reenact section 57-15-10.1 of the North Dakota Century Code, relating to the authority of counties and cities to levy a tax for advertising purposes.

Introduction, first reading, 152.
 Referred to Committee on Finance and Taxation, 152.
 Reported back, amended, 389.
 Amendments adopted, 412.
 Engrossed, 444.
 Second reading, 477.
 Final passage, 478.
 To House, 550, 947.
 Returned to Senate, 810.
 Enrolled, 882.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1125.

Senate Bill No. 207—(Senators Nelson, Kee, Dahlund)

Senate Bill No. 207. A Bill for an Act amending and reenacting Sections 49-18-33 and 49-18-39 relating to the insurance requirements for agricultural carriers.

Introduction, first reading, 166.
 Referred to Committee on Industry, Business and Labor, 166.
 Reported back, do pass, 282.
 Amended, 320.
 Amendments adopted, 320.
 Rules suspended, deemed engrossed and placed on second reading and final passage, as amended from floor, 320.
 Second reading, 320.
 Final passage, 321.
 Engrossed, 325.
 To House, 335, 1072.
 Returned to Senate, 991.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 208—(Senators Reichert, Redlin)

Senate Bill No. 208. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota

Century Code, authorizing the director of accounts and purchases to purchase insurance for all state departments, institutions, offices, and agencies.

Introduction, first reading, 166.

Referred to Committee on Industry, Business and Labor, 166.

Reported back, indefinitely postponed, 352.

Senate Bill No. 209—(Senators Longmire, Kee)

Senate Bill No. 209. A Bill for an Act to provide for the adoption and implementation of the Vehicle Equipment Safety Compact, declaring legislative intent thereto, providing for the administration and financing thereof, and providing a penalty for conflicts of interest.

Introduction, first reading, 166.

Referred to Committee on Transportation, 166.

Reported back, without recommendation, 282.

Second reading, 321, 332.

Placed at foot of calendar, 321.

Final passage, 333.

To House, 347.

Returned to Senate, indefinitely postponed, 693.

Senate Bill No. 210—(Senators Roen, Lips, Sorlie, Trenbeath, Chesrown, Brooks, Meidinger)

Senate Bill No. 210. A Bill for an Act to create a Girl Scouts Round-Up Commission for the purpose of encouraging and aiding the Girl Scouts of the United States of America to hold their 1965 Round-Up in North Dakota, making an appropriation therefor, and declaring an emergency.

Introduction, first reading, 166.

Referred to Committee on Appropriations, 166.

Reported back, do pass, 365.

Re-referred to Committee on Appropriations, 387.

Reported back, amended, 489, 516.

Amendments adopted, 516.

Engrossed, 549.

Second reading, 574, 1020.

Final passage, 575, 1020.

Emergency Clause carried, 575, 1020.

Clincher, 575.

To House, 577, 1074.

Returned to Senate, amended, 987, 988.

Senate concurs, 1020.

Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1020.

Re-engrossed, 1071.

Enrolled, 1071.

Signed by President, 1074.

Returned to Senate, Signed by Speaker, 1102.

Sent to Governor, 1105.

Approved by Governor, 1131.

Senate Bill No. 211—(Senators Meidinger, Miller, Mahoney)

Senate Bill No. 211. A Bill for an Act to amend and reenact sections 50-23-04 and 50-23-05 of the North Dakota Century Code relating to eligibility and application for medical assistance for the aged.

Introduction, first reading, 166.

Referred to Committee on Social Welfare and Veterans Affairs, 166.

Reported back, indefinitely postponed, 365.

Senate Bill No. 212—(Senators Reichert, Roen)

Senate Bill No. 212. A Bill for an Act providing for supplemental publication by radio broadcast and television broadcast of any notice required by law to be published by any official of the state or any of its political subdivisions.

Introduction, first reading, 166.

Referred to Committee on Judiciary, 167.

Reported back, indefinitely postponed, 259.

Motion to refer to Committee, Lost, 259.

Clincher, 259.

Senate Bill No. 213—(Senators Ringsak, Longmire, Brooks, Chesrown, Holand, Reichert)

Senate Bill No. 213. A Bill for an Act to amend and reenact sections 12-52-01 and 12-52-02 of the North Dakota Century Code relating to paroles.

Introduction, first reading, 167.

Referred to Committee on Judiciary, 167.

Reported back, indefinitely postponed, 366.

Senate Bill No. 214—(Senators Holand, Longmire, Reichert, Wartner, Chesrown, Brooks)

Senate Bill No. 214. A Bill for an Act to create and enact subsection 15 of section 50-06-06 of the North Dakota Century Code relating to powers and duties of the public welfare board.

Introduction, first reading, 167.

Referred to Committee on Social Welfare and Veterans Affairs, 167.

Reported back, do pass, 283.

Second reading, 321.

Final passage, 322.

To House, 335, 702.

Returned to Senate, 635.

Enrolled, 683.

Signed by President, 683.

Returned to Senate, Signed by Speaker, 702.

Sent to Governor, 705.

Approved by Governor, 770.

Senate Bill No. 215—(Senators George, Trenbeath, Wadson, Kautzmann, Van Horn, Hernet, Reichert, Solberg, Lips)

Senate Bill No. 215. A Bill for an Act to provide for maximum rates of charge for installment bank loans.

Introduction, first reading, 167.

Referred to Committee on Industry, Business and Labor, 167.

Reported back, do pass, 489.

Second reading, 547.

Final passage, 547.

To House, 557, 802.

Returned to Senate, 777.

Enrolled, 801.

Signed by President, 801.

Returned to Senate, Signed by Speaker, 803.

Sent to Governor, 828.

Senate Bill No. 216—(Senators Reichert, Ringsak, Robinson, Kautzmann)

Senate Bill No. 216. A Bill for an Act to protect the golden eagle, providing penalties, and declaring an emergency.

Introduction, first reading, 167.

Referred to Committee on Natural Resources, 167.

Reported back, do pass, 390.

Second reading, 467.

Final passage, 468.

Emergency Clause carried, 468.

To House, 514, 802.

Returned to Senate, 777.

Enrolled, 801.

Signed by President, 801.

Returned to Senate, Signed by Speaker, 803.

Sent to Governor, 828.

Approved by Governor, 944.

Senate Bill No. 217—(Senators Redlin, Becker, Foss, Mahoney)

Senate Bill No. 217. A Bill for an Act providing for the appointment of a county supervisor of assessments.

Introduction, first reading, 167.

Referred to Committee on Finance and Taxation, 167.

Reported back, amended, 489.

Amendments adopted, 516.

Engrossed, 549.

Second reading, 575.

Final passage, 575.

Clincher, 575.

To House, 577, 947.

Returned to Senate, 872.

Enrolled, 939.

Signed by President, 947.

Returned to Senate, Signed by Speaker, 973.

Sent to Governor, 990.

Approved by Governor, 1125.

Senate Bill No. 218—(Senators Longmire, Holand, Reichert)

Senate Bill No. 218. A Bill for an Act to amend and re-enact subsection 2 of section 50-22-01 of the North Dakota Century Code, relating to charitable organizations soliciting contributions.

Introduction, first reading, 168.
Referred to Committee on Judiciary, 168.
Reported back, indefinitely postponed, 268.

Senate Bill No. 219—(Senators Chesrown, Reichert, Longmire)

Senate Bill No. 219. A Bill for an Act to amend and re-enact section 29-26-18 of the North Dakota Century Code relating to evidence in aggravation or mitigation of punishment.

Introduction, first reading, 168.
Referred to Committee on Judiciary, 168.
Reported back, amended, 268.
Amendments adopted, 283.
Engrossed, 303.
Second reading, 317.
Final passage, 318.
To House, 335, 706.
Returned to Senate, 691.
Enrolled, 704.
Signed by President, 704.
Returned to Senate, Signed by Speaker, 741.
Sent to Governor, 744.
Approved by Governor, 800.

Senate Bill No. 220—(Senators Chesrown, Reichert, Longmire)

Senate Bill No. 220. A Bill for an Act to create and enact section 54-23-22.1 of the North Dakota Century Code relating to the transfer of students from the state industrial school to state penitentiary.

Introduction, first reading, 168.
Referred to Committee on Judiciary, 168.
Reported back, amended, 269.
Amendments adopted. 283.
Engrossed, 303.
Re-referred to Committee on Judiciary, 316.
Reported back, indefinitely postponed, 353.

Senate Bill No. 221—(Senators Chesrown, Reichert, Longmire)

Senate Bill No. 221. A Bill for an Act to amend and re-enact sections 27-06-02 and 27-06-03 of the North Dakota Century Code, relating to salary, expenses and duties of court reporters.

Introduction, first reading, 168.
Referred to Committee on Judiciary, 168.
Reported back, amended, 259.

Amendments adopted, 270.
 Engrossed, 280.
 Second reading, 296.
 Final passage, 297.
 To House, 314, 773.
 Returned to Senate, 706.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 222—(Senators Reichert, Lips)

Senate Bill No. 222. A Bill for an Act to amend and reenact sections 26-24-13 and 26-24-14 of the North Dakota Century Code, providing for an increase in the state fire and tornado insurance rates and reserve fund.

Introduction, first reading, 168.
 Referred to Committee on Industry, Business and Labor, 168.
 Reported back, indefinitely postponed, 353.

Senate Bill No. 223—(Senator Longmire)

Senate Bill No. 223. A Bill for an Act relating to the effect of foreclosure action upon unrecorded conveyance or lien and providing for conclusive judgment against holders thereof.

Introduction, first reading, 168.
 Referred to Committee on State and Federal Government, 168.
 Reported back, do pass, 490.
 Second reading, 550.
 Final passage, 551.
 Clincher, 551.
 To House, 557, 1072.
 Returned to Senate, 991.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 224—(Senators Miller, Redlin, Kisse, Mahoney, Longmire, Foss)

Senate Bill No. 224. A Bill for an Act to provide for an interstate compact on mental health, assuring care and treatment of mentally ill persons in any member state, permitting the transfer of patients, and providing for after care services for mental patients released from the state hospital in any member state.

Introduction, first reading, 168.
 Referred to Committee on Social Welfare and Veterans Affairs, 168.
 Reported back, amended, 390.
 Amendments adopted, 412.
 Engrossed, 444.

Second reading, 478.
 Final passage, 478.
 To House, 550, 1074.
 Returned to Senate, 992.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 225—(Senators Brooks, Mahoney, Baker, Robinson, Kautzmann, Wartner, Kisse, Reichert, Berube, Lips, Kjos, Kee, Sanford, Saumur, Ringsak, Nelson, Sinner, Hernett, Thompson, Chesrown)

Senate Bill No. 225. A Bill for an Act to amend and reenact sections 5-05-04, 5-05-05, and 5-05-07 of the North Dakota Century Code, relating to sale, service and consumption of alcoholic beverages where other commodities are sold.

Introduction, first reading, 168.
 Referred to Committee on Industry, Business and Labor, 168.
 Reported back, indefinitely postponed, 490.

Senate Bill No. 226—(Senators Longmire, Kee)

Senate Bill No. 226. A Bill for an Act to create and enact subsection 5 of section 39-06-02, subsection 8 of section 39-06-32, and section 39-09-11, and to amend and reenact sections 39-03-01, 39-03-02, 39-03-03, 39-03-05, 39-03-06, 39-03-07, 39-03-09, 39-03-10, subsection 2 of section 39-03-13, section 39-03A-07, subdivision i of subsection 2 of section 39-04-18, section 39-06-16, sections 39-06-42, 39-07-05, 39-07-09, 39-07-12, 39-08-09, 39-08-12, 39-08-18 and 39-20-07 of the North Dakota Century Code, relating to the organization, powers and duties of the highway patrol in the enforcement of motor vehicle laws; and to repeal section 39-03-15 of the North Dakota Century Code, relating to the use of radar in speed law enforcement.

Introduction, first reading, 169.
 Referred to Committee on Judiciary, 169.
 Reported back, amended, 390.
 Amendments adopted, 401.
 (As printed on page 401 of Journal)
 Amended, 412.
 Engrossed, 444.
 Second reading, 479.
 Final passage, 479.
 To House, 550, 1060.
 Returned to Senate, indefinitely postponed, 971.
 House requests return of bill, 1058.
 Motion to return bill, 1058.
 Returned to Senate, indefinitely postponed, 1062.

Senate Bill No. 227—(Senators Mutch, Baeverstad, Holand)

Senate Bill No. 227. A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota

Century Code Supplement relating to the duties of the supervisor of assessments and prescribing a penalty.

Introduction, first reading, 169.
 Referred to Committee on Finance and Taxation, 169.
 Reported back, do pass, 362.
 Second reading, 426, 1021.
 Final passage, 426, 1021.
 To House, 456, 1084.
 Returned to Senate, amended, 981.
 Senate concurs, 1021.
 Rules suspended, deemed engrossed, and place on second reading and final passage, as amended by House, 1021.
 House requests return of Bill, 1058.
 Motion to return Bill, 1058.
 Engrossed, 1077.
 Enrolled, 1077.
 Signed by President, 1084.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 228—(Senator Reichert)

Senate Bill No. 228. A Bill for an Act to create and enact section 31-02-07 of the North Dakota Century Code, relating to the taking of a deposition of any nonresident instituting any action or counterclaiming in any pending action in any court within this state.

Introduction, first reading, 169.
 Referred to Committee on Judiciary, 169.
 Returned to Senate, 271.
 Withdrawn, 271.

Senate Bill No. 229—(Senator Foss)

Senate Bill No. 229. A Bill for an Act to transfer certain moneys from the accumulated profits and surplus of the Bank of North Dakota and from the accumulated profits and surplus of the state mill and elevator association to the general fund of this state.

Introduction, first reading, 169.
 Referred to Committee on State and Federal Government, 169.
 Reported back, do pass, 215.
 Second reading, 274, 1152.
 Final passage, 274, 1152.
 To House, 289, 1180.
 Returned to Senate, amended, 987, 988.
 Senate does not concur, 999.
 Conference Committee, Senate, 999.
 Conference Committee, House, 1029.
 Conference Committee report adopted, Senate, 1135.
 Conference Committee, Senate, 1135.
 Conference Committee report adopted, House, 1138.
 Conference Committee, House, 1138.
 Conference Committee report adopted, Senate, 1140.
 Conference Committee, Senate, 1140.
 Conference Committee report adopted, Senate, 1141.

Conference Committee report adopted, House, 1141.
 Conference Committee, House, 1141.
 Conference Committee report adopted, House, 1141.
 Conference Committee, House, 1142.
 Conference Committee report adopted, House, 1150.
 Conference Committee report adopted, Senate, 1151.
 Rules suspended, deemed re-engrossed, and placed on
 second reading and final passage, as amended in Con-
 ference Committee, 1151.
 Engrossed, 1179.
 Enrolled, 1179.
 Signed by President, 1180.
 Returned to Senate, Signed by Speaker, 1180.
 Sent to Governor, 1182.

Senate Bill No. 230—(Senator Foss)

Senate Bill No. 230. A Bill for an Act to provide for the financing of the state construction program by the Bank of North Dakota and to provide for the assumption of outstanding loans by the bank and the transfer of the present school construction principal and administration funds to the general fund, and to amend and reenact sections 15-60-03, 15-60-05, 15-60-06, and 15-60-07 of the North Dakota Century Code, relating to the administration and rates of interest of the school construction fund, and to repeal subsection 1 of section 15-60-01 of the North Dakota Century Code, defining the term "fund".

Introduction, first reading, 169.
 Referred to Committee on State and Federal Govern-
 ment, 169.
 Reported back, indefinitely postponed, 459.

Senate Bill No. 231—(Senator Foss)

Senate Bill No. 231. A Bill for an Act to provide for the disposition of property which shall fall to the state by escheat, and for a transfer of funds.

Introduction, first reading, 170.
 Referred to Committee on State and Federal Govern-
 ment, 170.
 Reported back, do pass, 240.
 Second reading, 278.
 Final passage, 278.
 To House, 289, 706.
 Returned to Senate, 691.
 Enrolled, 704.
 Signed by President, 704.
 Returned to Senate, Signed by Speaker, 741.
 Sent to Governor, 744.
 Approved by Governor, 800.

Senate Bill No. 232—(Senator Foss)

Senate Bill No. 232. A Bill for an Act to transfer \$4,043.85 from an economic development commission fund to the general fund.

Introduction, first reading, 170.
 Referred to Committee on State and Federal Govern-
 ment, 170.

Reported back, do pass, 215.
 Second reading, 275.
 Final passage, 275.
 To House, 289, 665.
 Returned to Senate, 614.
 Enrolled, 628.
 Signed by President, 647.
 Returned to Senate, Signed by Speaker, 682.
 Sent to Governor, 693.
 Approved by Governor, 745.

Senate Bill No. 233—(Senator Holand)

Senate Bill No. 233. A Bill for an Act to amend and re-enact subsection 2 and to create and enact subsection 10 of section 27-08-24 of the North Dakota Century Code, to provide that in actions of forcible detainer arising in counties having courts of increased jurisdiction a three-day notice to quit shall be required, that the time specified in the summons for the appearance of the defendant shall not be less than three nor more than fifteen days from the date on which it is issued and providing for a time when such process shall be served.

Introduction, first reading, 170.
 Referred to Committee on State and Federal Government, 170.
 Reported back, do pass, 353.
 Second reading, 414.
 Final passage, 415.
 To House, 456, 773.
 Returned to Senate, 706.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 234—(Senators Trenbeath, Mahoney)

Senate Bill No. 234. A Bill for an Act, to amend and re-enact Section 25-09-02, 25-09-03, 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-09 of the North Dakota Century Code, deleting reference to tuberculosis sanatorium and to provide for payment by the state of all costs of care and treatment for persons suffering from tuberculosis or suspected of having tuberculosis.

Introduction, first reading, 170.
 Referred to Committee on Judiciary, 170.
 Returned to Senate, 266.
 Re-referred to Committee on State and Federal Government, 266.
 Reported back, do pass, 402.
 Second reading, 513, 1137.
 Final passage, 513, 1137.
 To House, 550, 1078, 1158.
 Returned to Senate, 1007.
 Enrolled, 1048.
 House requests return of bill, 1078.
 Returned to Senate, amended, 1119.

Senate concurs, 1137.

Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1137.

Signed by President, 1158.

Returned to Senate, Signed by Speaker, 1180.

Sent to Governor, 1182.

Senate Bill No. 235—(Senators Baker, Reichert, Brooks)

Senate Bill No. 235. A Bill for an Act to authorize the state board of higher education to sell its interest in certain lands to the state highway department for use as a radio tower site and access road and highway rights of way.

Introduction, first reading, 170.

Referred to Committee on Education, 170.

Reported back, do pass, 442.

Second reading, 520.

Final passage, 520.

To House, 557, 702.

Returned to Senate, 660.

Enrolled, 683.

Signed by President, 683.

Returned to Senate, Signed by Speaker, 702.

Sent to Governor, 705.

Approved by Governor, 770.

Senate Bill No. 236—(Senators Longmire, Lips)

Senate Bill No. 236. A Bill for an Act to create and enact sections 54-46-12 and 54-46-13 of the North Dakota Century Code, authorizing the state records administrator to establish and maintain a central storage system for state records and a central microfilm unit, and to amend and reenact sections 46-04-19 and 54-46-08 of the North Dakota Century Code, relating to the disposal of obsolete official state publications and state records, and providing an appropriation.

Introduction, first reading, 170.

Referred to Committee on State and Federal Government, 170.

Reported back, amended, 445.

Re-referred to Committee on Appropriations, 445, 464.

Reported back, amended, 464.

Amendments adopted, 464.

Engrossed, 464.

Reported back, do pass, 509.

Second reading, 551.

Final passage, 551.

To House, 557.

Returned to Senate, indefinitely postponed, 777.

Senate Bill No. 237—(Senator Longmire)

Senate Bill No. 237. A Bill for an Act to make a deficiency appropriation to the secretary of state to pay for the

printing and binding of public documents during the 1961-1963 biennium, and declaring an emergency.

Introduction, first reading, 170.
 Referred to Committee on Appropriations, 170.
 Reported back, do pass, 366.
 Second reading, 436.
 Final passage, 436.
 Emergency clause carried, 436.
 To House, 456, 702.
 Engrossed, 464.
 Returned to Senate, 636.
 Enrolled, 683.
 Signed by President, 683.
 Returned to Senate, Signed by Speaker, 702.
 Sent to Governor, 705.
 Approved by Governor, 770.

Senate Bill No. 238—(Senator Longmire)

Senate Bill No. 238. A Bill for an Act to amend and reenact section 11-10-11 of the North Dakota Century Code, relating to appointment and salary of deputies and clerks.

Introduction, first reading, 171.
 Referred to Committee on State and Federal Government, 171.
 Reported back, do pass, 215.
 Second reading, 275, 710.
 Final passage, 276, 711.
 To House, 289, 773.
 Returned to Senate, amended, 692.
 Senate concurs, 710.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 710.
 Engrossed, 772.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 239—(Senator Longmire)

Senate Bill No. 239. A Bill for an Act to make it unlawful to allow a motor vehicle with a trailer hitch attached thereto to come into contact with another motor vehicle while entering or leaving a parking position.

Introduction, first reading, 171.
 Referred to Committee on Transportation, 171.
 Reported back, indefinitely postponed, 366.
 Motion to place on calendar, Lost, 366.

Senate Bill No. 240—(Senator Brooks)

Senate Bill No. 240 A Bill for an Act, to amend Section 6-01-03 of the North Dakota Century Code adding two

members to the state banking board with building and loan or savings and loan association experience.

Introduction, first reading, 171.

Referred to Committee on Industry, Business and Labor, 171.

Reported back, indefinitely postponed, 491.

Senate Bill No. 241—(Senators Kisse, Holand, Reichert, Sanford, Redlin, Nelson, Solberg)

Senate Bill No. 241. A Bill for an Act to amend and reenact Sections 57-15-24 and 15-40-02 of the North Dakota Century Code, relating to the county equalization fund and mill levy therefor.

Introduction, first reading, 171.

Referred to Committee on Finance and Taxation, 171.

Reported back, without recommendation, 460.

Placed at foot of calendar, 537, 573.

Second reading, 537, 560, 584.

Placed below Senate Bill No. 183 on calendar, 560.

Final passage, Lost, 584.

Motion to reconsider, Lost, 584.

Request division on reconsidering, Lost, 584.

Motion to reconsider, Prevailed, 585.

Request division on reconsidering, Lost for lack of constitutional majority, 585.

Senate Bill No. 242—(Senators Sorlie, Roen)

Senate Bill No. 242. A Bill for an Act to amend and reenact section 11-28-12 of the North Dakota Century Code, relating to the formation of joint county park districts.

Introduction, first reading, 171.

Referred to Committee on Political Subdivisions, 171.

Reported back, do pass, 340.

Second reading, 395.

Final passage, 395.

To House, 414, 744.

Returned to Senate, 691.

Enrolled, 743.

Signed by President, 743.

Returned to Senate, Signed by Speaker, 771.

Sent to Governor, 772.

Approved by Governor, 828.

Senate Bill No. 243—(Senator Mutch)

Senate Bill No. 243. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code providing for the operation of a centralized purchasing service and to provide for credit card purchases of motor vehicle fuel by the department of accounts and purchases.

Introduction, first reading, 171.

Referred to Committee on State and Federal Government, 171.

Reported back, amended, 460.

Amendments adopted, 472.
 Engrossed, 515.
 Second reading, 542, 1021.
 Final passage, 543, 1022.
 To House, 557, 1108.
 Returned to Senate, amended, 1003, 1006.
 Senate concurs, 1021.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1021.
 Re-engrossed, 1105.
 Enrolled, 1105.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 244—(Senators Longmire, Ringsak)

Senate Bill No. 244. A Bill for an Act to amend and reenact section 39-06-30 of the North Dakota Century Code, relating to the licensing of motor vehicle operators and definition of the term conviction.

Introduction, first reading, 180.
 Referred to Committee on Transportation, 180.
 Reported back, indefinitely postponed, 366.
 Re-referred to Committee on Judiciary, 366.
 Reported back, amended, 491.
 Amendments adopted, 516.
 Engrossed, 556.
 Second reading, 575.
 Final passage, Lost, 576.

Senate Bill No. 245—(Senators Brooks, Erickson, Van Horn)

Senate Bill No. 245. A Bill for an Act to provide that no court of this state or game warden of this state shall enforce any laws that protect any species of ducks or geese, nor shall such game wardens serve as federal officers while employed by the state, to amend and reenact 20-04-02, 20-04-03, 20-08-02, and 20-08-03 of the North Dakota Century Code, relating to protection of migratory waterfowl.

Introduction, first reading, 180.
 Referred to Committee on Natural Resources, 181.
 Reported back, amended, 460.
 Amendments adopted, 472.
 Engrossed, 515.
 Second reading, 543.
 Final passage, 544.
 To House, 557.
 Returned to Senate, indefinitely postponed, 810.

Senate Bill No. 246—(Senators Brooks, Holand)

Senate Bill No. 246. A Bill for an Act to amend and reenact section 14-05-10 of the North Dakota Century Code, relating to grounds for divorce and to repeal section 14-

05-15 of the North Dakota Century Code relating to re-crimination.

Introduction, first reading, 181.
 Referred to Committee on Judiciary, 181.
 Reported back, do pass, 269.
 Second reading, 299.
 Final passage, 300.
 To House, 314, 744.
 Returned to Senate, 691.
 Enrolled, 743.
 Signed by President, 743.
 Returned to Senate, Signed by Speaker, 771.
 Sent to Governor, 772.
 Approved by Governor, 828.

Senate Bill No. 247—(Senators Baker, Tuff, Forkner, Mahoney, Sinner, Berube, Witteman)

Senate Bill No. 247. A Bill for an Act to amend and reenact section 2-20-01 of the North Dakota Century Code, relating to authority to acquire and regulate airports for a public purpose, and declaring an emergency.

Introduction, first reading, 181.
 Referred to Committee on Transportation, 181.
 Reported back, do pass, 366.
 Second reading, 436, 932.
 Final passage, 437, 933.
 To House, 456, 961.
 Returned to Senate, amended, 873.
 Senate concurs, 932.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 932.
 Emergency Clause carried, 933.
 Engrossed, 959.
 Enrolled, 959.
 Signed by President, 961.
 Returned to Senate, Signed by Speaker, 989.
 Sent to Governor, 990.

Senate Bill No. 248—(Senator George)

Senate Bill No. 248. A Bill for an Act to amend and reenact section 6-03-14 of the North Dakota Century Code relating to paying and receiving stations, and declaring an emergency.

Introduction, first reading, 181.
 Referred to Committee on Industry, Business and Labor, 181.
 Reported back, amended, 491.
 Amended, 516.
 Amendments adopted, 516.
 Engrossed, 549.
 Second reading, 576.
 Final passage, 576.
 Emergency Clause carried, 576.
 Clincher, 577.
 To House, 577, 1072.

Returned to Senate, 992.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 249—(Senators Brooks, Van Horn)

Senate Bill No. 249. A Bill for an Act to amend and re-enact section 20-03-06 of the North Dakota Century Code, relating to the taking of any game bird on posted land by non-residents.

Introduction, first reading, 181.
 Referred to Committee on Natural Resources, 181.
 Reported back, do pass, 391.
 Second reading, 468.
 Final passage, 468.
 Clincher, 468.
 To House, 514.
 Returned to Senate, indefinitely postponed, 777.

Senate Bill No. 250—(Senators Becker, Tuff, Forkner, Mahoney, Berube, Sinner, Witteman)

Senate Bill No. 250. A Bill for an Act giving the North Dakota aeronautics commission all powers of an airport authority as defined in Chapter 2-06, Airport Authorities Act and amendments thereto of the North Dakota Century Code, with certain exceptions, for the purpose of constructing an airport near the International Peace Garden and declaring and emergency.

Introduction, first reading, 181.
 Referred to Committee on Transportation, 181.
 Reported back, amended, 391.
 Amendments adopted, 412.
 Engrossed, 444.
 Second reading, 480, 933.
 Final passage, 480, 934.
 Emergency Clause carried, 480, 934.
 To House, 550, 961.
 Returned to Senate, amended, 873.
 Senate concurs, 933.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 933.
 Re-engrossed, 959.
 Enrolled, 959.
 Signed by President, 961.
 Returned to Senate, Signed by Speaker, 989.
 Sent to Governor, 990.

Senate Bill No. 251—(Senator Kautzmann, by request)

Senate Bill No. 251. A Bill for an Act to amend and re-enact section 24-08-03 relating to the supervision and repair of county road system bridges.

Introduction, first reading, 181.
 Referred to Committee on Political Subdivisions, 181.

Reported back, do pass, 366.
 Second reading, 437, 711.
 Final passage, 437, 712.
 To House, 456, 773.
 Returned to Senate, amended, 692.
 Senate concurs, 711.
 Rules suspended, deemed engrossed, and placed on
 second reading and final passage, as amended by
 House, 711.
 Engrossed, 772.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 252—(Senators Van Horn, Kee, Kjos,
 Strinden)

Senate Bill No. 252. A Bill for an Act to amend and re-enact section 39-06-17 of the North Dakota Century Code, relating to restricted and junior operator licenses and hours during which minors may operate motor vehicles.

Introduction, first reading, 181.
 Referred to Committee on Transportation, 182.
 Reported back, 366.
 Re-referred to Committee on Transportation, 366.
 Reported back, amended, 491, 492.
 Amendments adopted, 517.
 Engrossed, 549.
 Final passage, Lost, 578.
 Clincher, 578.

Senate Bill No. 253—(Senators Bopp, Sinner, Redlin,
 Thompson, Sorlie, Luick, Solberg, Berube)

Senate Bill No. 253. A Bill for an Act to amend and re-enact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the exemption of farm structures from property taxation, and declaring an emergency.

Introduction, first reading, 182.
 Referred to Committee on Finance and Taxation, 182.
 Reported back, amended, 461.
 Amendments adopted, 472.
 Engrossed, 515.
 Second reading, 544.
 Final passage, 544.
 Emergency Clause carried, 544.
 To House, 577.
 Returned to Senate, indefinitely postponed, 810.

Senate Bill No. 254—(Senators George, Solberg, Longmire,
 Saumur)

Senate Bill No. 254. A Bill for an Act to provide for separate drive-in facilities for banks.

Introduction, first reading, 182.
 Referred to Committee on Industry, Business and Labor,
 182.

Reported back, amended, 492.
 Amendments adopted, 517.
 Engrossed, 549.
 Second reading, 578.
 Final passage, 578.
 Clincher, 578.
 To House, 582. 1072.
 Returned to Senate, 992.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 255—(Senator Forkner, by request)

Senate Bill No. 255. A Bill for an Act to amend and reenact section 40-09-11 of the North Dakota Century Code, and subsection 1 of section 40-16-03 of the North Dakota Century Code, relating to meetings of governing bodies of cities and providing for publication of a record of the proceedings of such meetings.

Introduction, first reading, 182.
 Referred to Committee on Political Subdivisions, 182.
 Reported back, indefinitely postponed, 340.

Senate Bill No. 256—(Senators Erickson, Ringsak, Trenbeath, Kamrath)

Senate Bill No. 256. A Bill for an Act to amend and reenact section 12-55-26.1 of the North Dakota Century Code Supplement, making it unlawful knowingly and willfully to cause persons on parole to violate their parole and providing a penalty.

Introduction, first reading, 182.
 Referred to Committee on Judiciary, 182.
 Returned to Senate, 241.
 Re-referred to Committee on State and Federal Government, 241.
 Reported back, do pass, 402.
 Second reading, 517.
 Final passage, 517.
 To House, 557.
 Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 257—(Senators Meidinger, Lips, Mutch)

Senate Bill No. 257. A Bill for an Act to amend and reenact section 39-04-12 of the North Dakota Century Code, relating to the issuance of motor vehicle license plates.

Introduction, first reading, 182.
 Referred to Committee on Transportation, 182.
 Reported back, do pass, 367.
 Second reading, 437.
 Final passage, 437.
 Clincher, Lost, 437.
 Amended, 438.
 Amendments adopted, 438.

Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended from floor, 438.

Engrossed, 444.

To House, 456, 802.

Returned to Senate, 757.

Enrolled, 801.

Signed by President, 802.

Returned to Senate, Signed by Speaker, 803.

Sent to Governor, 828.

Approved by Governor, 944.

Senate Bill No. 258—(Senators Redlin, Trenbeath, Forkner)

Senate Bill No. 258. A Bill for an Act to amend and reenact subsection 2 of section 57-02-12 and section 57-02-20 of the North Dakota Century Code, relating to the listing and exemption of newly acquired farm machinery from taxation, and declaring an emergency.

Introduction, first reading, 182.

Referred to Committee on Finance and Taxation, 182.

Reported back, do pass, 362.

Second reading, 426, 1022.

Final passage, 427, 1022.

Emergency Clause carried, 427, 1022.

To House, 456, 1084.

Returned to Senate, amended, 981.

Senate concurs, 1022.

Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 1022.

Engrossed, 1077.

Enrolled, 1077.

Signed by President, 1084.

Returned to Senate, Signed by Speaker, 1102.

Sent to Governor, 1105.

Senate Bill No. 259—(Senators Erickson, Roen, Robinson, Torgerson, Mutch, Baeverstad, Sanford, Reichert, Kamrath)

Senate Bill No. 259. A Bill for an Act to amend and reenact section 57-53-09 of the North Dakota Century Code, relating to the disposition of the proceeds of the two per cent excise tax upon special fuels, and to repeal subsection 2 of section 57-53-01 of the North Dakota Century Code, defining "farm to market roads".

Introduction, first reading, 182.

Referred to Committee on Transportation, 183.

Returned to Senate, 451.

Withdrawn, 451.

Senate Bill No. 260—(Senator Brooks)

Senate Bill No. 260. A Bill for an Act to amend and reenact section 21-03-08 of the North Dakota Century Code, relating to the maximum interest rate, maturity and de-

nominations of general obligation bonds of municipalities, and declaring an emergency.

Introduction, first reading, 183.
 Referred to Committee on Political Subdivisions, 183.
 Reported back, do pass, 367.
 Second reading, 438, 1023.
 Final passage, 438, 1023.
 Emergency Clause carried, 438, 1023.
 To House, 456, 1108.
 Returned to Senate, amended, 979, 980.
 Senate concurs, 1023.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 1023.
 Engrossed, 1106.
 Enrolled, 1106.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 261—(Senators Sorlie, Robinson)

Senate Bill No. 261. A Bill for an Act to repeal Section 20-04-08 of the North Dakota Century Code, relating to the prohibiting of any person from going afield with a shotgun from July 1st to the opening of hunting season.

Introduction, first reading, 183.
 Referred to Committee on Natural Resources, 183.
 Reported back, do pass, 283.
 Second reading, 322.
 Final passage, 322.
 To House, 335, 773.
 Returned to Senate, 726.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 262—(Senator Sorlie)

Senate Bill No. 262. A Bill for an Act to amend and reenact Section 15-53-11 of the North Dakota Century Code, relating to approval by the state committee for school district reorganization of plans involving territory in more than one county.

Introduction, first reading, 183.
 Referred to Committee on Education, 183.
 Reported back, do pass, 446.
 Second reading, 525, 1069.
 Final passage, 526, 1069.
 Emergency Clause carried, 526.
 To House, 557, 1108.
 Returned to Senate, amended, 1061.
 Senate concurs, 1069.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1069.

Engrossed, 1106.
Enrolled, 1106.
Signed by President, 1108.
Returned to Senate, Signed by Speaker, 1125.
Sent to Governor, 1126.

Senate Bill No. 263—(Senator Sorlie)

Senate Bill No. 263. A Bill for an Act to amend and reenact Section 15-53-09 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to the publishing of notices for public hearings on school district reorganization, and declaring an emergency.

Introduction, first reading, 183.
Referred to Committee on Education, 183.
Reported back, do pass, 446.
Second reading, 526, 1070.
Final passage, 526, 1070.
Emergency Clause carried, 526, 1070.
To House, 557, 1108.
Returned to Senate, amended, 1061.
Senate concurs, 1069.
Engrossed, 1106.
Enrolled, 1106.
Signed by President, 1108.
Returned to Senate, Signed by Speaker, 1125.
Sent to Governor, 1126.

Senate Bill No. 264—(Senator Wartner)

Senate Bill No. 264. A Bill for an Act to amend and reenact sections 32-09-05, 32-09-14 and 32-09-15 of the North Dakota Century Code, relating to the time period allowed for answering a garnishee summons and service of a garnishee summons upon the state auditor.

Introduction, first reading, 183.
Referred to Committee on Judiciary, 183.
Reported back, do pass, 269.
Second reading, 300, 934.
Final passage, 300, 934.
To House, 314, 961.
Returned to Senate, amended, 753, 756.
Senate concurs, 934.
Rules suspended, deemed engrossed and placed on second reading and final passage, as amended by House, 934.
Engrossed, 959.
Enrolled, 959.
Signed by President, 961.
Returned to Senate, Signed by Speaker, 989.
Sent to Governor, 990.

Senate Bill No. 265—(Senator Wartner, by request)

Senate Bill No. 265. A Bill for an Act to create and enact Section 52-01-05 of the North Dakota Century Code relating to declaration of public policy as guide to interpreta-

tion and application of unemployment compensation insurance law.

Introduction, first reading, 183.
 Referred to Committee on Industry, Business and Labor, 183.
 Reported back, do pass, 353.
 Second reading, 415.
 Final passage, 415.
 To House, 456, 744.
 Returned to Senate, 692.
 Enrolled, 743.
 Signed by President, 743.
 Returned to Senate, Signed by Speaker, 771.
 Sent to Governor, 772.
 Approved by Governor, 828.

Senate Bill No. 266—(Senators Kautzmann, Chesrown, Torgerson)

Senate Bill No. 266. A Bill for an Act to amend and reenact section 20-03-21 of the 1961 Supplement to the North Dakota Century Code, relating to the disposition of hunting and fishing licenses fund.

Introduction, first reading, 183.
 Referred to Committee on Natural Resources, 183.
 Reported back, indefinitely postponed, 391.

Senate Bill No. 267—(Senators Meidinger, Mahoney)

Senate Bill No. 267. A Bill for an Act to provide for a medical advisory committee of the public welfare board.

Introduction, first reading, 184.
 Referred to Committee on Social Welfare and Veterans Affairs, 184.
 Reported back, indefinitely postponed, 283.

Senate Bill No. 268—(Senators Morgan, Wadeson)

Senate Bill No. 268. A Bill for an Act to amend and reenact section 57-50-11 and to create and enact section 57-50-11.1 of the North Dakota Century Code, relating to the assignment of motor vehicle fuel refund claims, requiring a permit during a certain period and providing for the revocation thereof.

Introduction, first reading, 184.
 Referred to Committee on State and Federal Government, 184.
 Reported back, amended, 492.
 Amendments adopted, 517.
 Engrossed, 556.
 Second reading, 578.
 Final passage, 579.
 Clincher, 579.
 To House, 582, 947.
 Returned to Senate, 810.
 Enrolled, 867.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.

Senate Bill No. 269—(Senators Kamrath, Lips, George)

Senate Bill No. 269. A Bill for an Act to amend and reenact section 15-04-15 of the North Dakota Century Code to provide that in the collection of rentals on behalf of the state land commissioner's office, the state land commissioner rather than the county treasurer shall collect rentals due and give receipts therefor.

Introduction, first reading, 184.
 Referred to Committee on Political Subdivisions, 184.
 Reported back, amended, 391.
 Amendments adopted, 412.
 Engrossed, 444.
 Second reading, 481.
 Final passage, 481.
 To House, 550, 702.
 Returned to Senate, 660.
 Enrolled, 683.
 Signed by President, 683.
 Returned to Senate, Signed by Speaker, 702.
 Sent to Governor, 705.
 Approved by Governor, 770.

Senate Bill No. 270—(Senator Ringsak)

Senate Bill No. 270. A Bill for an Act to amend and reenact section 39-20-04 of the North Dakota Century Code, relating to the revocation of licenses, permits, or driving privileges upon refusal to submit to chemical testing.

Introduction, first reading, 184.
 Referred to Committee on Judiciary, 184.
 Reported back, amended, 367.
 Amendments adopted, 386.
 Engrossed, 398.
 Second reading, 466, 1042.
 Final passage, 466, 1043.
 To House, 514, 1108.
 Returned to Senate, amended, 971, 973.
 Senate does not concur, 999.
 Conference Committee, Senate, 999.
 Conference Committee, House, 1028.
 Conference Committee report adopted, Senate, 1042.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended in Conference Committee, 1042.
 Conference Committee report adopted, House, 1054.
 Re-engrossed, 1105.
 Enrolled, 1105.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 271—(Senators Redlin, Reichert, George)

Senate Bill No. 271. A Bill for an Act to amend and reenact subsection 1 of section 6-01-03 and section 6-03-59 of the North Dakota Century Code, relating to state banking

board and state credit union board, and to loan limitation to one person or concern.

Introduction, first reading, 184.

Referred to Committee on Industry, Business and Labor, 184.

Reported back, do pass, 353.

Second reading, 415.

Final passage, 416.

To House, 456.

Returned to Senate, indefinitely postponed, 882.

Senate Bill No. 272—(Senator Holand)

Senate Bill No. 272. A Bill for an Act to amend and re-enact sections 57-22-26 and 57-22-27 of the North Dakota Century Code, relating to deductions of personal property taxes from salaries and claims against public funds and who are subject to such deductions.

Introduction, first reading, 184.

Referred to Committee on State and Federal Government, 184.

Reported back, do pass, 461.

Placed at foot of calendar, 538.

Second reading, 538, 545, 934.

Placed at head of calendar, 545.

Final passage, 546, 935.

To House, 557, 961.

Returned to Senate, amended, 810.

Senate concurs, 934.

Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 934.

Engrossed, 959.

Enrolled, 959.

Signed by President, 961.

Returned to Senate, Signed by Speaker, 989.

Sent to Governor, 990.

Senate Bill No. 273—(Senators Ringsak, Erickson, Brooks, Reichert)

Senate Bill No. 273. A Bill for an Act to amend and re-enact subsection 5 of section 39-16-13 of the North Dakota Century Code relating to the suspension of driver's license for failure to satisfy a judgment and the effect of a discharge in bankruptcy.

Introduction, first reading, 184.

Referred to Committee on Judiciary, 184.

Reported back, indefinitely postponed, 340.

Senate Bill No. 274—(Senators Sanford, Dahlund, Robinson, Harris, Strinden)

Senate Bill No. 274. A Bill for an Act to create and enact sections 65-02-05.1, 65-02-05.2, 65-04-04.2, 65-04-04.3, 65-04-04.4, 65-04-04.5, 65-04-04.6, and to amend and re-enact sections 65-01-02, 65-01-05, 65-01-08, 65-01-09, 65-01-10, 65-01-11, 65-02-13, 65-02-14, 65-03-02, 65-04-01,

65-04-04, 65-04-04.1, 65-04-07, 65-04-08, 65-04-10, 65-04-17, 65-04-18, 65-04-19, 65-04-20, 65-04-21, 65-04-27, 65-04-27.1, 65-04-28, 65-04-29, 65-04-30, 65-05-01, 65-05-02, 65-05-05, 65-05-06, 65-05-07, 65-05-09, 65-05-10, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-17, 65-05-25, 65-05-26, 65-05-27, 65-05-28, 65-05-30, 65-07-01, 65-07-02, 65-07-03, 65-08-01, 65-08-02, 65-08-03, 65-09-04, 65-10-01, 65-10-02, 65-10-03, 26-08-02, 26-14-07, and 26-28-02 of the North Dakota Century Code, relating to workmen's compensation, and to permit employers at their option to provide workmen's compensation insurance through insurance companies, by qualification as self-insured employers, or by contributions to the North Dakota workmen's compensation fund; specifying the terms and conditions under which the same may be done; providing for action of the workmen's compensation bureau upon all controversial claims; providing for liability of the carrier or fund insuring workmen's compensation coverage, and to permit insurance companies to provide for workmen's compensation insurance, and providing for an effective date.

Introduction, first reading, 184.

Referred to Committee on Industry, Business and Labor, 184.

Reported back, amended, 493.

Amendments adopted, 517.

Engrossed, 549.

Second reading, 579.

Final passage, 579.

Clincher, 580.

To House, 582.

Returned to Senate, indefinitely postponed, 923.

Senate Bill No. 275—(Senator Lips)

Senate Bill No. 275. A Bill for an Act to amend and reenact section 44-04-18 of the North Dakota Century Code, providing for public access to records of public or governmental bodies, including microfilmed records or records produced by a photographic process.

Introduction, first reading, 185.

Referred to Committee on Judiciary, 185.

Reported back, do pass, 353.

Second reading, 416.

Final passage, 416.

To House, 456.

Returned to Senate, indefinitely postponed, 660.

Senate Bill No. 276—(Senators Holand, Foss)

Senate Bill No. 276. A Bill for an Act to amend and reenact sections 54-14-02 and 54-14-03 of the North Dakota Century Code, providing that members of the state auditing board may appoint a deputy or substitute to act in their behalf when such members are unable to attend meetings of the auditing board and the state auditing board may delegate to the director of accounts and purchases authority to

approve payments for payrolls, purchases, and other items deemed desirable.

Introduction, first reading, 185.
 Referred to Committee on State and Federal Government, 185.
 Reported back, do pass, 461.
 Second reading, 538.
 Final passage, 538.
 To House, 557, 947.
 Returned to Senate, 810.
 Enrolled, 867.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1131.

Senate Bill No. 277—(Senator Longmire)

Senate Bill No. 277. A Bill for an Act making an appropriation for the division of vocational rehabilitation to meet a deficiency.

Introduction, first reading, 185.
 Referred to Committee on Appropriations, 185.
 Reported back, do pass, 380.
 To House, 414.
 Returned to Senate, indefinitely postponed, 872.

Senate Bill No. 278—(Senator Reichert)

Senate Bill No. 278. A Bill for an Act to amend and reenact section 54-34-03 of the North Dakota Century Code, requiring the governor to appoint four members from each of the two major political parties as members of the economic development commission.

Introduction, first reading, 185.
 Referred to Committee on Judiciary, 185.
 Reported back, indefinitely postponed, 269.

Senate Bill No. 279—(Senator Foss)

Senate Bill No. 279. A Bill for an Act to amend and reenact section 57-40-14 of the North Dakota Century Code, relating to the disposition of the proceeds of the use tax collected upon motor vehicles.

Introduction, first reading, 185.
 Referred to Committee on State and Federal Government, 185.
 Reported back, indefinitely postponed, 461.
 Motion to place on calendar, Lost, 461.

Senate Bill No. 280—(Senator Ringsak, by request)

Senate Bill No. 280. A Bill for an Act to amend and reenact sections 39-17-01, 39-17-07 and 39-17-09 of the North

Dakota Century Code relating to payments for and out of the Unsatisfied Judgment Fund.

Introduction, first reading, 198.
 Referred to Committee on Judiciary, 198.
 Reported back, indefinitely postponed, 353.
 Motion to reconsider, Prevailed on division, 370.
 Placed at foot of calendar, 370.
 Amended, 417.
 Amendments adopted, 417.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended from floor, 417.
 Second reading, 417.
 Final passage, 418.
 Clincher, 418.
 Engrossed, 444.
 To House, 456, 744.
 Returned to Senate, 692.
 Enrolled, 743.
 Signed by President, 743.
 Returned to Senate, Signed by Speaker, 771.
 Sent to Governor, 772.
 Approved by Governor, 828.

Senate Bill No. 281—(Senator Ringsak, by request)

Senate Bill No. 281. A Bill for an Act to repeal sections 39-15-01, 39-15-02, and 39-15-03 of the North Dakota Century Code.

Introduction, first reading, 198.
 Referred to Committee on Judiciary, 198.
 Reported back, indefinitely postponed, 353.

Senate Bill No. 282—Senator Wartner)

Senate Bill No. 282. A Bill for an Act to create and enact subsection 20 of section 10-23-04 and to amend and reenact sections 10-19-10 and 10-22-09 of the North Dakota Century Code, relating to the change of registered office or registered agent for domestic and foreign corporations and establishing a fee for the filing of such change.

Introduction, first reading, 198.
 Referred to Committee on Industry, Business and Labor, 198.
 Reported back, amended, 494.
 Amendments adopted, 517.
 Engrossed, 549.
 Second reading, 580.
 Final passage, 580.
 Clincher, 580.
 To House, 582, 1072.
 Returned to Senate, 992.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 Sent to Governor, 1076.

Senate Bill No. 283—(Senator Lips)

Senate Bill No. 283. A Bill for an Act to make a portion of excise taxes on aviation gasoline and jet motor fuel used by aircraft not refundable and provide for distribution of the proceeds.

Introduction, first reading, 198.
 Referred to Committee on Transportation, 198.
 Returned to Senate, 345.
 Withdrawn, 345.

Senate Bill No. 284—(Senator Lips, by request)

Senate Bill No. 284. A Bill for an Act to create section 26-23-08.1 of the North Dakota Century Code, authorizing the insurance commissioner to provide a blanket bond for employees and officers of each state institution of higher education.

Introduction, first reading, 198.
 Referred to Committee on State and Federal Government, 198.
 Reported back, indefinitely postponed, 446.

Senate Bill No. 285—(Senators Morgan, Forkner, Lips)

Senate Bill No. 285. A Bill for an Act regulating the modification of motor vehicles, and to amend and reenact sections 39-01-01, 39-10-03, and to create and enact section 39-10-03.1, and to amend and reenact sections 39-09-06, 39-10-08, 39-10-12, 39-10-25, 39-10-34, 39-10-43, and 39-10-61 of the North Dakota Century Code relating to definitions, emergency vehicles, rules of the road and vehicle equipment.

Introduction, first reading, 198.
 Referred to Committee on Transportation, 198.
 Reported back, do pass, 495.
 Second reading, 552, 997.
 Final passage, 552, 997.
 Clincher, 552.
 To House, 558, 1084.
 Returned to Senate, amended, 873.
 Senate does not concur, 935.
 Conference Committee, Senate, 935.
 Conference Committee, House, 942.
 Conference Committee report adopted, Senate, 996.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended in Conference Committee, 996.
 Conference Committee report adopted, House, 1054.
 Engrossed, 1077.
 Enrolled, 1077.
 Signed by President, 1084.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 286—(Senators Witteman, Van Horn, Robinson, Reichert, Tuff)

Senate Bill No. 286. A Bill for an Act relating to weather control and artificial modification thereof, designating

an authority for licensing and registration of controllers, fixing fees therefor, providing for inter-governmental co-operation, and fixing penalties.

Introduction, first reading, 199.

Referred to Committee on State and Federal Government, 199.

Reported back, indefinitely postponed, 446.

Senate Bill No. 287—(Senators Nelson, Strinden)

Senate Bill No. 287. A Bill for an Act to amend, and re-enact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the registration of farm trucks.

Introduction, first reading, 199.

Referred to Committee on Transportation, 199.

Reported back, do pass, 283.

Second reading, 322.

Final passage, 323.

To House, 335, 773.

Returned to Senate, 706.

Enrolled, 772.

Signed by President, 773.

Returned to Senate, Signed by Speaker, 786.

Sent to Governor, 800.

Approved by Governor, 926.

Senate Bill No. 288—(Senators Redlin, Roen)

Senate Bill No. 288. A Bill for an Act to amend and re-enact section 15-40-17 of the North Dakota Century Code Supplement, relating to the payment of tuition for a high school student attending school in a district other than his district of residence.

Introduction, first reading, 199.

Referred to Committee on Education, 199.

Reported back, amended, 442.

Amendments adopted, 464.

Engrossed, 470.

Second reading, 529, 1058.

Final passage, 530, 1058.

To House, 557, 1108.

Returned to Senate, amended, 1003, 1006.

Senate concurs, 1058.

Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1058.

Re-engrossed, 1105.

Enrolled, 1105.

Signed by President, 1108.

Returned to Senate, Signed by Speaker, 1125.

Sent to Governor, 1126.

Senate Bill No. 289—(Senators Kee, Witteman, Ringsak, Sinner, Becker, Brooks, Lips, Sanford, Reichert, Holand, Chesrown, Mutch, Wadson, Wartner, Strinden, Van Horn, Torgerson, Kjos, Erickson, Harris, Kautzmann, Mahoney)

Senate Bill No. 289. A Bill for an Act to amend and re-enact subsection 9 of section 52-06-02 of the North Dakota

Century Code relating to receipt of retirement payments as a disqualification for unemployment compensation benefits.

Introduction, first reading, 199.

Referred to Committee on Social Welfare and Veterans Affairs, 199.

Reported back, indefinitely postponed, 392.

Senate Bill No. 290—(Senators Nelson, Dahlund, Forkner, Roen, Chesrown, Kee, Bopp, Kjos, Thompson, Baeverstad)

Senate Bill No. 290. A Bill for an Act to create and enact section 24-09-08.1 of the North Dakota Century Code, relating to apportionment of cost of automatic grade crossing protection devices and making an appropriation for the payment of the state of North Dakota's share of such cost.

Introduction, first reading, 199.

Referred to Committee on Transportation, 199.

Reported back, amended, 283, 290.

Amendments adopted, 304.

Re-referred to Committee on Appropriations, 304.

Engrossed, 307.

Reported back, do pass, 367.

Second reading, 439.

Final passage, 439.

To House, 456, 1072.

Returned to Senate, 982.

Enrolled, 1031.

Signed by President, 1072.

Returned to Senate, Signed by Speaker, 1075.

Sent to Governor, 1076.

Senate Bill No. 291—(Senators Luick, Kee, Kjos)

Senate Bill No. 291. A Bill for an Act to require a delay of sixty days between elections whenever a bond issue or excess levy has failed when submitted to a vote.

Introduction, first reading, 199.

Referred to Committee on Judiciary, 199.

Reported back, amended, 354.

Amendments adopted, 372.

Engrossed, 374.

Second reading, 433.

Final passage, 434.

To House, 456, 1000.

Returned to Senate, 970.

Enrolled, 991.

Signed by President, 1000.

Returned to Senate, Signed by Speaker, 1029.

Sent to Governor, 1030.

Senate Bill No. 292—(Senator Luick)

Senate Bill No. 292. A Bill for an Act to amend and re-enact section 32-03-39 of the North Dakota Century Code,

relating to parental responsibility for willful damage by minor children.

Introduction, first reading, 199.

Referred to Committee on Judiciary, 199.

Reported back, indefinitely postponed, 354.

Senate Bill No. 293—(Senators Thompson, Van Horn, Redlin)

Senate Bill No. 293. A Bill for an Act to amend and reenact section 54-42-06 of the North Dakota Century Code, relating to the classification of personnel of state departments.

Introduction, first reading, 199.

Referred to Committee on State and Federal Government, 199.

Reported back, amended, 462.

Amendments adopted, 472.

Engrossed, 515.

Second reading, 544.

Final passage, 545.

To House, 557.

Returned to Senate, indefinitely postponed, 810.

Senate Bill No. 294—(Senator Thompson)

Senate Bill No. 294. A Bill for an Act to provide for an optional county dog tax for the purpose of reimbursing owners of sheep, livestock, or fowl who suffer loss due to the acts of dogs with no owner or dogs whose ownership cannot be determined, and providing a penalty for submitting false claims.

Introduction, first reading, 200.

Referred to Committee on Agriculture, 200.

Reported back, indefinitely postponed, 269.

Senate Bill No. 295—(Senators Baker, Lips)

Senate Bill No. 295. A Bill for an Act to provide for a tax levy for the city fire department operation and maintenance when sub-station facilities are required, and declaring an emergency.

Introduction, first reading, 200.

Referred to Committee on Political Subdivisions, 200.

Reported back, amended, 392.

Amendments adopted, 412.

Engrossed, 444.

Second reading, 481, 527.

Final passage, 482, Lost, 527.

Motion to reconsider, 482.

Placed at foot of calendar, 482.

Amended, 527.

Emergency Lost, 527.

Clincher, 527.

Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended from floor, 527.

Re-engrossed, 549.

To House, 557, 947.
 Returned to Senate, Lost.
 Emergency Clause lost.
 Carried, 810.
 Enrolled, 882.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1125.

Senate Bill No. 296—(Senators Sinner, Becker, Van Horn, Redlin, Reichert, Mahoney, Wadeson, Ringsak, Meidinger, Berube, Tuff)

Senate Bill No. 296. A Bill for an Act to create and enact sections 34-06-01.1 and 34-06-01.2 and to amend and reenact sections 34-06-01, 34-06-02, 34-06-03, 34-06-05, 34-06-07, 34-06-09, 34-06-10, 34-06-12, 34-06-13, and 34-06-16 of the North Dakota Century Code, to provide for minimum wages for all employees except persons employed in interstate commerce and domestic employment and persons who are under eighteen years of age; providing for exceptions to the minimum wage in regard to employees who are incapacitated or who have limited ability due to age, physical, or mental condition, or experience and training or are not located in a vicinity where there is available work; authorizing the commissioner to investigate hours and conditions of labor of adults and minors, adopt standards thereof, and issue remedial orders; and to repeal section 34-06-15 of the North Dakota Century Code, relating to special license to employ at less than minimum wage.

Introduction, first reading, 200.
 Referred to Committee on Industry, Business and Labor, 200.
 Reported back, indefinitely postponed, 340.

Senate Bill No. 297—(Senators Lips, George, Thompson)

Senate Bill No. 297. A Bill for an Act to amend and reenact section 15-21-02 of the North Dakota Century Code, relating to the salary and traveling expenses of the superintendent of public instruction.

Introduction, first reading, 200.
 Referred to Committee on State and Federal Government, 200.
 Reported back, indefinitely postponed, 495.

Senate Bill No. 298—(Senator Morgan)

Senate Bill No. 298. A Bill for an Act to prohibit the fraudulent use of credit cards, and providing a penalty.

Introduction, first reading, 200.
 Referred to Committee on Industry, Business and Labor, 200.
 Reported back, indefinitely postponed, 341.
 Motion to place on calendar, Prevailed, 341.
 Amended, 395.
 Amendments adopted, 395.

Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended from floor, 395.

Second reading, 395.

Final passage, 395.

Indefinitely postponed, 395.

Senate Bill No. 299—(Senators Becker, Kjos, Van Horn)

Senate Bill No. 299. A Bill for an Act to amend and reenact section 44-02-04 of the North Dakota Century Code, relating to vacancies of county offices.

Introduction, first reading, 201.

Referred to Committee on Political Subdivisions, 201.

Reported back, indefinitely postponed, 367.

Motion to reconsider, Prevalled, 370.

Re-referred to Committee on Political Subdivisions, 371.

Reported back, amended, 392.

Amendments adopted, 412.

Engrossed, 444.

Second reading, 482.

Final passage, 482.

To House, 550, 947.

Returned to Senate, 810.

Enrolled, 867.

Signed by President, 947.

Returned to Senate, Signed by Speaker, 973.

Sent to Governor, 990.

Approved by Governor, 1125.

Senate Bill No. 300—(Senators Becker, Kjos, Van Horn)

Senate Bill No. 300. A Bill for an Act to amend and reenact section 27-17-03 of the North Dakota Century Code, to provide that a retired district judge may temporarily assume the duties of a district judge unable to perform his duties because of sickness or other unavoidable cause.

Introduction, first reading, 201.

Referred to Committee on Judiciary, 201.

Reported back, amended, 367.

Amendments adopted, 386.

Engrossed, 398.

Second reading, 466.

Final passage, 467.

To House, 514, 759, 1072.

Returned to Senate, indefinitely postponed, 693.

House requests return of Bill, 757.

Motion to return Bill to House, 759.

Returned to Senate, 992.

Enrolled, 1031.

Signed by President, 1072.

Returned to Senate, Signed by Speaker, 1075.

Sent to Governor, 1076.

Senate Bill No. 301—(Senators Becker, Mahoney)

Senate Bill No. 301. A Bill for an Act to amend and reenact section 2-05-06.1 of the North Dakota Century Code,

relating to authority to accept federal or other moneys for airport construction.

Introduction, first reading, 201.
 Referred to Committee on Transportation, 201.
 Reported back, do pass, 368.
 Second reading, 452.
 Final passage, 452.
 To House, 514, 947.
 Returned to Senate, 872.
 Enrolled, 939.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1125.

Senate Bill No. 302—(Senator Sinner)

Senate Bill No. 302. A Bill for an Act to provide for the regulation of employment agents and employment agencies and providing a penalty.

Introduction, first reading, 201.
 Referred to Committee on Industry, Business and Labor, 201.
 Reported back, do pass, 495.
 Second reading, 552, 935.
 Final passage, 553, 935.
 Clincher, 553.
 To House, 558, 1000.
 Returned to Senate, amended, 753, 757.
 Senate concurs, 935.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 935.
 Engrossed, 990.
 Enrolled, 990.
 Signed by President, 1000.
 Returned to Senate, Signed by Speaker, 1029.
 Sent to Governor, 1030.

Senate Bill No. 303—(Senator Brooks)

Senate Bill No. 303. A Bill for an Act to amend and reenact section 6-05-15 of the North Dakota Century Code, relating to investment of trust funds.

Introduction, first reading, 201.
 Referred to Committee on Industry, Business and Labor, 201.
 Reported back, do pass, 495.
 Second reading, 553, 1023.
 Final passage, 553, 1024.
 Clincher, 553.
 To House, 558, 1108.
 Returned to Senate, amended, 1003, 1007.
 Senate concurs, 1023.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 1023.
 Engrossed, 1106.

Enrolled, 1106.
Signed by President, 1108.
Returned to Senate, Signed by Speaker, 1125.
Sent to Governor, 1126.

Senate Bill No. 304—(Senator Longmire)

Senate Bill No. 304. A Bill for an Act to amend and reenact sections 40-18-03, 40-18-01, and 40-18-11 of the North Dakota Century Code, relating to the appointment of alternate police magistrates and proceedings in police magistrate court.

Introduction, first reading, 201.
Referred to Committee on Political Subdivisions, 201.
Reported back, amended, 392.
Amendments adopted, 412.
Engrossed, 444.
Second reading, 510, 1064.
Final passage, 510, 1064.
To House, 550, 773, 832, 1108.
Returned to Senate, 706.
Enrolled, 772.
Signed by President, 773, 1108.
Returned to Senate, Signed by Speaker, 786, 1125.
Sent to Governor, 800, 1126.
Request Governor to return Bill, 832.
Received from Governor, 832.
House requests return of Bill to House, 832.
Motion to return Bill to House, 832.
Returned to Senate, amended, 979, 981.
Senate does not concur, 1059.
Conference Committee, Senate, 1059.
Motion to reconsider, 1063.
Senate concurs, 1063.
Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1064.
Re-engrossed, 1105.
Enrolled, 1105.

Senate Bill No. 305—(Senator Mutch)

Senate Bill No. 305. A Bill for an Act to authorize the use of and prescribe the procedure for double election boards under certain circumstances.

Introduction, first reading, 201.
Referred to Committee on Judiciary, 201.
Reported back, indefinitely postponed, 354.

Senate Bill No. 306—(Senators Reichert, Brooks)

Senate Bill No. 306. A Bill for an Act making an appropriation for the purpose of paying Raymond J. Spielman for damages and costs sustained in a motor vehicle accident involving a motor vehicle driven by an employee of the state of North Dakota.

Introduction, first reading, 201.
Referred to Committee on Appropriations, 201.

Returned to Senate, 304.
Re-referred to Committee on Judiciary, 304.
Reported back, indefinitely postponed, 496.
Motion to place on calendar, Lost, 496.

Senate Bill No. 307—(Senator Mutch)

Senate Bill No. 307. A Bill for an Act to amend and reenact sections 16-10-07, 16-10-08 and 16-10-12 of the North Dakota Century Code, relating to the appointment of judges of elections and poll clerks.

Introduction, first reading, 201.
Referred to Committee on Judiciary, 201.
Reported back, amended, 496.
Amendments adopted, 517.
Engrossed, 556.
Second reading, 580.
Final passage, 580.
Clincher, 580.
To House, 582, 744.
Returned to Senate, 692.
Enrolled, 743.
Signed by President, 743.
Returned to Senate, Signed by Speaker, 771.
Sent to Governor, 772.
Approved by Governor, 866.

Senate Bill No. 308—(Senators Wadeson, Morgan, Kjos, Nelson, Tuff, Sinner, Van Horn)

Senate Bill No. 308. A Bill for an Act relating to programs for the emergency control of grasshoppers and other insects capable of inflicting substantial damage to agricultural crops, to provide for an advisory committee and to define its duties, and to authorize boards of county commissioners to provide for the control of such insects and levy taxes therefor, and to repeal chapter 4-15 and subdivision c of subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to the grasshopper extermination fund, the control and regulation thereof, and the tax levied for such purpose.

Introduction, first reading, 202.
Referred to Committee on Agriculture, 202.
Reported back, amended, 354.
Amendments adopted, 372.
Engrossed, 374.
Second reading, 434.
Final passage, 434.
To House, 456, 773.
Returned to Senate, 706.
Enrolled, 772.
Signed by President, 773.
Returned to Senate, Signed by Speaker, 786.
Sent to Governor, 800.
Approved by Governor, 926.

Senate Bill No. 309—(Senator Longmire)

Senate Bill No. 309. A Bill for an Act to amend and reenact sections 57-22-01, 57-22-02, and 57-22-03 of the North Dakota Century Code, relating to collection by the sheriff of delinquent personal property taxes.

Introduction, first reading, 202.
Referred to Committee on Political Subdivisions, 202.
Reported back, amended, 393.
Amendments adopted, 412.
Engrossed, 444.
Second reading, 510.
Final passage, 511.
To House, 550.
Returned to Senate, indefinitely postponed, 874.

Senate Bill No. 310—(Senators Roen, Mutch, Lips)

Senate Bill No. 310. A Bill for an Act to provide for the regulation of participation and eligibility in school activities, functions and athletic events by local school boards and requiring certain organizations to file annual audit.

Introduction, first reading, 202.
Referred to Committee on Education, 202.
Reported back, indefinitely postponed, 341.

Senate Bill No. 311—(Senators Mutch, Longmire)

Senate Bill No. 311. A Bill for an Act to amend and reenact subsection 3 of section 16-17-10 of the North Dakota Century Code relating to the composition of the executive committee of county political parties.

Introduction, first reading, 202.
Referred to Committee on Judiciary, 202.
Reported back, amended, 368.
Amendments adopted, 386.
Engrossed, 398.
Second reading, 467.
Final passage, Lost, 467.
Clincher, 467.

Senate Bill No. 312—(Senators Forkner, Baeverstad, Miller, Sorlie, Sanford, Kjos, Saumur, George, Lips, Strinden, Morgan, Baker, Becker, Mahoney)

Senate Bill No. 312. A Bill for an Act to provide that any person who is required to approve warrants for, or to pay any compensation to any state employee shall require a statement from the tax commissioner that such officer or employee has filed and paid his state income tax prior to his receiving such compensation or, in the alternative, shall require a sworn statement from such employee that he was not required to file a return or that no state income tax is due.

Introduction, first reading, 202.
Referred to Committee on State and Federal Government, 202.

Reported back, do pass, 403.
 Second reading, 517, 1037.
 Final passage, 518, 1038.
 To House, 557, 1108.
 Returned to Senate, amended, 971, 973.
 Senate does not concur, 999.
 Conference Committee, Senate, 999.
 Conference Committee, House, 1028.
 Conference Committee report adopted, Senate, 1037.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended in Conference Committee, 1037.
 Conference Committee report adopted, House, 1054.
 Engrossed, 1106.
 Enrolled, 1106.
 Signed by President, 1108.
 Returned to Senate, Signed by Speaker, 1125.
 Sent to Governor, 1126.

Senate Bill No. 313—(Senators Kee, Thompson)

Senate Bill No. 313. A Bill for an Act to amend and reenact Section 60-07-01 of the North Dakota Century Code, relating to the fee schedule chargeable by the North Dakota Public Service Commission.

Introduction, first reading, 202.
 Referred to Committee on State and Federal Government, 202.
 Reported back, amended, 446.
 Amendments adopted, 464.
 Engrossed, 470.
 Second reading, 530.
 Final passage, 531.
 To House, 557, 947.
 Returned to Senate, 810.
 Enrolled, 882.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.

Senate Bill No. 314—(Senators Reichert, Sinner, Redlin)

Senate Bill No. 314. A Bill for an Act to direct the legislative research committee, with the assistance of outstanding citizens of the state, to conduct a study of the Constitution of the state of North Dakota, and to make its recommendations in regard to the revision thereof, to the Thirty-ninth Legislative Assembly, and providing an appropriation therefor.

Introduction, first reading, 203.
 Referred to Committee on Judiciary, 203.
 Returned to Senate, 355.
 Withdrawn, 355.

Senate Bill No. 315—(Senators Longmire, Wartner, Ringsak)

Senate Bill No. 315. A Bill for an Act to amend and reenact section 14-11-10 of the North Dakota Century Code

Supplement, relating to hearing in adoption proceedings and service of notice thereof.

Introduction, first reading, 203.
Referred to Committee on Judiciary, 203.
Reported back, do pass, 269.
Second reading, 300.
Final passage, 301.
To House, 314, 773.
Returned to Senate, 706.
Enrolled, 772.
Signed by President, 773.
Returned to Senate, Signed by Speaker, 786.
Sent to Governor, 800.
Approved by Governor, 926.

Senate Bill No. 316—(Senators Kee, Thompson)

Senate Bill No. 316. A Bill for an Act to amend and reenact Section 60-02-07 of the North Dakota Century Code, relating to the fee schedule chargeable by the Grain Elevator Division of the North Dakota Public Service Commission.

Introduction, first reading, 203.
Referred to Committee on State and Federal Government, 203.
Reported back, amended, 462.
Amendments adopted, 472.
Engrossed, 515.
Second reading, 545.
Final passage, 545.
To House, 557, 744.
Returned to Senate, 692.
Enrolled, 743.
Signed by President, 743.
Returned to Senate, Signed by Speaker, 771.
Sent to Governor, 772.
Approved by Governor, 828.

Senate Bill No. 317—(Senators Mutch, Ringsak, Thompson, Wartner, Trenbeath, Forkner, Mahoney)

Senate Bill No. 317. A Bill for an Act to amend and reenact section 57-51-15 of the North Dakota Century Code, relating to the apportionment of the proceeds of the oil and gas production tax, and providing an effective date.

Introduction, first reading, 203.
Referred to Committee on Finance and Taxation, 203.
Reported back, without recommendation, 462.
Second reading, 539, 563.
Amended, 539.
Amendments adopted, 539.
Engrossed, 556.
Final passage, 563.
To House, 567.
Returned to Senate, indefinitely postponed, 810.

Senate Bill No. 318—(Senators Meidinger, Wartner)

Senate Bill No. 318. A Bill for an Act to amend and reenact subdivision b of subsection 1 of section 56-01-04 of the North Dakota Century Code, relating to the succession to property of persons dying without a will.

Introduction, first reading, 203.
 Referred to Committee on Judiciary, 203.
 Reported back, do pass, 497.
 Second reading, 553.
 Final passage, 554.
 To House, 558, 744.
 Returned to Senate, 692.
 Enrolled, 743.
 Signed by President, 743.
 Returned to Senate, Signed by Speaker, 771.
 Sent to Governor, 772.
 Approved by Governor, 828.

Senate Bill No. 319—(Senator Chesrown)

Senate Bill No. 319. A Bill for an Act to amend and reenact subsection 2 of section 57-37-07 of the North Dakota Century Code Supplement; Subsection 4 of section 57-37-02 and subdivision h of subsection 2 of section 57-37-11 of the North Dakota Century Code; and sections 57-37-09, 57-37-21, 57-37-23, and 57-37-27 of the North Dakota Century Code, relating to the provisions for life insurance, definitions, exemptions, credits, appraisals, liens, and receipts in the estate tax law.

Introduction, first reading, 203.
 Referred to Committee on Industry, Business and Labor, 203.
 Reported back, do pass, 497.
 Second reading, 554.
 Final passage, 554.
 Clincher, 554.
 To House, 558.
 Returned to Senate, indefinitely postponed, 882.

Senate Bill No. 320—(Senators Hernet, Redlin)

Senate Bill No. 320. A Bill for an Act to provide for the administration of the state hospital under the jurisdiction of the mental health division of the state department of health, to amend and reenact sections 23-08-01, 23-08-02, 25-01-01, 25-01-02, 25-01-03, 25-01-04, 25-01-05, 25-01-06, 25-01-07, 25-01-08, 25-01-10, 25-01-12, 25-01-13, 25-02-04, 25-02-09, 25-03-15, subsection 1 of section 25-03-16, subsection 2 of section 25-03-20, sections 25-03-25, 25-03-26, 25-04-02, 25-09-02, subsection 2 of section 25-09-03, sections 25-09-04, 25-09-05, 25-09-06, 25-09-07, 25-09-08, 25-09-10, 32-36-22, 48-02-01, 54-23-01, 54-23-21, and 54-23-22 of the North Dakota Century Code; and to repeal section 54-23-16 of the North Dakota Century Code, relating to the state hospital and state school for the feeble-minded, and to transfer all duties and responsibilities hereinbefore administered by the state board of administration regarding such institutions to the mental health division of the state depart-

ment of health, and to transfer all the duties and responsibilities hereinbefore administered by the state board of administration regarding the state tuberculosis sanatorium to the state department of health.

Introduction, first reading, 204.
 Referred to Committee on State and Federal Government, 204.
 Reported back, amended, 497.
 Amended, 502.
 Amendments adopted, 517.
 Second reading, 561.
 Final passage, 561.
 Clincher, 561.
 Enrolled, 566.
 To House, 567, 1078.
 Returned to Senate, indefinitely postponed, 1062.
 House requests return of Bill, 1078.
 Returned to Senate, indefinitely postponed, 1115.

Senate Bill No. 321—(Senators Redlin, Longmire)

Senate Bill No. 321. A Bill for an Act to create and enact section 54-44-05.1 of the North Dakota Century Code, relating to purchasing by state officers, offices, departments, and agencies, and providing penalties.

Introduction, first reading, 204.
 Referred to Committee on State and Federal Government, 204.
 Reported back, amended, 446.
 Amendments adopted, 464.
 Engrossed, 470.
 Second reading, 531.
 Final passage, 531.
 To House, 557.
 Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 322—(Senator Van Horn, by request)

Senate Bill No. 322. A Bill for an Act to implement the provisions of the initiated constitutional amendment approved at the general election of November 6, 1962, authorizing the state of North Dakota to issue its bonds and to use the proceeds thereof to make loans to privately or cooperatively owned enterprises for facilities to convert North Dakota natural resources into low cost power; and to generate and transmit such low cost power: providing for the filing, processing and evaluation of loan applications by the economic development commission, the setting of investigation and inspection fees and the appropriation and expenditure thereof, and the approval of loan applications by the economic development commission; for the appropriation of funds to the state industrial commission for disbursement in the making of such loans, the issuance of bonds by the industrial commission as agent of the state, and the security and tax levy and use of other funds for the payment of state bonds; for the investment of sinking fund moneys and bond proceeds; and

for the limitations of actions questioning the validity of bonds.

Introduction, first reading, 204.

Referred to Committee on State and Federal Government, 204.

Reported back, indefinitely postponed, 403.

Senate Bill No. 323—(Senator Longmire)

Senate Bill No. 323. A Bill for an Act to amend and reenact sections 54-06-03, 54-06-04, 54-06-05, 2-05-04, 4-02-22, 4-05-03.4, 4-05-10, 4-06-04, 4-13-02, 4-13-09, 4-27-11, 6-01-10, 7-05-03, 15-02-08, 15-10-14, 15-11-14, 15-20-10, 15-20-24, 15-21-14, 15-52-28, 18-01-29, subsection 3 of section 20-02-04, sections 23-01-06, 24-02-10, subsection 7 of section 26-01-02, sections 26-22-04, 26-23-21, 27-15-08, 34-05-01, 34-06-20, 36-01-11, subsection 5 of section 37-03-05, sections 37-14-09, 37-15-19, 38-03-12, 43-01-06, 43-02-06, 43-04-19, 43-09-05, 43-10-08, 43-13-09, 43-15-12, 43-17-12, 43-19-10, 43-23-02, 43-28-09, subsection 3 of section 46-02-04, sections 46-04-14, 47-23-07, 49-01-13, 50-06-13, 52-02-03, 52-10-09, 53-01-08, subsection 9 of section 54-09-02, subsection 3 of section 54-10-01, subsection 12 of section 54-11-01, sections 54-12-05, 54-15-08, subdivision b of subsection 3 of section 54-15-13, sections 54-17-06, 54-21-09, 54-24-06, 54-36-06, subsection 7 of section 54-38-05, section 54-42-05, subsections 15 and 16 of section 54-44-04, sections 54-46-11, 54-49-08, subsection 9 of section 57-01-02, sections 61-03-04, and 65-02-09 of the North Dakota Century Code, relating to reports of executive and administrative agencies and departments, the time when such reports shall be made, the printing and binding of such reports and their distribution, and repealing sections 4-05-08.5, 4-05-09, 46-03-02, 46-04-11, and 46-04-13 of the North Dakota Century Code, relating to official reports, their printing and distribution.

Introduction, first reading, 205.

Referred to Committee on State and Federal Government, 205.

Reported back, amended, 446.

Amendments adopted, 464.

Engrossed, 470.

Second reading, 531.

Final passage, 532.

To House, 557, 947.

Returned to Senate, 810.

Enrolled, 882.

Signed by President, 947.

Returned to Senate, Signed by Speaker, 973.

Sent to Governor, 990.

Approved by Governor, 1131.

Senate Bill No. 324—(Senator Chesrown)

Senate Bill No. 324. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code Supplement and to amend and reenact sections 57-38-31 and 57-38-45 of the North Dakota Century Code, relating to definitions, duty of individuals to make returns, and to penalties provided in the income tax law;

and to repeal subsection 6 of section 57-38-15.3 of the North Dakota Century Code and subdivision (c) of subsection 8 of section 57-38-18 of the North Dakota Century Code Supplement, relating to definitions provided in the income tax law.

Introduction, first reading, 205.
 Referred to Committee on State and Federal Government, 205.
 Reported back, do pass, 363.
 Second reading, 427.
 Final passage, 427.
 To House, 456, 1084.
 Returned to Senate, amended, 985, 986.
 Senate concurs, 1024.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 1024.
 Engrossed, 1077.
 Enrolled, 1077.
 Signed by President, 1084.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 325—(Senators Roen, Kamrath, Sanford, Erickson)

Senate Bill No. 325. A Bill for an Act establishing central standard time as the official and legal time throughout the state of North Dakota.

Introduction, first reading, 205.
 Referred to Committee on Political Subdivisions, 205.
 Reported back, indefinitely postponed, 341:

Senate Bill No. 326—(Senators Brooks, Wadeson, Sinner)

Senate Bill No. 326. A Bill for an Act to authorize the execution of quitclaim deeds to certain property owned at one time by the North Dakota state fair association for Fargo, and possibly subject to a reversionary interest.

Introduction, first reading, 205.
 Referred to Committee on Judiciary, 205.
 Reported back, do pass, 354.
 Second reading, 416.
 Final passage, 417.
 To House, 456, 744.
 Returned to Senate, 692.
 Enrolled, 743.
 Signed by President, 743.
 Returned to Senate, Signed by Speaker, 771.
 Sent to Governor, 772.
 Approved by Governor, 828.

Senate Bill No. 327—(Senators Sinner, Longmire, Kee, Strinden, Baeverstad, Chesrown, Hernet, Sorlie, Tuff, Becker, Wartner, Sanford, Redlin, Foss, Brooks, Dahl-

und, Kjos, Van Horn, Thompson, Mahoney, Ringsak, Berube, Kisse, Roen, Kamrath, Kautzmann, Wadeson)

Senate Bill No. 327. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, providing for the members of the legislative assembly to receive thirty-five dollars for each month of the biennium for which they were elected for expenses incurred while carrying out their legislative duties when the legislative assembly is not in session, and declaring an emergency.

Introduction, first reading, 206.

Referred to Committee on State and Federal Government, 206.

Reported back, do pass, 447.

Motion to indefinitely postpone, Lost, 526.

Second reading, 526, 533.

Re-referred to Committee on Appropriations, 526.

Reported back, without recommendation, 532.

Motion to place at head of calendar, 533.

Motion to amend, Lost, 533.

Final passage, 534.

Emergency Clause Lost, 534.

To House, 557.

Returned to Senate, indefinitely postponed, 850.

Senate Bill No. 328—(Senators Sorlie, Roen, Erickson, Kamrath)

Senate Bill No. 328. A Bill for an Act to amend and reenact Section 20-08-03 of the North Dakota Century Code relating to the contents of the governor's proclamation relating to the taking of game birds, fish, and game animals, and to remove therefrom provision relating to eligibility of applicants who have been unsuccessful in four successive lotteries.

Introduction, first reading, 206.

Referred to Committee on Natural Resources, 206.

Reported back, do pass, 393.

Second reading, 468, 1025.

Final passage, 469, 1025.

To House, 514, 1084.

Returned to Senate, amended, 981, 982.

Senate concurs, 1025.

Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 1025.

Engrossed, 1077.

Enrolled, 1077.

Signed by President, 1084.

Returned to Senate, Signed by Speaker, 1102.

Sent to Governor, 1105.

Senate Bill No. 329—(Senators Ringsak, Kautzmann, George, Erickson, Wartner, Sorlie, Chesrown, Strinden, Meidinger)

Senate Bill No. 329. A Bill for an Act to provide for the establishment of a dairy department within the department of agriculture and labor, to provide for a dairy com-

missioner and other personnel, and to prescribe their powers, duties, and salaries, and to repeal chapter 4-17 of the North Dakota Century Code, relating to the dairy department and the powers and duties of officials thereof.

Introduction, first reading, 206.
Referred to Committee on Agriculture, 206.
Reported back, amended, 354.
Amendments adopted, 373.
Engrossed, 374.
Second reading, 434.
Final passage, 435.
To House, 456, 744.
Returned to Senate, 692.
Enrolled, 743.
Signed by President, 744.
Received from House, Signed by Speaker, 771.
Sent to Governor, 772.
Approved by Governor, 866.

Senate Bill No. 330—(Senators Chesrown, Wartner)

Senate Bill No. 330. A Bill for an Act to amend and reenact sections 32-16-01 and 32-16-46 of the North Dakota Century Code, relating to partition of property.

Introduction, first reading, 206.
Referred to Committee on Judiciary, 206.
Reported back, do pass, 502.
Second reading, 555.
Final passage, 555.
Clincher, 555.
To House, 558, 744.
Returned to Senate, 692.
Enrolled, 743.
Signed by President, 744.
Returned to Senate, Signed by Speaker, 771.
Sent to Governor, 772.
Approved by Governor, 828.

Senate Bill No. 331—(Senators Brooks, Baker, Lips, Becker, Foss, Redlin, Thompson)

Senate Bill No. 331. A Bill for an Act to provide for an increase in teachers' insurance and retirement annuities to retired teachers meeting certain requirements.

Introduction, first reading, 206.
Referred to Committee on Education, 206.
Reported back, amended, 447.
Amended, 464.
Engrossed, 470.
Second reading, 536.
Final passage, 537.
To House, 557, 947.
Returned to Senate, 872.
Enrolled, 939.
Signed by President, 947.
Returned to Senate, Signed by Speaker, 973.
Sent to Governor, 990.
Approved by Governor, 1125.

Senate Bill No. 332—(Senators Ringsak, Baker, Wartner, Sinner, Dahlund, Wadeson, Sorlie, Erickson, Kautzmann, Chesrown, Forkner, Kee, George, Lips, Thompson, Van Horn, Bopp, Kjos)

Senate Bill No. 332. A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code, relating to the salary of certain elected state officials, and providing an effective date.

Introduction, first reading, 206.
 Referred to Committee on State and Federal Government, 206.
 Reported back, amended, 502.
 Amendments adopted, 517.
 Engrossed, 549.
 Second reading, 581.
 Final passage, 581.
 Clincher, 582.
 To House, 582.
 Returned to Senate, indefinitely postponed, 1052.

Senate Bill No. 333—(Senator Ringsak)

Senate Bill No. 333. A Bill for an Act to amend and reenact sections 25-10-01 and 25-10-02 of the North Dakota Century Code Supplement changing the name of the state mental authority to the "state mental health division".

Introduction, first reading, 207.
 Referred to Committee on Social Welfare and Veterans Affairs, 207.
 Reported back, do pass, 368.
 Second reading, 452.
 Final passage, 453.
 To House, 514.
 Returned to Senate, indefinitely postponed, 1061.

Senate Bill No. 334—(Senators Longmire, Wartner, Ringsak)

Senate Bill No. 334. A Bill for an Act establishing an interstate compact on juveniles and providing for the return of runaway juveniles and escapees, the out-of-state supervision of delinquent juveniles, and authorizing cooperative institutionalization of psychotic and defective delinquent juveniles.

Introduction, first reading, 207.
 Referred to Committee on Social Welfare and Veterans Affairs, 207.
 Reported back, indefinitely postponed, 368.
 Motion to place on calendar, Prevailed, 368.
 Second reading, 453.
 Final passage, Lost, 453.
 Clincher, 453.

Senate Bill No. 335—(Senators Kautzmann, Lips, Chesrown, by request)

Senate Bill No. 335. A Bill for an Act to indemnify the milk and cream patrons of Capitol Milk Products Company, a milk and cream processor, for losses sustained on account of the failure of the State Dairy Department to enforce section 4-18-02 and section 4-18-02.1 of the North Dakota Century Code, the state dairy laws which required the licensing and bonding of Capitol Milk Products Company for the benefit of milk and cream patrons, and to provide for an appropriation of fifty-three thousand two hundred ninety-six dollars and ninety-seven cents out of the State Treasury, a method of payment, a release of all claims by payees, and declaring an emergency.

Introduction, first reading, 207.
Referred to Committee on Agriculture, 207.
Reported back, indefinitely postponed, 503.

Senate Bill No. 336—(Senator Van Horn)

Senate Bill No. 336. A Bill for creating a governor's committee on children and youth, providing for the appointment of its membership and designating its duties, and providing for an appropriation.

Introduction, first reading, 207.
Referred to Committee on Social Welfare and Veterans Affairs, 207.
Reported back, without recommendation, 394.
Re-referred to Committee on Appropriations, 394, 442.
Reported back, indefinitely postponed, 442, 503.

Senate Bill No. 337—(Senators Morgan, Luick)

Senate Bill No. 337. A Bill for an Act to amend and reenact section 51-04-03 of the North Dakota Century Code, relating to transient merchants' bonds.

Introduction, first reading, 207.
Referred to Committee on Industry, Business and Labor, 207.
Reported back, indefinitely postponed, 504.
Motion to reconsider, Lost, 506.

Senate Bill No. 338—(Senator Longmire)

Senate Bill No. 338. A Bill for an Act to amend and reenact subsection 2 of section 40-22-01 of the North Dakota Century Code, relating to special assessments by a municipality in connection with the operation and maintenance of street lights.

Introduction, first reading, 207.
Referred to Committee on Political Subdivisions, 207.
Reported back, do pass, 341.
Second reading, 396.
Final passage, 396.
Clincher, Lost, 396.
To House, 414, 702.
Returned to Senate, 636.

Enrolled, 683.
 Signed by President, 683.
 Signed by President, 683.
 Returned to Senate, Signed by Speaker, 702.
 Sent to Governor, 705, 800.
 House requests return, 706.

Senate Bill No. 339—(Senators Meidinger, Redlin, Lips)

Senate Bill No. 339. A Bill for an Act to make an appropriation from the state general fund to the economic development commission for the purpose of producing a film to promote the state of North Dakota.

Introduction, first reading, 208.
 Referred to Committee on Appropriations, 208.
 Reported back, indefinitely postponed, 442.

Senate Bill No. 340—(Senators Sinner, Reichert, George)

Senate Bill No. 340. A Bill for an Act to amend and reenact section 43-15-35 of the North Dakota Century Code relating to the requirements for issuance of permits to operate pharmacies.

Introduction, first reading, 208.
 Referred to Committee on Industry, Business and Labor, 208.
 Reported back, amended, 504.
 Amendments adopted, 517.
 Engrossed, 549.
 Second reading, 582.
 Final passage, 582.
 Clincher, 582.
 To House, 585, 802.
 Returned to Senate, 777.
 Enrolled, 801.
 Signed by President, 802.
 Returned to Senate, Signed by Speaker, 803.
 Sent to Governor, 828.
 Approved by Governor, 944.

Senate Bill No. 341—(Senators Lips, Roen, Trenbeath)

Senate Bill No. 341. A Bill for an Act to create and enact subsection 23 of section 57-02-08 of the North Dakota Century Code, providing for property tax exemption of household goods, clothing and other personal belongings, musical instruments, and hand tools.

Introduction, first reading, 208.
 Referred to Committee on Finance and Taxation, 208.
 Reported back, indefinitely postponed, 462.

Senate Bill No. 342—(Senators Lips, Roen, Trenbeath, Meidinger)

Senate Bill No. 342. A Bill for an Act to amend and reenact sections 57-39-02, 57-39-06, 57-39-24, 57-40-02, 57-40-10, 57-40-12, and 57-40-17 of the North Dakota Century

Code, increasing the sales and use tax, providing for the distribution of revenue therefrom, and making an appropriation.

Introduction, first reading, 208.

Referred to Committee on Finance and Taxation, 208.

Reported back, indefinitely postponed, 447.

Senate Bill No. 343—(Senator Longmire)

Senate Bill No. 343. A Bill for an Act to implement the provisions of the initiated constitutional amendment approved at the general election of November 6, 1962, authorizing the state of North Dakota to issue its bonds and to use the proceeds thereof to make loans to privately or cooperatively owned enterprises for facilities to convert North Dakota natural resources into low cost power and to generate and transmit such low cost power; providing for the filing, processing and evaluation of loan applications by the economic development commission, the setting of investigation and inspection fees and the appropriation and expenditure thereof, and the approval of loan applications by the economic development commission; for the appropriation of funds to the state industrial commission for disbursement in the making of such loans, the issuance of bonds by the industrial commission as agent of the state, and the security and tax levy and use of other funds for the payment of state bonds; for the investment of sinking fund moneys and bond proceeds; and for the limitations of actions questioning the validity of bonds.

Introduction, first reading, 208.

Referred to Committee on State and Federal Government, 208.

Reported back, amended, 403.

Amended, 410.

Second reading, 443, 558.

Re-referred to Committee on Appropriations, 443.

Engrossed, 483.

Reported back, do pass, 504.

Final passage, 558.

Clincher, 559.

To House, 567, 1084.

Returned to Senate, 1061.

Enrolled, 1077.

Signed by President, 1084.

Returned to Senate, Signed by Speaker, 1102.

Sent to Governor, 1105.

Senate Bill No. 344—(Senator Longmire)

Senate Bill No. 344. A Bill for an Act to amend and reenact section 39-15-03 of the North Dakota Century Code, relating to liability under the guest statute.

Introduction, first reading, 208.

Referred to Committee on Judiciary, 208.

Reported back, indefinitely postponed, 504.

Senate Bill No. 345—(Senator Longmire)

Senate Bill No. 345. A Bill for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code Supplement, relating to membership of the health council.

Introduction, first reading, 209.

Referred to Committee on Social Welfare and Veterans Affairs, 209.

Reported back, indefinitely postponed, 368.

Motion to place on calendar, Lost, 368.

Clincher, 368.

Senate Bill No. 346—(Senator Chesrown)

Senate Bill No. 346. A Bill for an Act to amend and reenact section 57-39-08 and subsection 7 of section 57-39-12 and to create and enact a subsection to section 57-39-10, of the North Dakota Century Code, relating to administration of the retail sales tax law; to amend and reenact subsection 5 of section 57-40-01, section 57-40-02, subsection 1 of section 57-40-06, and section 57-40-08, of the North Dakota Century Code, relating to administration of the use tax law; and to repeal subsection 10 of section 57-39-11 of the North Dakota Century Code Supplement.

Introduction, first reading, 209.

Referred to Committee on Finance and Taxation, 209.

Reported back, do pass, 363.

Second reading, 427, 1059.

Final passage, 428, 1060.

To House, 456, 1108.

Returned to Senate, amended, 1003, 1007.

Senate concurs, 1059.

Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 1059.

Engrossed, 1106.

Enrolled, 1106.

Signed by President, 1108.

Returned to Senate, Signed by Speaker, 1125.

Sent to Governor, 1126.

Senate Bill No. 347—(Senators Becker, Longmire)

Senate Bill No. 347. A Bill for an Act to amend and reenact subsections 4 and 5 of section 27-17-01 of the North Dakota Century Code Supplement, relating to retirement of supreme court judges and district court judges.

Introduction, first reading, 209.

Referred to Committee on Judiciary, 209.

Reported back, amended, 504.

Amendments adopted, 517.

Engrossed, 549.

Second reading, 582.

Final passage, 583.

Clincher, 583.

To House, 585, 773.

Returned to Senate, 706.

Enrolled, 772.

Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 Sent to Governor, 800.
 Approved by Governor, 926.

Senate Bill No. 348—(Senators Longmire, Wartner, Ringsak)

Senate Bill No. 348. A Bill for an Act to enact an interstate compact with other member states of the compact relating to the interstate placement of children for the purposes of foster care or adoption and for the placement of delinquent children in institutions in other member states.

Introduction, first reading, 209.
 Referred to Committee on Social Welfare and Veterans Affairs, 209.
 Reported back, do pass, 369.
 Second reading, 454.
 Final passage, 454.
 Clincher, 454.
 To House, 514, 1074.
 Returned to Senate, 992.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 Sent to Governor, 1105.

Senate Bill No. 349—(Senators Hernett, Ringsak)

Senate Bill No. 349. A Bill for an Act to create and enact subsection 72 of section 40-05-01 of the North Dakota Century Code, to authorize the governing body of a municipality to construct relay or booster towers for improved television reception.

Introduction, first reading, 209.
 Referred to Committee on Political Subdivisions, 209.
 Reported back, do pass, 369.
 Second reading, 454.
 Final passage, 455.
 To House, 514, 947.
 Returned to Senate, 872.
 Enrolled, 939.
 Signed by President, 947.
 Returned to Senate, Signed by Speaker, 973.
 Sent to Governor, 990.
 Approved by Governor, 1116.

Senate Bill No. 350—(Senator Ringsak)

Senate Bill No. 350. A Bill for an Act to create and enact section 25-09-11 relating to expenses of care and treatment at the Grafton state school and providing for the reduction of and limitations upon claims for the expense of care and treatment at such institution, and declaring an emergency.

Introduction, first reading, 209.
 Referred to Committee on Social Welfare and Veterans Affairs, 209.

Reported back, amended, 394.
 Amendments adopted, 412.
 Engrossed, 444.
 Second reading, 511, 540.
 Placed at foot of calendar, 511.
 Final passage, 540.
 To House, 557.
 Returned to Senate, indefinitely postponed, 872.

Senate Bill No. 351—(Senators Holand, Chesrown, Reichert, Ringsak)

Senate Bill No. 351. A Bill for an Act to amend and re-enact sections 27-16-08 and 27-16-09 of the North Dakota Century Code, relieving the juvenile court of its jurisdiction over minor traffic offenders.

Introduction, first reading, 209.
 Referred to Committee on Judiciary, 209.
 Reported back, indefinitely postponed, 504.

Senate Bill No. 352—(Senators Wartner, Longmire, Holand, Brooks, Lips, Sinner, Baker)

Senate Bill No. 352. A Bill for an Act to amend and re-enact section 27-08-08 of the North Dakota Century Code, relating to salaries of judges of county courts of increased jurisdiction.

Introduction, first reading, 210.
 Referred to Committee on Judiciary, 210.
 Reported back, do pass, 505.
 Second reading, 559, 1097.
 Final passage, 559.
 Clincher, 559, 1098.
 To House, 567, 1067, 1133.
 Returned to Senate, indefinitely postponed, 993.
 House requests return of Bill, 1062.
 Returned to Senate, amended, 1084.
 Senate concurs, 1097.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended by House, 1097.
 Engrossed, 1127.
 Enrolled, 1127.
 Signed by President, 1133.
 Returned to Senate, Signed by Speaker, 1133.
 Sent to Governor, 1178.

Senate Bill No. 353—(Senators Ringsak, Harris, Erickson, Thompson, Sinner)

Senate Bill No. 353. A Bill for an Act establishing a youth development and conservation corps to provide healthful outdoor training and employment for young citizens of North Dakota on state parks and other public properties through conservation and development of our natural resources of timber, soil, wildlife, recreation areas and historic sites; to provide for administration of the program;

and to provide for an appropriation to carry out the purposes of this Act.

Introduction, first reading, 210.

Referred to Committee on Social Welfare and Veterans Affairs, 210.

Reported back, without recommendation, 394.

Re-referred to Committee on Appropriations, 394.

Reported back, indefinitely postponed, 442.

Senate Bill No. 354—(Senators Wadeson, Strinden, Tuff)

Senate Bill No. 354. A Bill for an Act to amend and re-enact section 26-15-01 and subsection 3 of section 26-15-02 of the North Dakota Century Code, to provide that county mutual insurance companies may write insurance for fire, lightning and related risks, and casualty insurance in any county of this state.

Introduction, first reading, 210.

Referred to Committee on Industry, Business and Labor, 210.

Reported back, indefinitely postponed, 505.

Senate Bill No. 355—(Committee on Delayed Bills)

Committee refused to introduce Bill, 355.

Senate Bill No. 356—(Committee on Delayed Bills)

Committee refused to introduce Bill, 324.

Senate Bill No. 357—(Committee on Delayed Bills)

Senate Bill No. 357. A Bill for an Act to grant the city of Minot, North Dakota, a perpetual underground easement for storm sewer purposes across the property of the state of North Dakota Normal School in the city of Minot, North Dakota, and declaring an emergency.

Introduction, first reading, 327.

Referred to Committee on State and Federal Government, 327.

Reported back, do pass, 410.

Second reading, 518.

Final passage, 519.

Emergency Clause carried, 519.

To House, 557, 947.

Returned to Senate, 810.

Enrolled, 882.

Signed by President, 947.

Returned to Senate, Signed by Speaker, 973.

Sent to Governor, 990.

Approved by Governor, 1116.

Senate Bill No. 358—(Senator Hernet, with approval of Committee on Delayed Bills)

Senate Bill No. 358. A Bill for an Act to amend and re-enact sections 10-30-01, 10-30-05, 10-30-12, and 10-30-14 of

the North Dakota Century Code, changing the name of small business investment corporations to "state development corporations" and providing that their existence may be perpetual.

Introduction, first reading, 448.
 Referred to Committee on Industry, Business and Labor, 448.
 Reported back, do pass, 505.
 Second reading, 560.
 Final passage, 569.
 Clincher, 560.
 To House, 567, 1133.
 Returned to Senate, amended, 1003, 1007.
 Senate does not concur, 1012.
 Conference Committee, Senate, 1012.
 Conference Committee, House, 1029.
 Conference Committee report adopted, House, 1078.
 Conference Committee report adopted, Senate, 1081.
 Engrossed, 1126.
 Enrolled, 1126.
 Signed by President, 1133.
 Returned to Senate, Signed by Speaker, 1133.
 Sent to Governor, 1178.

Senate Bill No. 359—(Committee on Delayed Bills)

Senate Bill No. 359. A Bill for an Act to amend and reenact sections 54-15-01, 54-15-03, and 54-15-04 of the North Dakota Century Code, relating to the membership, organization, and compensation of the state budget board.

Introduction, first reading, 472.
 Referred to Committee on State and Federal Government, 472.
 Reported back, do pass, 505.
 Second reading, 560, 1114.
 Final passage, 560.
 Clincher, 560, 1115.
 To House, 567, 947, 992, 1133.
 Returned to Senate, 810.
 Enrolled, 882.
 Signed by President, 947, 1133.
 Returned to Senate, Signed by Speaker, 973, 1133.
 Sent to Governor, 990, 1178.
 House requests return of Bill, 992.
 Senate requests return of Bill from Governor, 992.
 Received from Governor, 992.
 Returned to Senate, amended, 1111.
 Senate concurs, 1114.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 1114.
 Engrossed, 1127.
 Enrolled, 1127.

Senate Bill No. 360—(Committee on Delayed Bills)

Senate Bill No. 360. A Bill for an Act to amend and reenact section 57-38-29 of the North Dakota Century Code,

relating to the rate of tax on individuals for state income tax purposes.

Introduction, first reading, 695.
Referred to Committee on Finance and Taxation, 695.
Reported back, amended, 750.
Amendments adopted, 783.
Second reading, 826, 1136.
Final passage, 826, 1137.
Clincher, 826.
To House, 833, 1181.
Returned to Senate, amended, 1130.
Senate does not concur, 1130.
Conference Committee, Senate, 1131.
Conference Committee, House, 1131.
Conference Committee report adopted, Senate, 1136.
Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended in Conference Committee, 1136.
Conference Committee report adopted, House, 1173.
Engrossed, 1180.
Enrolled, 1180.
Signed by President, 1181.
Returned to Senate, Signed by Speaker, 1181.
Sent to Governor, 1182.

Senate Bill No. 361—(Committee on Delayed Bills)

Senate Bill No. 361. A Bill for an Act to amend and reenact section 15-34-09 and 15-34-09.1 of the North Dakota Century Code, as amended by Senate Bill Number 49 of the Thirty-eighth Legislative Assembly, relating to the authority of school districts to provide transportation or maintenance for students and to levy a tax therefor.

Introduction, first reading, 956.
Referred to Committee on Education, 956.
Reported back, do pass, 967.
Rules suspended, deemed engrossed, and placed on second reading and final passage, 1001.
Second reading, 1009, 1068.
Final passage, 1009, 1068.
Clincher, 1010, 1068.
Motion to reconsider, 1067.
To House, 1071, 1133.
Returned to Senate, 1099.
Engrossed, 1127.
Enrolled, 1127.
Signed by President, 1133.
Returned to Senate, Signed by Speaker, 1133.
Sent to Governor, 1178.

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution "A"—(Senators Redlin, Longmire, Berube)

Senate Concurrent Resolution "A". A concurrent resolution for the amendment of section 150 of the Constitution of the state of North Dakota relating to the office of the county superintendent of schools.

Introduction, first reading, 12.
Referred to Committee on Education, 13.
Rules suspended, placed on second reading and final passage, 46.
Reported back, do pass, 77.
Second reading, 83, 229.
Re-referred to Committee on Judiciary, 84.
Reported back, do pass, 165.
Adopted, 230.
To House, 254.
Returned to Senate, amended, 725, 726.
Senate does not concur, 806.
Conference Committee, Senate, 807.
Conference Committee, House, 811.
Conference Committee report adopted, Senate, 909.
Conference Committee, Senate, 910.
Conference Committee report adopted, House, 910.
Conference Committee, House, 943.
Conference Committee report adopted, House, 943.
Conference Committee, Senate, 953.
Indefinitely postponed, 994.
Conference Committee report adopted, Senate, 1174.

Senate Concurrent Resolution "B"—(Senators Kee, Trenbeath, Morgan)

Senate Concurrent Resolution "B". A concurrent resolution authorizing and directing the legislative research committee to continue its study of the water conservation laws of the state in order to provide for the greatest possible conservation and utilization of the water resources of the state.

Introduction, first reading, 13.
Referred to Committee on Natural Resources, 13.
Reported back, do pass, 394.
Re-referred to Legislative Research Resolutions Committee, 394.
Reported back, do pass, 897.
Rules suspended, placed on calendar, 900.
Second reading, 907.
Adopted, 907.
Clincher, 907.
To House, 922, 1074.
Returned to Senate, 1002.
Enrolled, 1071.
Signed by President, 1074.
Returned to Senate, Signed by Speaker, 1102.
To Secretary of State, 1105.

Senate Concurrent Resolution "C"—(Senators Kee, Trenbeath, Morgan)

Senate Concurrent Resolution "C". A concurrent resolution requesting Congress to remove an apparent cloud upon and to disclaim any interest on the part of the United States to certain unused waters in North Dakota under a Declaration of Intent issued by the Secretary of Agriculture of the United States.

Introduction, first reading, 13.
 Referred to Committee on Natural Resources, 13.
 Reported back, amended, 66.
 Amendments adopted, 77.
 Engrossed, 80.
 Second reading, 85.
 Adopted, 85.
 To House, 91, 1000.
 Returned to Senate, 757.
 Signed by President, 1000.
 Returned to Senate, Signed by Speaker, 1029.
 To Secretary of State, 1030.

Senate Concurrent Resolution "D"—(Senator Longmire)

Senate Concurrent Resolution "D". A concurrent resolution extending an invitation to Doctor William C. Menninger to address the North Dakota Legislative Assembly on January 15, 1963.

Introduction, first reading, 13.
 Rules suspended, not printed as Bill, Printed in Journal, 13.
 Second reading, 14.
 Adopted, 14.
 To House, 17, 26.
 Returned to Senate, 25.
 Enrolled, 26.
 Signed by President, 26.
 Returned to Senate, Signed by Speaker, 26.
 To Secretary of State, 27.

Senate Concurrent Resolution "E"—(Senator Longmire)

Senate Concurrent Resolution "E". A concurrent resolution for the purpose of designating January 25, 1963 as Newspaperman's Day at the state legislative assembly and inviting Dr. Charles L. Allen to address the joint meeting of newspapermen and legislators.

Introduction, first reading, 16.
 Rules suspended, not printed as Bill, Printed in Journal, 16, 17.
 Second reading, 17.
 Adopted, 17.
 To House, 24, 49.
 Returned to Senate, 46.
 Enrolled, 48.
 Signed by President, 48.
 Returned to Senate, Signed by Speaker, 50.
 To Secretary of State, 53.

Senate Concurrent Resolution "F"—(Senators Morgan, Dahlund, Roen, Ringsak, Baker, Redlin, Reichert, Sanford, Kjos, Torgerson, Sinner, Strinden, Mahoney, Kee, Forkner, Kautzmann, Holand, Wadson, Mutch, Beck, Longmire, Erickson, Becker)

Senate Concurrent Resolution "F". A concurrent resolution memorializing the Federal Aviation Agency, Washington, D. C. to abolish its proposed Part 55 of the U. S. Civil Air Regulations, which would create burdensome economic controls and regulations, and eliminate many small aerial crop-spraying operations in the state of North Dakota.

Introduction, first reading, 21.
 Rules suspended, not printed as Bill, Printed in Journal, placed on second reading and final passage, 21-23.
 Second reading, 22.
 Adopted, 23.
 To House, 24, 26.
 Returned to Senate, 26.
 Enrolled, 26.
 Signed by President, 26.
 Returned to Senate, Signed by Speaker, 26.
 To Secretary of State, 27.

Senate Concurrent Resolution "G"—(Senator Reichert)

Senate Concurrent Resolution "G". A concurrent resolution for the amendment of section 74 of the Constitution of the state of North Dakota, relating to the election of the governor and lieutenant governor.

Introduction, first reading, 53.
 Referred to Committee on Judiciary, 53.
 Returned to Senate, 172.
 Withdrawn, 172.

Senate Concurrent Resolution "H"—(Senators Solberg, Thompson, Morgan, Dahlund, Bopp, George, Van Horn)

Senate Concurrent Resolution "H". A concurrent resolution urging the United States Fish and Wildlife Service of the Department of the Interior to establish reasonable regulations in respect to the number and species of ducks that may be shot in North Dakota and also urging the United States to enter into an agreement with Mexico to prevent the wholesale slaughter of ducks in Mexico.

Introduction, first reading, 59.
 Referred to Committee on Natural Resources, 59.
 Rules suspended, not printed as Bill, Printed in Journal, 59-60.
 Reported back, amended, 66.
 Re-referred to Committee on Natural Resources, 77.
 Reported back, amended, 102.
 Amendments adopted, 111.
 Engrossed, 122.
 Second reading, 132.
 Adopted, 132.

To House, 146, 948.
Returned to Senate, 810.
Enrolled, 882.
Signed by President, 948.
Returned to Senate, Signed by Speaker, 989.
To Secretary of State, 991.

Senate Concurrent Resolution "I"—(Senators Roen, Trenbeath, Redlin)

Senate Concurrent Resolution "I". A concurrent resolution relating to the provision of assurances to the government of the United States of the payment of non-Federal costs by the State and its political subdivisions in federally approved water projects.

Introduction, first reading, 60.
Referred to Committee on State and Federal Government, 60.
Reported back, amended, 122.
Second reading, 138, 158.
Engrossed, 147.
Adopted, 159.
To House, 174, 948.
Returned to Senate, 757.
Enrolled, 867.
Signed by President, 948.
Returned to Senate, Signed by Speaker, 989.
To Secretary of State, 991.

Senate Concurrent Resolution "J"—(Senators Redlin, Roen)

Senate Concurrent Resolution "J". A concurrent resolution directing the department of accounts and purchases to develop envelope stock containing colored pictures of North Dakota scenes for the use of all state agencies.

Introduction, first reading, 68.
Referred to Committee on State and Federal Government, 68.
Reported back, indefinitely postponed, 240.

Senate Concurrent Resolution "K"—(Senators Redlin, Trenbeath, Kautzmann, Wartner, Kisse, Erickson, Becker, Roen, Thompson, Mahoney, Torgerson, Meidinger, Beck)

Senate Concurrent Resolution "K". A concurrent resolution memorializing the Congress to promptly review and approve modifying provisions in connection with the construction of the Garrison Diversion Unit thereof.

Introduction, first reading, 73.
Referred to Committee on State and Federal Government, 73.
Reported back, do pass, 122.
Second reading, 145.
Adopted, 145.
To House, 160, 948.
Returned to Senate, 757.

Enrolled, 867.
Signed by President, 948.
Returned to Senate, Signed by Speaker, 989.
To Secretary of State, 991.

Senate Concurrent Resolution "L"—(Senators Meidinger, George, Kjos, Sinner, Van Horn, Thompson, Holand)

Senate Concurrent Resolution "L". A concurrent resolution for amendment of sections 71 and 82 of the Constitution of the state of North Dakota, relating to the term of office of various state officials.

Introduction, first reading, 78.
Referred to Committee on Judiciary, 78.
Reported back, amended, 515.
Amendments adopted, 550.
Enrolled, 566.
Second reading, 606. 617.
Placed at foot of calendar, 606.
Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended from floor, 617.
Adopted, 617, Lost.

Senate Concurrent Resolution "M"—(Senators Becker, Wartner, Nelson, Solberg, Trenbeath, Redlin, Morgan, Sorlie, Strinden, Dahlund, Forkner, Sanford, Kautzmann, Berube, Harris)

Senate Concurrent Resolution "M". A concurrent resolution authorizing and directing the legislative research committee to study the police service of the state in order to determine adequacy in providing for the greatest possible police protection and service to the people of the state.

Introduction, first reading, 89.
Referred to Committee on Social Welfare and Veterans Affairs, 89.
Reported back, do pass, 394.
Re-referred to Legislative Research Resolutions Committee, 394.
Reported back, indefinitely postponed, 897.

Senate Concurrent Resolution "N"—(Senators Lips, and George)

Senate Concurrent Resolution "N". A concurrent resolution memorializing the Congress of the United States to propose an amendment to the Constitution of the United States of America, endorsing equal rights for women.

Introduction, first reading, 95.
Referred to Committee on State and Federal Government, 95.
Reported back, indefinitely postponed, 240.

Senate Concurrent Resolution "O"—(Committee on Appropriations)

Senate Concurrent Resolution "O". A concurrent resolution for the repeal of the tenth paragraph of section 25 of

the Constitution of the state of North Dakota, requiring the Secretary of State to publish a publicity pamphlet.

Introduction, first reading, 124.
 Referred to Committee on Judiciary, 124.
 Reported back, do pass, 165.
 Second reading, 230.
 Adopted, 230.
 To House, 254, 773.
 Returned to Senate, 692.
 Enrolled, 772.
 Signed by President, 773.
 Returned to Senate, Signed by Speaker, 786.
 To Secretary of State, 801.

Senate Concurrent Resolution "P"—(Senators Lips, Trenbeath, Wartner)

Senate Concurrent Resolution "P". A concurrent resolution urging the Congress of the United States to amend the Act of February 22, 1889, Chapter 180, 25 United States Statutes at Large, 676, the Enabling Act, to specifically permit the State of North Dakota, upon proper amendment of the Constitution of North Dakota, to expend permanent funds for capital construction and improvements at the institutions of higher learning or charitable institutions in the state.

Introduction, first reading, 124.
 Referred to Committee on Judiciary, 124.
 Reported back, do pass, 369.
 Second reading, 455.
 Lost, 455.

Senate Concurrent Resolution "Q"—(Senators Ringsak, George, Reichert, Trenbeath, Mahoney)

Senate Concurrent Resolution "Q". A concurrent resolution directing the legislative research committee to study the operation of the North Dakota State Mill and Elevator Association and its present and future contributions to the welfare of the state.

Introduction, first reading, 152.
 Referred to Committee on State and Federal Government, 153.
 Reported back, 410.
 Motion to indefinitely postpone, 411, 897.
 Motion to place on calendar, 411, Lost, 897.
 Re-referred to Legislative Research Resolutions Committee, 411.
 Reported back, 897.

Senate Concurrent Resolution "R"—(Senators Meidinger, Nelson, Trenbeath, Kee)

Senate Concurrent Resolution "R". A concurrent resolution favoring early development of the Pipestem Creek, near Jamestown, North Dakota, and urging the U. S. Army

Corps of Engineers to expedite completion of its investigations, and develop a favorable report, thereon.

Introduction, first reading, 186.
 Referred to Committee on Natural Resources, 186.
 Rules suspended, not printed as Bill, Printed in Journal, 193.
 Reported back, do pass, 394.
 Second reading, 469.
 Adopted, 469.
 To House, 514, 948.
 Returned to Senate, 757.
 Enrolled, 867.
 Signed by President, 948.
 Returned to Senate, Signed by Speaker, 989.
 To Secretary of State, 991.

Senate Concurrent Resolution "S"—(Senator Forkner, by request)

Senate Concurrent Resolution "S". A Concurrent resolution urging the board of higher education, board of administration, and industrial commission to study and review printing operations of state institutions and industries.

Introduction, first reading, 186.
 Referred to Committee on State and Federal Government, 186.
 Reported back, do pass, 411.
 Placed at foot of calendar, 518.
 Placed below Senate Bill No. 317 on calendar, 561.
 Placed below Senate Concurrent Resolution "V" on calendar, 595.
 Second reading, 596.
 Adopted, 596.
 To House, 598, 802.
 Returned to Senate, 757.
 Enrolled, 801.
 Signed by President, 802.
 Returned to Senate, Signed by Speaker, 803.
 To Secretary of State, 804.

Senate Concurrent Resolution "T"—(Senators Lips, Warner)

Senate Concurrent Resolution "T". A concurrent resolution for the amendment of section 113 of the Constitution of the state of North Dakota relating to the office of police magistrate; changing the name thereof to municipal judge, and providing for their selection or election, qualifications and jurisdiction.

Introduction, first reading, 210.
 Referred to Committee on Judiciary, 210.
 Returned to Senate, 241.
 Re-referred to Committee on Political Subdivisions, 241.
 Reported back, do pass, 369.
 Second reading, 465, 1060.
 To House, 514, 1133.
 Returned to Senate, amended, 979, 981.

Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 1060.

Engrossed, 1126.

Enrolled, 1126.

Signed by President, 1133.

Returned to Senate, Signed by Speaker, 1133.

To Secretary of State, 1178.

Senate Concurrent Resolution "U"—(Senator Sorlie)

Senate Concurrent Resolution "U". A concurrent resolution urging the Congress of the United States, the Department of Defense, and the Secretary of the Air Force to designate the Grand Forks Air Force Base as "Lerom Air Force Base" in memory of the late Brigadier General John I. Lerom.

Introduction, first reading, 210.

Referred to Committee on State and Federal Government, 210.

Reported back, do pass, 411.

Placed at foot of calendar, 518.

Placed below Senate Bill No. 317 on calendar, 561.

Second reading, 604.

Adopted, 604.

To House, 615, 1074.

Returned to Senate, 982.

Enrolled, 1071.

Signed by President, 1074.

Returned to Senate, Signed by Speaker, 1102.

To Secretary of State, 1105.

Senate Concurrent Resolution "V"—(Senator Longmire)

Senate Concurrent Resolution "V". A concurrent resolution relating to public printing.

Introduction, first reading, 261.

Referred to Committee on Industry, Business and Labor, 261.

Reported back, do pass, 505.

Placed below Senate Bill No. 317 on calendar, 561.

Second reading, 595.

Adopted, 596.

To House, 598, 802.

Returned to Senate, 757.

Enrolled, 801.

Signed by President, 802.

Returned to Senate, Signed by Speaker, 803.

To Secretary of State, 804.

Senate Concurrent Resolution "W"—(Senators Morgan, Baker, Sorlie, Luick)

Senate Concurrent Resolution "W". A concurrent resolution urging the United States Congress to provide for the payment of the bonded indebtedness and the special assess-

ments of any property which the federal government acquires by condemnation.

Introduction, first reading, 270.
 Referred to Committee on State and Federal Government, 270.
 Reported back, do pass, 411.
 Placed at foot of calendar, 518.
 Placed below Senate Bill No. 317 on calendar, 561.
 Placed below Senate Concurrent Resolution "V" on calendar, 595.
 Second reading, 596.
 Adopted, 596.
 To House, 598, 948.
 Returned to Senate, 810.
 Enrolled, 882.
 Signed by President, 948.
 Returned to Senate, Signed by Speaker, 989.
 To Secretary of State, 991.

Senate Concurrent Resolution "X"—(Legislative Research Resolutions Committee)

Senate Concurrent Resolution "X". A concurrent memorial resolution in memory of Major General Heber L. Edwards.

Introduction, first reading, 283.
 Rules suspended, not printed as Bill, Printed in Journal, placed on second reading and final passage, 284.
 Second reading, 284.
 Adopted, 284.
 To House, 314, 1072.
 Reported back, do pass, 411.
 Returned to Senate, 982.
 Enrolled, 1031.
 Signed by President, 1072.
 Returned to Senate, Signed by Speaker, 1075.
 To Secretary of State, 1076.

Senate Concurrent Resolution "Y"—(Senator Solberg, by request)

Senate Concurrent Resolution "Y". A concurrent resolution requesting Congress to designate the impoundment created by Garrison Dam as Lake Sakakawea.

Introduction, first reading, 304.
 Referred to Committee on State and Federal Government, 304.
 Rules suspended, not printed as Bill, Printed in Journal, 304.
 Reported back, indefinitely postponed, 447.
 Motion to place on calendar, 447.
 Placed at foot of calendar, 518.
 Placed below Senate Bill No. 317 on calendar, 561.
 Second reading, 605.
 Adopted, 605.
 To House, 615, 1133.
 Returned to Senate, 1053.

Enrolled, 1126.
Signed by President, 1133.
Returned to Senate, Signed by Speaker, 1133.
To Secretary of State, 1178.

Senate Concurrent Resolution "Z"—(Senators Lips, Roen, Chesrown, Mahoney, Meidinger, Holand, Erickson, Kjos, Sanford, Kautzmann, Morgan, Brooks, Trenbeath, Miller, Kisse, Forkner, Longmire, Becker, Baker)

Senate Concurrent Resolution "Z". A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States, prohibiting states from denying a citizen the right to vote through imposition of a poll tax.

Introduction, first reading, 315.
Referred to Committee on State and Federal Government, 315.
Reported back, indefinitely postponed, 411.
Motion to place on calendar, Lost, 411.
Request division, Carried, 411.
Placed on calendar, 411.
Placed at foot of calendar, 518.
Placed below Senate Bill No. 317 on calendar, 561.
Second reading, 605.
Adopted, 606.
To House, 615, 1074.
Returned to Senate, 992.
Enrolled, 1071.
Signed by President, 1074.
Returned to Senate, Signed by Speaker, 1102.
To Secretary of State, 1105.

Senate Concurrent Resolution "AA"—(Senator Morgan)

Senate Concurrent Resolution "AA". A concurrent resolution directing the legislative research committee to study the alleged unfair methods of competition existing in the wholesale and retail of petroleum products in the state.

Introduction, first reading, 315.
Referred to Committee on Industry, Business and Labor, 315.
Reported back, without recommendation, 628.
Re-referred to Legislative Research Resolutions Committee, 628.
Reported back, indefinitely postponed, 897.

Senate Concurrent Resolution "BB"—(Senator Robinson)

Senate Concurrent Resolution "BB". A concurrent resolution urging the Congress of the United States, the secretary of the Department of the Interior, and the Rural Electrification Administration administrator to scrutinize the justification for the twenty cent per ton royalty to be paid to the United Mine Workers of America welfare and pension fund from all lignite mines in North Dakota, and citing particular attention to contract negotiations now

pending between Basin Electric Cooperative and various North Dakota coal suppliers.

Introduction, first reading, 315.

Referred to Committee on State and Federal Government, 315.

Reported back, indefinitely postponed, 447.

Senate Concurrent Resolution "CC"—(Senators Brooks, Meidinger, Redlin, Sinner, Thompson, Solberg, Kee, Roen, Berube, Van Horn, Mahoney)

Senate Concurrent Resolution "CC". A concurrent resolution directing the legislative research committee to study North Dakota's transportation laws.

Introduction, first reading, 327.

Referred to Committee on Transportation, 327.

Reported back, 505.

Re-referred to Legislative Research Resolutions Committee, 505.

Reported back, do pass, 897.

Rules suspended, placed on calendar, 900.

Second reading, 907.

Adopted, 907.

Clincher, 907.

To House, 922, 1074.

Returned to Senate, 1002.

Enrolled, 1071.

Signed by President, 1074.

Returned to Senate, Signed by Speaker, 1102.

To Secretary of State, 1105.

Senate Concurrent Resolution "DD"—(Senators Baker, Lips, Reichert, Kautzmann)

Senate Concurrent Resolution "DD". A concurrent resolution for amendments to sections 29, 30, 35, and 214 of the Constitution of the state of North Dakota, relating to the establishment of legislative districts and the apportionment of senators and representatives, and to repeal section 26 of the Constitution of the state of North Dakota, placing a limit on the total membership of the Senate.

Introduction, first reading, 327.

Referred to Committee on Judiciary, 328.

Reported back, indefinitely postponed, 863.

Motion to place on calendar, Lost, 863.

Clincher, 863.

Senate Concurrent Resolution "EE"—(Senators Longmire, Brooks, Meidinger)

Senate Concurrent Resolution "EE". A concurrent resolution in regard to arrangements for a "Newsmen's Day" during the 1965 session of the legislative assembly and urging the North Dakota Association of Broadcasters to join in such arrangements.

Introduction, first reading, 342.

Rules suspended, not printed as Bill, Printed in Journal, laid over one legislative day, 342.

Printed in Journal, 342.
 Second reading, 414, 936.
 Adopted, 414, 936.
 To House, 456, 1000.
 Returned to Senate, amended, 873, 874.
 Senate concurs, 936.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended by House, 936.
 Engrossed, 990.
 Enrolled, 990.
 Signed by President, 1000.
 Returned to Senate, Signed by Speaker, 1029.
 To Secretary of State, 1030.

Senate Concurrent Resolution "FF"—(Senator Mahoney)

Senate Concurrent Resolution "FF". A concurrent resolution directing the legislative research committee to study the outdoor recreation program within the state with a view toward its future development.

Introduction, first reading, 342.
 Referred to Committee on Political Subdivisions, 342.
 Reported back, do pass, 369.
 Re-referred to Legislative Research Resolutions Committee, 369.
 Reported back, do pass, 897.
 Rules suspended, placed on calendar, 900.
 Second reading, 907, 945.
 Lost, 907, Adopted, 945.
 Motion to reconsider, carried on division, 945.
 To House, 946, 1133.
 Returned to Senate, 1062.
 Engrossed, 1126.
 Enrolled, 1126.
 Signed by President, 1133.
 Returned to Senate, Signed by Speaker, 1133.
 To Secretary of State, 1178.

Senate Concurrent Resolution "GG"—(Senator Van Horn, by request)

Senate Concurrent Resolution "GG". A concurrent resolution directing the legislative research committee to study the requirements, standards, laws and procedures for proper school administrative units.

Introduction, first reading, 356.
 Referred to Committee on Education, 356.
 Re-referred to Legislative Research Resolutions Committee, 505.
 Reported back, indefinitely postponed, 777.
 Reported back, do pass, 898.

Senate Concurrent Resolution "HH"—(Senators Ringsak, Saumur, Kee, Lips, Wadson, Kjos, Van Horn, Erickson, Sorlie, Luick, Thompson, Foss, Baker, Bopp, Holand)

Senate Concurrent Resolution "HH". A concurrent resolution directing the legislative research committee to study

the practicability and economic justification for the conduct of farming operations as presently conducted at state institutions.

Introduction, first reading, 357.
 Referred to Committee on State and Federal Government, 357.
 Reported back, indefinitely postponed, 897.
 Motion to place on calendar, 898.
 Rules suspended, placed on calendar, 900.
 Second reading, 907.
 Adopted, 908.
 Clincher, 908.
 To House, 922.
 Returned to Senate, indefinitely postponed, 1002.

Senate Concurrent Resolution "II"—(Senator Morgan)

Senate Concurrent Resolution "II". A concurrent resolution urging the Corps of Engineers to survey, investigate, and study all possible sites for the proposed dam or dams on lower Shyenne River.

Introduction, first reading, 374.
 Referred to Committee on Agriculture, 374.
 Rules suspended, not printed as Bill, Printed in Journal, 419.
 Reported back, do pass, 805.
 Second reading, 847.
 Adopted, 847.
 To House, 866, 1074.
 Returned to Senate, 1002.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 To Secretary of State, 1105.

Senate Concurrent Resolution "JJ"—(Senators Morgan, Solberg)

Senate Concurrent Resolution "JJ". A concurrent resolution urging the federal government to place certain federally controlled lands and resources within the state under the jurisdiction of the state.

Introduction, first reading, 374.
 Referred to Committee on State and Federal Government, 374.
 Reported back, 387.
 Rules suspended, not printed as Bill, Printed in Journal, 387.
 Reported back, amended, 628.
 Amendments adopted, 654.
 Engrossed, 682.
 Second reading, 736, 1038.
 Adopted, 736, 1038.
 To House, 758, 1133.
 Returned to Senate, amended, 985, 987.
 Senate does not concur, 999.
 Conference Committee, Senate, 999.
 Conference Committee, House, 1028.

Conference Committee report adopted, Senate, 1038.
 Amended, 1038.
 Rules suspended, deemed re-engrossed, and placed on second reading and final passage, as amended in Conference Committee, 1038.
 Conference Committee report adopted, House, 1054.
 Re-engrossed, 1126.
 Enrolled, 1126.
 Signed by President, 1133.
 Returned to Senate, Signed by Speaker, 1133.
 To Secretary of State, 1178.

Senate Concurrent Resolution "KK"—(Senator Robinson)

Senate Concurrent Resolution "KK". A concurrent resolution calling upon Congress to authorize and direct the U. S. Department of Agriculture to invest crop research funds in the construction of a pilot industrial ethyl alcohol plant in North Dakota, and directing the economic development commission and North Dakota Wheat Commission to direct efforts toward the accomplishment of such construction and promotion of the use of the products thereof.

Introduction, first reading, 413.
 Referred to Committee on Agriculture, 413.
 Reported back, amended, 637.
 Amendments adopted, 662.
 Engrossed, 682.
 Second reading, 739.
 Adopted, 739.
 To House, 758, 1135.
 Returned to Senate, 872.
 Enrolled, 1134.
 Signed by President, 1134.
 Returned to Senate, Signed by Speaker, 1140.
 To Secretary of State, 1178.

Senate Concurrent Resolution "LL"—(Committee on State and Federal Government)

Senate Concurrent Resolution "LL". A concurrent resolution directing the legislative research committee to study the organization and management of institutions under the board of administration.

Introduction, first reading, 448.
 Referred to Committee on State and Federal Government, 448.
 Rules suspended, not printed as Bill, Printed in Journal, 448.
 Reported back, do pass, 599.
 Re-referred to Legislative Research Resolutions Committee, 599.
 Reported back, do pass, 898.
 Rules suspended, placed on calendar, 900.
 Second reading, 908.
 Adopted, 908.
 Clincher, 908.
 To House, 922.
 Returned to Senate, indefinitely postponed, 1002.

Senate Concurrent Resolution "MM"—(Senators Becker, Longmire, Robinson)

Senate Concurrent Resolution "MM". A concurrent resolution petitioning the Congress of the United States to call a convention for proposing an amendment to the Constitution of the United States, unless Congress shall sooner have submitted such an amendment, to provide for the election of the President and Vice President in a manner fair and just to the people of the United States.

Introduction, first reading, 449.
Referred to Committee on Judiciary, 449.
Reported back, do pass, 505.
Placed below Senate Bill No. 317 on calendar, 561.
Second reading, 603.
Adopted, 604.
To House, 615.
Returned to Senate, indefinitely postponed, 993.

Senate Concurrent Resolution "NN"—(Senators Trenbeath, Kisse)

Senate Concurrent Resolution "NN". A concurrent resolution directing the state geological survey to study methods of rehabilitating lands disrupted by strip coal mining operations.

Introduction, first reading, 449.
Referred to Committee on Agriculture, 449.
Rules suspended, not printed as Bill, Printed in Journal, 449.
Reported back, do pass, 805.
Second reading, 847.
Adopted, 847.
To House, 866, 1074.
Returned to Senate, 1002.
Enrolled, 1071.
Signed by President, 1074.
Returned to Senate, Signed by Speaker, 1102.
To Secretary of State, 1105.

Senate Concurrent Resolution "OO"—(Senator Erickson)

Senate Concurrent Resolution "OO". A concurrent resolution urging the federal social security administration to make provision for sending benefit checks to state charitable institutions in instances where the recipient is an inmate thereof.

Introduction, first reading, 450.
Referred to Committee on State and Federal Government, 450.
Reported back, do pass, 600.
Second reading, 618.
Adopted, 618.
To House, 645.
Returned to Senate, indefinitely postponed, 810.

Senate Concurrent Resolution "PP"—(Senators Reichert, Harris, Solberg, Longmire, Wartner, Torgerson, Mahoney)

Senate Concurrent Resolution "PP". A concurrent resolution directing the legislative research committee, with the assistance of outstanding citizens of the state, to conduct a study of the Constitution of the state of North Dakota, and to make its recommendations in regard to the revision thereof, to the Thirty-ninth Legislative Assembly.

Introduction, first reading, 450.
 Referred to Committee on Judiciary, 450.
 Reported back, 505.
 Re-referred to Legislative Research Resolutions Committee, 505.
 Reported back, do pass, 898.
 Rules suspended, placed on calendar, 900.
 Second reading, 908.
 Adopted, 908.
 Clincher, 908.
 To House, 922, 1074.
 Returned to Senate, 1002.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 To Secretary of State, 1105.

Senate Concurrent Resolution "QQ"—(Senator Mutch)

Senate Concurrent Resolution "QQ". A concurrent resolution directing the legislative research committee to conduct a study of the laws governing the division, consolidation, and disorganization of counties.

Introduction, first reading, 450.
 Referred to Committee on Political Subdivisions, 451.
 Re-referred to Legislative Research Resolutions Committee, 506.
 Rules suspended, placed on calendar, 900.
 Second reading, 908.
 Adopted, 908.
 Clincher, 908.
 To House, 922, 1074.
 Returned to Senate, amended, 1002.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 To Secretary of State, 1105.

Senate Concurrent Resolution "RR"—(Senators Wartner, Reichert)

Senate Concurrent Resolution "RR". A concurrent resolution to memorialize the Congress of the United States to immediately take the necessary steps to give to the citizens of this Nation an opportunity by constitutional amendment to determine whether or not prayer shall be permitted in the public schools.

Introduction, first reading, 457.
 Referred to Committee on Judiciary, 457.

Reported back, do pass, 506.
 Placed below Senate Bill No. 317 on calendar, 561.
 Placed below Senate Concurrent Resolution "V" on calendar, 595.
 Second reading, 596.
 Adopted, 596.
 To House, 598, 961.
 Returned to Senate, 881.
 Enrolled, 960.
 Signed by President, 961.
 Returned to Senate, Signed by Speaker, 989.
 To Secretary of State, 991.

Senate Concurrent Resolution "SS"—(Senators Hernet, Reichert)

Senate Concurrent Resolution "SS". A concurrent resolution for the amendment of sections 156 and 162 of the Constitution of the state of North Dakota, relating to the direction of the investment of and the types of permissible investments for the permanent funds of the common schools and institutions of the state.

Introduction, first reading, 457.
 Referred to Committee on Judiciary, 457.
 Reported back, do pass, 506.
 Second reading, 563.
 Adopted, 563.
 To House, 567.
 Returned to Senate, indefinitely postponed, 882.

Senate Concurrent Resolution "TT"—(Committee on Finance and Taxation)

Senate Concurrent Resolution "TT". A concurrent resolution directing the legislative research committee to study methods of taxation of oil and gas production and the distribution of funds derived therefrom.

Introduction, first reading, 472.
 Referred to Committee on Finance and Taxation, 472.
 Reported back, do pass, 506.
 Re-referred to Legislative Research Resolutions Committee, 506, 566.
 Request return from Legislative Research Resolutions Committee, 565.
 Request consent to withdraw Resolution, Denied, 566.
 Reported back, indefinitely postponed, 898.
 Motion to place on calendar, 898.
 Rules suspended, placed on calendar, 900.
 Second reading, 908.
 Adopted, 908.
 Clincher, 908.
 To House, 922.
 Returned to Senate, indefinitely postponed, 1002.

Senate Concurrent Resolution "UU"—(Senators Holand, Longmire, Foss)

Senate Concurrent Resolution "UU". A concurrent resolution directing the state highway department to submit

budgets for its operations to the Thirty-ninth Legislative Assembly.

Introduction, first reading, 472.
 Referred to Committee on State and Federal Government, 472.
 Reported back, do pass, 600.
 Second reading, 618, 824.
 Re-referred to Committee on State and Federal Government, 618.
 Reported back, amended, 746.
 Amendments adopted, 777.
 Engrossed, 801.
 Adopted, 824.
 To House, 833, 1074.
 Returned to Senate, 1002.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 To Secretary of State, 1105.

Senate Concurrent Resolutions "VV"—(Senators Holand, Redlin, Foss)

Senate Concurrent Resolution "VV". A concurrent resolution directing the legislative research committee, with the aid and cooperation of the state tax department, to continue its study of the state tax laws and tax structures.

Introduction, first reading, 472.
 Referred to Committee on Finance and Taxation, 472.
 Reported back, do pass, 506.
 Re-referred to Legislative Research Resolutions Committee, 506.
 Reported back, do pass, 898.
 Rules suspended, placed on calendar, 900.
 Second reading, 909.
 Adopted, 909.
 Clincher, 909.
 To House, 922, 1074.
 Returned to Senate, 1002.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 To Secretary of State, 1105.

Senate Concurrent Resolution "WW"—(Senators Holand, Redlin)

Senate Concurrent Resolution "WW". A concurrent resolution commending the North Dakota State Medical Association and several of its individual members for the excellent work done in establishing and staffing the emergency first aid station in the State Capitol Building, Bismarck, North Dakota, during the Thirty-eighth Legislative Assembly.

Introduction, first reading, 534.
 Rules suspended, not referred to Committee, not printed as Bill, but printed in Journal, 535.
 Second reading, 570.

Adopted, 570.
 Enrolled, 614.
 Signed by President, 627.
 Sent to House, 645.
 Returned to Senate, Signed by Speaker, 660.
 To Secretary of State, 882.

Senate Concurrent Resolution "XX"—(Senators Holand, Redlin, Sinner, Mahoney, Thompson, Bopp, Solberg, Van Horn, Becker, Wartner, Kjos, Kisse, Chesrown, Kautzmann Sanford, Roen, Berube, Reichert, Tuff, Witteman, Kamrath, Trenbeath, Forkner, Baeverstad, Ringsak, Nelson, Mutch, Harris, Lips, Erickson, Wade-son, Beck, Strinden, Saumur, Torgerson, Longmire, Sorlie, Miller, Kee)

Senate Concurrent Resolution "XX". A concurrent resolution directing the legislative research committee to study and prepare necessary rules changes for the purpose of placing every member of the legislative assembly on an appropriations subcommittee.

Introduction, first reading, 535.
 Referred to Committee on Judiciary, 535.
 Reported back, do pass, 547.
 Re-referred to Legislative Research Resolutions Committee, 547.
 Rules suspended, placed on calendar, 547.
 Placed below Senate Bill No. 317 on calendar, 561.
 Second reading, 606.
 Adopted, 606.
 To House, 615, 1074.
 Returned to Senate, 1002.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 To Secretary of State, 1105.

Senate Concurrent Resolution "YY"—(Senator Brooks)

Senate Concurrent Resolution "YY". A concurrent resolution directing the legislative research committee to study the operation of and the laws relating to the state fire and tornado fund and the state bonding fund.

Introduction, first reading, 587.
 Referred to Committee on State and Federal Government, 587.
 Reported back, do pass, 600.
 Re-referred to Legislative Research Resolutions Committee, 600.
 Reported back, indefinitely postponed, 898.

Senate Concurrent Resolution "ZZ"—(Committee on Delayed Bills)

Senate Concurrent Resolution "ZZ". A concurrent resolution urging all agencies of the state to refrain from purchasing offset type reproduction or printing equipment.

Introduction, first reading, 709.
 Referred to Committee on State and Federal Government, 709.

Reported back, do pass, 746.
 Second reading, 798.
 Adopted, 798.
 To House, 814, 1074.
 Returned to Senate, 1002.
 Enrolled, 1071.
 Signed by President, 1074.
 Returned to Senate, Signed by Speaker, 1102.
 To Secretary of State, 1105.

Senate Concurrent Resolution "AAA"—(Committee on Delayed Bills)

Senate Concurrent Resolution "AAA". A concurrent resolution urging the board of university and school lands to invest funds under its control in loans upon irrigated farm lands within the state.

Introduction, first reading, 829.
 Referred to Committee on Industry, Business and Labor, 829.
 Reported back, do pass, 909.
 Second reading, 958.
 Adopted, 958.
 To House, 959, 1133.
 Returned to Senate, 1062.
 Enrolled, 1148.
 Signed by President, 1133.
 Returned to Senate, Signed by Speaker, 1134.
 To Secretary of State, 1178.

Senate Concurrent Resolution "BBB"—(Committee on Delayed Bills)

Senate Concurrent Resolution "BBB". A concurrent resolution urging the Interstate Commerce Commission, the Great Northern Railroad, and the Soo Line Railroad to establish and designate official inspection points for the grading of grain in the Hankinson and Wahpeton, North Dakota areas.

Introduction, first reading, 982.
 Referred to Committee on Industry, Business and Labor, 982.
 Rules suspended, not printed as Bill, Printed in Journal, 983.
 Reported back, do pass, 1031.
 Second reading, 1099.
 Adopted, 1100.
 Motion to amend, Lost, 1100.
 Rules suspended, deemed engrossed, and placed on second reading and final passage, as amended, 1100.
 To House, 1103, 1133.
 Returned to Senate, 1111.
 Enrolled, 1126.
 Signed by President, 1133.
 Returned to Senate, Signed by Speaker, 1134.
 To Secretary of State, 1178.

Senate Concurrent Resolution "CCC"—(Committee on Delayed Bills)

Refused to introduce, 1064.

Senate Concurrent Resolution "DDD"—(Senator Hernet, asked consent)

Senate Concurrent Resolution "DDD". A concurrent resolution requesting the emergency commission to comply with and honor any reasonable request of the tax department for funds necessary to carry out its duties.

Introduction, first reading, 1172.

Not printed as Bill, printed in Journal, 1172.

Rules suspended, placed on second reading and final passage, as amended, 1172.

Second reading, 1173.

Adopted, 1173.

To House, 1173, 1181.

Returned to Senate, 1175.

Enrolled, 1181.

Signed by President, 1181.

Returned to Senate, Signed by Speaker, 1181.

To Secretary of State, 1182.

SENATE RESOLUTIONS

Senate Memorial Resolution No. 1000—(Senators Erickson, Lips, for Victor L. Gilbreath)

Senate Memorial Resolution No. 1000. A memorial resolution in memory of Victor L. Gilbreath.

Introduction, first reading, 535.

Rules suspended, not referred to committee, not printed as Bill, but printed in Journal, 535, 536.

Placed at head of calendar, 570.

Second reading, 570.

Adopted by rising vote of Senators, 570.

Enrolled, 628.

Signed by President, 647.

To Secretary of State, 647.

Senate Memorial Resolution No. 1001—(Committee on Senate Memorial Resolutions)

Senate Memorial Resolution No. 1001. A memorial resolution for deceased members of the Senate of the state of North Dakota.

Introduction, first reading, 570.

Printed in Journal, not as Bill, 570.

Adopted in Joint Session, Feb. 22, 1963.

Enrolled, 614.

Signed by President, 627.

To Secretary of State, 647.

Senate Memorial Resolution No. 1002—(Senators Holand, Redlin)

Sympathy and condolence to Lt. Gov. Frank A. Westrom.

Introduction, first reading, 852.

Rules suspended, not printed as Bill, printed in Journal, and placed on second reading and final passage, 852.

Second reading, 853.

Adopted, 853.

Enrolled, 882.

Signed by Pro-Tem, 883.

To Secretary of State, 914.

Senate Resolution No. 1—(Senator Wadeson)

Senate Resolution No. 1. A resolution directing the secretary of the senate to provide identification tags for all members and employees of the senate.

Introduction, first reading, 17.

Motion to not print as Bill, print in Journal, Lost, 18.

Motion to not print as Bill, print in Journal, lay over one legislative day, 18.

Request to withdraw, 25.

Denied, 26.

Indefinitely postponed, 26.

Senate Resolution No. 2—(Senators Morgan, Kautzmann, Witteman)

Senate Resolution No. 2. A Senate Resolution to appoint an Official Photographer for the Senate of the Thirty-eighth Legislative Assembly of the State of North Dakota.

Introduction, first reading, 113.

Rules suspended, not printed as Bill, printed in Journal, 113.

Reported back, do pass, 153.

Second reading, 227.

Adopted, 227.

Enrolled, 239.

Signed by President, 239.

To Secretary of State, 244.

Senate Resolution No. 3—(Committee on Delayed Bills)

Senate Resolution No. 3. A resolution authorizing the appointment of a committee for the purpose of conferring with representatives of the state highway department and of inquiring into the financial and building requirements of the department and its administrative practices and costs.

Introduction, first reading, 616.

Not printed as Bill, but printed in Journal, and placed on second reading and final passage, 616.

Second reading, 617.

Adopted, 617.

Motion to form Joint Committee, 627.

Message to House for Joint Committee, 635, from House, 659.

Enrolled, 1031.

Signed by President, 1072.

To Secretary of State, 1076.

Report, 1152.

Senate Resolution No. 4—(Senator Holand)

Senate Resolution No. 4. A resolution expressing the appreciation of the North Dakota senate to the gallant capitol press corps for their efforts toward the improvement of the financial plight of the state.

Introduction, first reading, 905.

Rules suspended, placed on second reading and final passage, 906.

Second reading, 906.

Lost, 906.

Senate Resolution No. 6—(Senators Baeverstad, Baker, Beck, Becker, Berube, Bopp, Brooks, Chesrown, Dahlund, Erickson, Forkner, Foss, George, Harris, Hernet, Holand, Kamrath, Kautzmann, Kee, Kisse, Kjos, Lips, Longmire, Luick, Mahoney, Meidinger, Miller, Morgan, Mutch, Nelson, Redlin, Reichert, Ringsak, Robinson, Roen, Sanford, Saumur, Sinner, Solberg, Sorlie, Strin-

den, Thompson, Torgerson, Trenbeath, Tuff, Van Horn, Wadeson, Wartner, Witteman)

Senate Resolution No. 6. A resolution extending best wishes to Mr. Gifford Herron in his time of illness.

Introduction, first reading, 984.

Rules suspended, not printed as Bill, printed in Journal, and placed on second reading and final passage, 984.

Second reading, 984.

Adopted, 984.

Enrolled, 1031.

Signed by President, 1072.

To Secretary of State, 1076.

Senate Resolution No. 7—(Senator Longmire)

Senate Resolution No. 7. A resolution congratulating the University of North Dakota hockey team and its coach, Barry Thorndycraft, and wishing them the best of luck in the National Collegiate Athletic Association championship tournament.

Introduction, first reading, 1050.

Rules suspended, not printed as Bill, printed in Journal, and placed on second reading and final passage, 1050.

Second reading, 1051.

Adopted, 1051.

Enrolled, 1071.

Signed by President, 1072.

To Secretary of State, 1076.

RECORD OF HOUSE BILLS IN THE SENATE

House Bill No. 501—

House Bill No. 501. A Bill for an Act making an appropriation for the general maintenance, plant improvements, and new buildings of the state institutions of higher learning of the State of North Dakota.

Received from House, 344.
First reading, referred to Committee on Appropriations, 357.
Reported back, amended, 853, 855.
Second reading and final passage, emergency clause carried, 833.
Clincher, 833, 1123.
Amendments to be considered after House Concurrent Resolution "O", 911.
Discussion, 991.
Re-referred to Committee on Appropriations, 993.
Reported back, amended, 1031, 1033.
Amendments adopted, 1057.
Rules suspended, placed on sixth order, 1057.
Rules suspended, placed on second reading and final passage, as amended by Senate, 1063.
Second reading and final passage, emergency clause carried, 1063.
To House, amended, 1066, 1182.
House does not concur, 1078.
Conference Committee, House, 1078.
Conference Committee, Senate, 1083.
Conference Committee report adopted, House, 1118.
Conference Committee report adopted, Senate, 1122.
Rules suspended, placed on second reading and final passage, as amended by Conference Committee, 1123.
Second reading and final passage, emergency clause carried, 1123.
Conference Committee, Senate, 1132.
Conference Committee, House, 1132.
House reconsidered action on Conference Committee report, 1132.
Rules suspended, placed on second reading and final passage, as amended by Conference Committee, 1166.
Second reading and final passage, emergency clause carried, 1166.
Conference Committee report adopted, Senate, 1166.
House adopts, 1173.
Returned to Senate, Signed by Speaker, 1181.
Signed by President, 1182.

House Bill No. 502—

House Bill No. 502. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapter 52-10 of the North Dakota Century Code, pertaining to social security coverage of public employees.

Received from House, 369.
First reading, referred to Committee on

Appropriations, 376.
 Reported back, do pass, 648.
 Second reading and final passage, 701.
 To House, 726, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 503—

House Bill No. 503. A Bill for an Act making an appropriation to pay the costs of the administration of the Old Age and Survivor Insurance System.

Received from House, 369.
 First reading, referred to Committee on Appropriations, 376.
 Reported back, do pass, 648.
 Second reading and final passage, 714.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 504—

House Bill No. 504. 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, and declaring an emergency.

Received from House, 388.
 First reading, referred to Committee on Appropriations, 420.
 Reported back, amended, 648.
 Re-referred to Committee on Appropriations, 654.
 Reported back, amended, 751.
 Amendments adopted, 783.
 To House, 849, Amended, 987.
 House concurs, 922.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 505—

House Bill No. 505. A Bill for an Act authorizing the State Livestock Sanitary Board to provide by regulation for the quarantine of livestock feedlots; providing for the licensing of quarantined feedlots; and making an appropriation.

Received from House, 77, 1106.
 First reading, referred to Committee on Appropriations, 79.
 Reported back, do pass, 648.
 Second reading and final passage, 714, 1110.
 To House, 758, 803, 1111, 1179.
 Returned to Senate, Signed by Speaker, 786, 1158.
 Signed by President, 802, 1179.
 Senate requests return of Bill, 1104.
 Motion to Reconsider, 1109.
 Amended, 1109.

Rules suspended, placed on second reading and final passage, as amended by Senate, 1109.
 Clincher, 1110.
 House concurs, 1129.

House Bill No. 506—

House Bill No. 506. A Bill for an Act making an appropriation to pay veterinary inspectors and expenses in connection with livestock sales rings as provided by law and by regulations promulgated by the Livestock Sanitary Board.

Received from House, 77, 1106.
 First reading, referred to Committee on Appropriations, 79.
 Reported back, do pass, 648.
 Second reading and final passage, 715, 1110.
 To House, 758, 803, 1111, 1179.
 Returned to Senate, Signed by Speaker, 786, 1158.
 Signed by President, 802, 1179.
 Senate requests return of Bill, 1104.
 Motion to reconsider, 1110.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 1110.
 Clincher, 1110.
 House concurs, 1129.

House Bill No. 507—

House Bill No. 507. 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.

Received from House, 179.
 First reading, referred to Committee on Appropriations, 217.
 Reported back, amended, 607.
 Amendments adopted, 636.
 Second reading and final passage, 696, 847, 964.
 Re-referred to Committee on Appropriations, 696.
 Reported back, do pass, 805.
 Motion to further amend, Lost, 847.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 847.
 Clincher, 848.
 To House, amended, 866, 1073.
 House concurs, 923, 938.
 House does not concur, 942.
 Conference Committee, House, 942.
 Conference Committee, Senate, 942.
 Amended, 963.
 Conference Committee report adopted, Senate, 964.
 Rules suspended, placed on second reading and final passage, as amended in Conference Committee, 964.
 Conference Committee report adopted, House, 974.
 Returned to Senate, Signed by Speaker, 1029.
 Signed by President, 1072.

House Bill No. 508—

House Bill No. 508. A Bill for an Act making an appropriation for the administration expenses of the Veterans' Aid Commission.

Received from House, 179.
First reading, referred to Committee on Appropriations, 217.
Reported back, do pass, 607.
Second reading and final passage, 638.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 509—

House Bill No. 509. A Bill for an Act making an appropriation for the general maintenance, improvements, and special projects for the North Dakota Soldiers' Home at Lisbon, North Dakota.

Received from House, 197.
First reading, referred to Committee on Appropriations, 217.
Reported back, do pass, 607.
Second reading and final passage, 639.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 510—

House Bill No. 510. 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 providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all of the programs above mentioned.

Received from House, 369.
First reading, referred to Committee on Appropriations, 376.
Reported back, amended, 812.
Amendments adopted, 864.
Rules suspended, placed on calendar, 865.
Second reading and final passage, 878.
Clinger, 878.
To House, 882, amended, 987.
House concurs, 938.
Returned to Senate, Signed by Speaker, 961.
Signed by President, 987.

House Bill No. 511—

House Bill No. 511. A Bill for an Act making an appropriation to continue the operation of North Dakota Civil

Defense as provided for by Chapter 37-17 of the North Dakota Century Code.

Received from House, 369.
 First reading, referred to Committee on Appropriations, 377.
 Reported back, do pass, 781.
 Second reading and final passage, 835.
 Clincher, 835.
 To House, 849, 949.
 Returned to Senate, Signed by Speaker, 923.
 Signed by President, 949.

House Bill No. 512—

House Bill No. 512. 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.

Received from House, 555.
 First reading, referred to Committee on Appropriations, 587.
 Reported back, amended, 812.
 Amendments adopted, 864.
 Rules suspended, placed on calendar, 865.
 Second reading and final passage, 879.
 Clincher, 879.
 To House, 882, amended, 987.
 House concurs, 938.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 513—

House Bill No. 513. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Highway Department.

Received from House, 555.
 First reading, referred to Committee on Appropriations, 587.
 Reported back, do pass, 781.
 Second reading and final passage, 835.
 Clincher, 836.
 To House, 849, 1134.
 Returned to Senate, Signed by Speaker, 923.
 Signed by President, 1134.

House Bill No. 514—

House Bill No. 514. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the Workmen's Compensation Bureau.

Received from House, 388.
 First reading, referred to Committee on Appropriations, 420.
 Reported back, do pass, 782.
 Second reading and final passage, 836.

Clincher, 836.
 To House, 849, 949.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 949.

House Bill No. 515—

House Bill No. 515. 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.

Received from House, 555.
 First reading, referred to Committee on Appropriations, 587.
 Reported back, amended, 812.
 Amendments adopted, 864.
 Rules suspended, placed on calendar, 865.
 Second reading and final passage, 879.
 Clincher; 879.
 To House, 882, amended, 1073.
 House does not concur, 938.
 Conference Committee, House, 938.
 Conference Committee, Senate, 941.
 Conference Committee report adopted, Senate, 953.
 Conference Committee report adopted, House, 966.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1073.

House Bill No. 516—

House Bill No. 516. A Bill for an Act making an appropriation for the purpose of operating and maintaining the Teachers' Insurance and Retirement Fund.

Received from House, 369.
 First reading, referred to Committee on Appropriations, 377.
 Reported back, do pass, 648.
 Second reading and final passage, 715.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 517—

House Bill No. 517. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code, and establishing a revolving fund for nurses' scholarships.

Received from House, 369.
 First reading, referred to Committee on Appropriations, 377.
 Reported back, do pass, 649.
 Second reading and final passage, 716, 768.
 Placed at foot of calendar, 716.
 Amended, 768.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 768.

To House, 787, amended, 949.
House concurs, 827.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 519—

House Bill No. 519. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Received from House, 179.
First reading, referred to Committee on Appropriations, 217.
Reported back, do pass, 607.
Second reading and final passage, 639.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 520—

House Bill No. 520. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of The Bank of North Dakota and of the Judge A. M. Christianson Project.

Received from House, 279.
First reading, referred to Committee on Appropriations, 285.
Reported back, do pass, 752.
Second reading and final passage, 817, 843.
Placed at foot of calendar, 817.
Clincher, 843.
To House, 866, 960.
Returned to Senate, Signed by Speaker, 940.
Signed by President, 960.

House Bill No. 521—

House Bill No. 521. 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.

Received from House, 289.
First reading, referred to Committee on Appropriations, 305.
Reported back, do pass, 752.
Second reading and final passage, 817.
Clincher, 841.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 522—

House Bill No. 522. A Bill for an Act to provide for payment of expenses to certain State Officers, making an appropriation and declaring an emergency.

Received from House, 555.
 First reading, referred to Committee on Appropriations, 587.
 Reported back, amended, 805.
 Amendments adopted, 863.
 Rules suspended, placed on calendar, 865.
 Second reading and final passage, emergency clause carried, 876.
 Clincher, 876.
 To House, 881, amended, 1073.
 House does not concur, 926.
 Conference Committee, House, 926.
 Conference Committee, Senate, 926.
 Conference Committee report adopted, Senate, 1038.
 Conference Committee report adopted, House, 1053.
 Returned to Senate, Signed by Speaker, 1075.
 Signed by President, 1073.

House Bill No. 523—

House Bill No. 523. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the State Wheat Commission.

Received from House, 388.
 First reading, referred to Committee on Appropriations, 420.
 Reported back, amended, 752.
 Amendments adopted, 783.
 Second reading and final passage, 834.
 Clincher, 834.
 To House, 849, amended.
 House does not concur, 923.
 Conference Committee, House, 923.
 Conference Committee, Senate, 925.
 Conference Committee report adopted, Senate, 936.
 Conference Committee, Senate, 936.
 Conference Committee report adopted, House, 943.
 Conference Committee, House, 943.
 Conference Committee report adopted, Senate, 953.
 Conference Committee report adopted, House, 966.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1073.

House Bill No. 524—

House Bill No. 524. A Bill for an Act making an appropriation into the "administrative Fund" for the State Water Conservation Commission for general administration expenses, maintaining and construction of dams; planning and surveying projects; expenses of State Compacts; and for organizing water conservation and irrigation districts for construction and development.

Received from House, 369.
 First reading, referred to Committee on

Appropriations, 377.
 Reported back, do pass, 782.
 Second reading and final passage, 836.
 Clincher, 837.
 Title of Bill amended, 837.
 To House, 849, amended, 987.
 House concurs, 922.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 525—

House Bill No. 525. A Bill for an Act making an appropriation to the State Water Conservation Commission for continued participation in the investigation, planning, construction and maintenance of multiple-purpose projects for beneficial utilization, control and management of public waters and providing that moneys appropriated by this Act, and any unused balance of moneys remaining unexpended, appropriated for the purpose mentioned, shall be covered into a fund designated "multiple-purpose fund" and that such fund shall remain available to the Commission until expended.

Received from House, 555.
 First reading, referred to Committee on Appropriations, 587.
 Reported back, do pass, 782.
 Amended, 837.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 837.
 Second reading and final passage, 838.
 Clincher, 838.
 To House, 849, amended, 987.
 House concurs, 923.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 526—

House Bill No. 526. A Bill for an Act making an appropriation for the operating and maintenance expenses of the Public Health Department.

Received from House, 555.
 First reading, referred to Committee on Appropriations, 587.
 Reported back, do pass, 782.
 Second reading and final passage, 838.
 To House, 1066, 1127.
 Returned to Senate, Signed by Speaker, 1107.
 Signed by President, 1127.

House Bill No. 527—

House Bill No. 527. A Bill for an Act authorizing the state public welfare board to execute contracts with the United States for the provision of general assistance to Indian citizens.

Received from House, 89.
 First reading, referred to Committee on

Social Welfare and Veterans Affairs, 95.
Reported back, do pass, 179.
Second reading and final passage, 238.
To House, 254, 279.
Returned to Senate, Signed by Speaker, 259.
Signed by President, 270.

House Bill No. 529—

House Bill No. 529. A Bill for an Act to create and enact subsection 62 of section 39-01-01, sections 39-10-02.1, 39-10-54.1, 39-10-63.1, and chapter 39-21 of the North Dakota Century Code; to amend and reenact subsection 4 of section 24-01-13, sections 39-07-02, 39-07-03, 39-07-04, 39-07-05, 39-07-07, 39-07-11, 39-10-04, 39-10-15, 39-10-23, 39-10-24, 39-10-39, 39-10-44, and 39-10-46 of the North Dakota Century Code, relating to the operation and equipment of motor vehicles, and providing a penalty; and to repeal subsection 1 of section 39-10-22, sections 39-10-10, 39-10-66, and 39-12-10, and chapter 39-11 of the North Dakota Century Code, relating to the operation and equipment of motor vehicles.

Received from House, 451.
First reading, referred to Committee on Transportation, 457.
Reported back, amended, 855.
Amendments adopted, 911.
Rules suspended, placed on calendar for second reading and final passage, 913.
Second reading and final passage, 915.
Clincher, 915.
To House, 927, amended, 1073.
House concurs, 942.
Returned to Senate, Signed by Speaker, 1029.
Signed by President, 1072.

House Bill No. 530—

House Bill No. 530. A Bill for an Act to create and enact sections 39-09-09 and 39-09-10; to amend and reenact sections 39-09-02, 39-09-03, and 39-09-07, subsection 18 of section 40-05-01, and subsection 14 of section 40-05-02 of the North Dakota Century Code, relating to speed limits upon the highways and streets of the state.

Received from House, 388.
First reading, referred to Committee on Transportation, 420.
Reported back, indefinitely postponed, 774.
Motion to place on calendar, Lost, 774, Prevailed, 820.
Request division, motion to place on calendar, carried, 774.
Second reading and final passage, 843, 867, 906, 965.
Motion to place below House Bill No. 797 on calendar, 843.
Amended, 867.
Rules suspended, placed on second reading and final passage, as amended, 965.
Clincher, 906.
To House, 922, amended, 1073.

House does not concur, 938.
 Conference Committee, House, 938.
 Conference Committee, Senate, 941.
 Conference Committee report adopted, Senate, 964.
 Conference Committee report adopted, House, 974.
 Returned to Senate, Signed by Speaker, 1029.
 Signed by President, 1072.

House Bill No. 531—

House Bill No. 531. A Bill for an Act to amend and re-enact subsection 26 of section 39-01-01, sections 39-06-01, 39-06-02, 39-06-18, 39-06-20, 39-06-26, 39-06-27, 39-06-33, 39-08-14, and 39-08-16 of the North Dakota Century Code, relating to the licensing of motor vehicle operators.

Received from House, 197.
 First reading, referred to Committee on
 Transportation, 217.
 Reported back, do pass, 687.
 Second reading and final passage, 763.
 To House, 787, 832.
 Returned to Senate, Signed by Speaker, 831.
 Signed by President, 832.

House Bill No. 532—

House Bill No. 532. A Bill for an Act to create and enact sections 39-03-16 and 39-03-17 of the North Dakota Century Code, relating to the division of public safety, and to repeal chapter 24-14 of the North Dakota Century Code, relating to the division of public safety.

Received from House, 146.
 First reading, referred to Committee on
 Transportation, 154.
 Reported back, amended, 688.
 Amendments adopted, 708.
 Second reading and final passage, 778.
 To House, 814, amended, 960.
 House concurs, 871.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 533—

House Bill No. 533. A Bill for an Act to amend and re-enact sections 12-51-06, 12-51-07, and 12-51-08 of the North Dakota Century Code, relating to the rules and regulations for the control and administration of the state farm, and the commitment and cost of transportation and care of prisoners thereto.

Received from House, 97.
 First reading, referred to Committee on
 State and Federal Government, 106.
 Reported back, do pass, 600.
 Second reading and final passage, 618.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 661.
 Signed by President, 664.

House Bill No. 534—

House Bill No. 534. A Bill for an Act to create a state parole board and to the powers thereof; to amend and reenact sections 12-30-12, 12-53-04, 12-53-06, 12-53-07, 12-53-08, 12-53-10, 12-53-11, 12-53-12, 12-53-13, 12-53-14, 12-53-15, 12-53-16, 12-55-01, 12-55-02, 12-55-06, 12-55-07, 12-55-10, 12-55-17, 12-55-18, 12-55-19, 12-55-20, 12-55-21, 12-55-22, 12-55-30, and 12-55-32 of the North Dakota Century Code, relating to the powers of the board of pardons in the parole of inmates from the state penitentiary and the supervision of probationers; and providing penalties; and to repeal sections 12-53-02, 12-55-08, 12-55-09, 12-55-13, 12-55-14, 12-55-16, 12-55-25, 12-55-26, and 12-55-26.1 of the North Dakota Century Code, relating to the powers of the board of pardons in the parole of inmates from the state penitentiary, and the power of the courts to suspend sentence.

Received from House, 106.
 First reading, referred to Committee on
 State and Federal Government, 114.
 Reported back, amended, 774.
 Amendments adopted, 806.
 Second reading and final passage, 844.
 Clincher, 844.
 To House, 866, amended, 987.
 House concurs, 938.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 535—

House Bill No. 535. A Bill for an Act to create and enact sections 61-16-19.1, 61-16-26.1, 61-16-28.1, 61-16-46, 61-16-47, 61-16-48, 61-21-43.1, 61-21-65 and 61-21-66, and to amend and reenact section 61-16-01, subsection 11 of section 61-16-11, sections 61-16-12, 61-16-28, 61-16-42, subsection 4 of section 61-21-01, sections 61-21-04, 61-21-19, 61-21-24, subsections 1 and 2 of section 61-21-39, sections 61-21-45, and 61-21-56 of the North Dakota Century Code, relating to the organization, operation, consolidation, expansion and dissolution of drainage and water conservation and flood control districts, and to repeal section 61-16-41 and chapters 61-22 and 61-25 of the North Dakota Century Code, relating to township drainage projects and reclamation districts.

Received from House, 357.
 First reading, referred to Committee on
 Natural Resources, 375.
 Reported back, amended, 746.
 Amendments adopted, 777.
 Second reading and final passage, 824, 1043.
 Clincher, 841.
 To House, 849, amended, 1127.
 House does not concur, 923.
 Conference Committee, House, 923.
 Conference Committee, Senate, 926.
 Conference Committee report adopted, Senate, 1043.
 Amended, 1043.

Rules suspended, placed on second reading and final passage, as amended in Conference Committee, 1043.
 Conference Committee report adopted, House, 1053.
 Returned to Senate, Signed by Speaker, 1107.
 Signed by President, 1127.

House Bill No. 536—

House Bill No. 536. A Bill for an Act to amend and reenact subsection 1 of section 61-05-01, sections 61-06-10, 61-06-12, 61-06-21, 61-06-22, 61-07-19, and 61-08-31 of the North Dakota Century Code relating to irrigation districts.

Received from House, 146.
 First reading, referred to Committee on
 Agriculture, 154.
 Reported back, do pass, 637.
 Second reading and final passage, 698.
 To House, 726, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 537—

House Bill No. 537. A Bill for an Act to amend and reenact section 61-24-16 of the North Dakota Century Code relating to the exclusion of counties from the Garrison Conservancy District.

Received from House, 244.
 First reading, referred to Committee on
 Natural Resources, 261.
 Reported back, amended, 649.
 Amendments adopted, 664.
 Second reading and final passage, 740.
 To House, 758, amended, 829.
 House concurs, 787.
 Returned to Senate, Signed by Speaker, 804.
 Signed by President, 828.

House Bill No. 538—

House Bill No. 538. A Bill for an Act to amend and reenact section 61-24-06, subsection 9 of section 61-24-08, and section 61-24-09 of the North Dakota Century Code, relating to the election of officers, mill levy and establishment of reserve funds by the Garrison Diversion Conservancy District.

Received from House, 89.
 First reading, referred to Committee on
 Natural Resources, 96.
 Reported back, amended, 649.
 Amendments adopted, 664.
 Second reading and final passage, 740.
 To House, 758, amended, 829.
 House concurs, 787.
 Returned to Senate, Signed by Speaker, 804.
 Signed by President, 828.

House Bill No. 539—

House Bill No. 539. A Bill for an Act to amend and reenact section 61-02-20 of the North Dakota Century Code, relating to the necessary approval of the state water conservation commission before constructing certain size dams and the inspection of such dams by the commission.

Received from House, 216.
 First reading, referred to Committee on
 Natural Resources, 241.
 Reported back, amended, 600.
 Amendments adopted, 610.
 Second reading and final passage, 658, 887.
 To House, 702, amended, 987.
 House does not concur, 706.
 Conference Committee, House, 706.
 Conference Committee, Senate, 727.
 Conference Committee report adopted, House, 871.
 Conference Committee report adopted, Senate, 887.
 Amended, 887.
 Rules suspended, placed on second reading and final passage, as amended in Conference Committee, 887.
 Clincher, 887.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 540—

House Bill No. 540. A Bill for an Act to create and enact sections 61-01-25, 61-02-24.1, 61-02-75, and 61-04-27 of the North Dakota Century Code; to amend and reenact sections 61-01-02, 61-01-23, subsection 2 of section 61-02-02, sections 61-02-04, 61-02-12, subsections 1, 2, 6, and 7 of section 61-02-14, subsection 1 of section 61-02-23, sections 61-02-24, 61-02-28, 61-02-30, 61-02-31, 61-02-38, 61-02-46, 61-03-21, 61-04-02, 61-04-15, 61-14-03, 61-15-04, 61-15-08, 61-16-08, and 61-20-06 of the North Dakota Century Code, as amended, relating to the appropriation and beneficial use of water, the authority and duties of the state water conservation commission, state engineer, and state geologist in the regulation thereof, rights of entry, water permits, compensation of members of the water conservation commission, information filed by water users with state engineer, easements on state lands, drainage of meandered lakes, cooperation of state political subdivisions with the water conservation commission in conducting water surveys, and to provide for a penalty for the violation of the provisions of chapter 61-01; and to repeal sections 61-14-02, 61-14-04, and 61-15-07 of the North Dakota Century Code, relating to the riparian ownership of water, the status of water used for irrigation purposes, the value of land as affected by water and wildlife conservation projects, and the reversion of unused water rights to the public.

Received from House, 146.
 First reading, referred to Committee on
 Natural Resources, 154.
 Reported back, do pass, 649.
 Second reading and final passage, 717.
 To House, 758, 829.
 Returned to Senate, Signed by Speaker, 804.
 Signed by President, 828.

House Bill No. 542—

House Bill No. 542. A Bill for an Act to create and enact sections 57-36-25 and 57-36-26 and to amend and reenact section 57-36-01 of the North Dakota Century Code, relating to the imposition of an excise tax on cigars and other tobacco products, except cigarettes and snuff, sold to retail dealers and providing for the manner of collection, the disposition of the proceeds thereof, and providing penalties.

Received from House, 369.
First reading, referred to Committee on
Finance and Taxation, 377.
Reported back, do pass, 750.
Second reading and final passage, 816.
Clincher, 841.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 543—

House Bill No. 543. A Bill for an Act to amend and reenact subsection 2 of section 57-39-15 and subsection 1 of section 57-39-20 of the North Dakota Century Code, relating to time limitations in which a court proceeding may be commenced for the collection of unpaid sales taxes, and to the employment of sales and use tax auditors by the tax commissioner.

Received from House, 61.
First reading, referred to Committee on
Finance and Taxation, 68.
Reported back, do pass, 245.
Placed at foot of calendar, 288, 316.
Second reading and final passage, 330.
To House, 347, 373.
Returned to Senate, Signed by Speaker, 357.
Signed by President, 371.

House Bill No. 544—

House Bill No. 544. A Bill for an Act to amend and reenact subsection 5 of section 57-39-12 of the North Dakota Century Code, relating to the revocation of retail sales tax permits.

Received from House, 62.
First reading, referred to Committee on
Finance and Taxation, 68.
Reported back, do pass, 245.
Placed at foot of calendar, 288, 316.
Second reading and final passage, 330.
To House, 347, 373.
Returned to Senate, Signed by Speaker, 357.
Signed by President, 371.

House Bill No. 546—

House Bill No. 546. A Bill for an Act to amend and reenact subsection 1 of section 57-34-01 and section 57-34-11 of the North Dakota Century Code to provide for the taxation of private or commercial telephone companies exclusively engaged in serving rural areas or rural areas and cities and villages with a population of less than five hundred persons, at the rate of fifty cents for each telephone instrument used by such company in furnishing telephone service.

Received from House, 369.
 First reading, referred to Committee on
 Finance and Taxation, 377.
 Reported back, do pass, 600.
 Second reading and final passage, 619, 717.
 Motion to reconsider, 635.
 Placed at foot of calendar, 635.
 Re-referred to Committee on Finance and Taxation, 659.
 Motion to return Bill to Senate from Committee, 693.
 Amended, 694.
 To House, 758, amended, 829.
 House concurs, 787.
 Returned to Senate, Signed by Speaker, 804.
 Signed by President, 829.

House Bill No. 547—

House Bill No. 547. A Bill for an Act to amend and reenact section 54-27-09 of the North Dakota Century Code, relating to the cancellation of unexpended appropriations.

Received from House, 62.
 First reading, referred to Committee on
 Finance and Taxation, 69.
 Reported back, do pass, 245.
 Placed at foot of calendar, 288, 316.
 Second reading and final passage, 331.
 To House, 347, 373.
 Returned to Senate, Signed by Speaker, 357.
 Signed by President, 371.

House Bill No. 548—

House Bill No. 548. A Bill for an Act to create and enact subsection 4 of section 57-38-57 of the North Dakota Century Code, relating to the secrecy of individual income tax returns.

Received from House, 89.
 First reading, referred to Committee on
 Finance and Taxation, 96.
 Reported back, indefinitely postponed, 600.
 Motion to place on calendar, Lost, 601.
 To House, indefinitely postponed, 616.

House Bill No. 551—

House Bill No. 551. A Bill for an Act to amend and reenact sections 43-12-01, 43-12-02, 43-12-03, 43-12-04, 43-12-

05, 43-12-06, 43-12-07, 43-12-08, 43-12-09, 43-12-12, 43-12-13, 43-12-17, 43-12-18, 43-12-19, 43-12-21, 43-12-22, and 43-12-24 of the North Dakota Century Code, relating to the regulation of the practice of professional nursing; to provide for a state board of nursing and to define the powers and duties of the board including licensure of practitioner of nursing and establishment of standards for educational programs preparing for nursing practice, and to prescribe penalties for violations of the provisions of this Act; and to repeal sections 43-12-14, and 43-12-23 of the North Dakota Century Code, relating to meetings of the board and revocation of certificates.

Received from House, 279.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 285.
 Reported back, do pass, 688.
 Second reading and final passage, 763.
 To House, 787, 832.
 Returned to Senate, Signed by Speaker, 831.
 Signed by President, 832.

House Bill No. 553—

House Bill No. 553. A Bill for an Act to provide for an appropriation for the payment of expenses of certain legislators and the president of the senate in connection with attendance at meetings and conferences sponsored by The Council of State Governments or its affiliated organizations.

Received from House, 216.
 First reading, referred to Committee on
 Appropriations, 241.
 Reported back, indefinitely postponed, 782.
 To House, indefinitely postponed, 814.

House Bill No. 555—

House Bill No. 555. A Bill for an Act to create and enact subdivision 3 of subsection A of section 52-09-07 of the North Dakota Century Code relating to purposes for which funds may be used.

Received from House, 124.
 First reading, referred to Committee on
 Industry, Business and Labor, 140.
 Reported back, do pass, 523.
 Second reading and final passage, 610.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 661.
 Signed by President, 664.

House Bill No. 558—

House Bill No. 558. A Bill for an Act to amend and reenact section 39-04-23 of the North Dakota Century Code, providing for reregistration of certain trucks at lower weight brackets.

Received from House, 451.
 First reading, referred to Committee on

Transportation, 457.
 Reported back, do pass, 855.
 Rules suspended, placed on calendar, 865.
 Second reading and final passage, 868.
 Clincher, 869.
 To House, 881, 960.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 559—

House Bill No. 559. A Bill for an Act to amend and reenact section 57-39-02 of the North Dakota Century Code Supplement, relating to the extension of the retail sales tax.

Received from House, 197.
 First reading, referred to Committee on Finance and Taxation, 217.
 Reported back, amended, 888.
 Amended, 892.
 Amendments adopted, Lost, 1093, 1116.
 Amended, 1093, 1069, 1116, 1117, 1142, 1147.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 1117.
 Returned to Senate, erroneously placed before House, 1124.
 Second reading and final passage, 1129, 1147.
 Clincher, 1130.
 To House, 1131, amended, 1180.
 House does not concur, 1131.
 Conference Committee, Senate, 1132.
 Conference Committee, House, 1132.
 Conference Committee report adopted, Senate, 1137.
 Conference Committee, Senate, 1137.
 Conference Committee report adopted, House, 1138.
 Conference Committee, House, 1138.
 Conference Committee report adopted, Senate, 1147.
 Rules suspended, placed on second reading and final passage, as amended in Conference Committee, 1147.
 Conference Committee report adopted, House, 1148.
 Returned to Senate, Signed by Speaker, 1179.
 Signed by President, 1180.

House Bill No. 560—

House Bill No. 560. A Bill for an Act to amend and reenact sections 18-08-10, 10-08-11 and 18-12-13 of the North Dakota Century Code, relating to the sale and use of fire extinguishers in public schools and within the state generally, and declaring an emergency.

Received from House, 84.
 First reading, referred to Committee on Social Welfare and Veterans Affairs, 85.
 Reported back, amended, 102.
 Amendments adopted, 111.
 Second reading and final passage, emergency clause carried, 132, 133, 216, 217.
 To House, 146, amended, 264.
 House does not concur, 161.

Conference Committee, House, 161.
 Conference Committee, Senate, 176.
 Conference Committee report adopted, Senate, 216.
 House concurs, 216.
 Rules suspended, placed on second reading and final passage, as amended in Conference Committee, 216.
 Conference Committee report adopted, House, 238.
 Returned to Senate, Signed by Speaker, 244.
 Signed by President, 256.

House Bill No. 561—

House Bill No. 561. A Bill for an Act to amend and reenact subsection 4 of section 43-15-15 of the North Dakota Century Code, relating to the qualifications of a registered pharmacist and the practical experience required prior to registration.

Received from House, 89.
 First reading, referred to Committee on Industry, Business and Labor, 96.
 Reported back, do pass, 341.
 Second reading and final passage, 396.
 To House, 414, 550.
 Returned to Senate, Signed by Speaker, 483.
 Signed by President, 549.

House Bill No. 562—

House Bill No. 562. A Bill for an Act to amend and reenact section 43-15-25 of the North Dakota Century Code, relating to the registration of pharmacists and increasing the annual fee charged for the renewal of such registration.

Received from House, 89.
 First reading, referred to Committee on Industry, Business and Labor, 96.
 Reported back, do pass, 341.
 Second reading and final passage, 397.
 To House, 414, 550.
 Returned to Senate, Signed by Speaker, 483.
 Signed by President, 549.

House Bill No. 563—

House Bill No. 563. A Bill for an Act to amend and reenact subsections 4 and 5 of section 60-02-01 of the North Dakota Century Code, relating to the definitions of track buyer and grain under the public warehouse law, and declaring an emergency.

Received from House, 124.
 First reading, referred to Committee on Agriculture, 140.
 Reported back, do pass, 637.
 Second reading and final passage, emergency clause carried, 698.
 To House, 726, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 565—

House Bill No. 565. A Bill for an Act to amend and re-enact Section 15-41-06 of the North Dakota Century Code, relating to requirements for high school attendance.

Received from House, 197.
First reading, referred to Committee on Education, 217.
Reported back, do pass, 614.
Second reading and final passage, 666.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 566—

House Bill No. 566. A Bill for an Act to amend and re-enact Section 15-47-14 of the North Dakota Century Code, relating to attendance at education association meetings.

Received from House, 174.
First reading, referred to Committee on Education, 186.
Reported back, do pass, 614.
Second reading and final passage, 667.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 567—

House Bill No. 567. A Bill for an Act to amend and re-enact Section 15-47-33 of the North Dakota Century Code, relating to length of elementary and secondary school year term.

Received from House, 197.
First reading, referred to Committee on Education, 217.
Reported back, do pass, 614.
Second reading and final passage, 667.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 568—

House Bill No. 568. A Bill for an Act to amend and re-enact Subsection 1 of Section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of school boards.

Received from House, 197.
First reading, referred to Committee on Education, 218.
Reported back, do pass, 614.
Second reading and final passage, 668.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 569—

House Bill No. 569. A Bill for an Act to amend and reenact section 11-10-06 of the North Dakota Century Code to provide that county justices shall be bonded for the faithful discharge of their duties, and declaring an emergency.

Received from House, 124.
First reading, referred to Committee on
Judiciary, 140.
Reported back, do pass, 166.
Second reading and final passage emergency clause carried, 231.
To House, 254, 279.
Returned to Senate, Signed by Speaker, 259.
Signed by President, 270.

House Bill No. 570—

House Bill No. 570. A Bill for an Act authorizing an easement over certain property owned by the state of North Dakota and under the control of the board of higher education to the city of Valley City for the construction of power transmission lines, and to repeal chapter 144 of the 1959 Session Laws authorizing the board of higher education to lease property to the Valley City Development Corporation.

Received from House, 97.
First reading, referred to Committee on
State and Federal Government, 106.
Reported back, do pass, 240.
Placed at foot of calendar, 288, 316.
Second reading and final passage, 331.
To House, 347, 373.
Returned to Senate, Signed by Speaker, 357.
Signed by President, 371.

House Bill No. 572—

House Bill No. 572. A Bill for an Act to provide that any municipality or political subdivision thereof may enter into agreements with one another or with the county in which they are located for joint or cooperative projects.

Received from House, 106.
First reading, referred to Committee on
Political Subdivisions, 114.
Reported back, do pass, 649.
Second reading and final passage, 718.
To House, 758, 803.
Returned to Senate, Signed by Speaker, 786.
Signed by President, 802.

House Bill No. 574—

House Bill No. 574. A Bill for an Act providing for the licensing and regulation of funeral establishments, and providing a penalty.

Received from House, 216.
First reading, referred to Committee on

Industry, Business and Labor, 241.
Reported back, do pass, 629.
Second reading and final passage, 671.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 575—

House Bill No. 575. A Bill for an Act to amend and re-enact Section 26-17-10 of the North Dakota Century Code, relating to foreign insurance and surety companies.

Received from House, 106.
First reading, referred to Committee on
Industry, Business and Labor, 114.
Reported back, do pass, 629.
Second reading and final passage, 672.
Clincher, Lost, 672.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 576—

House Bill No. 576. A Bill for an Act to amend and re-enact subsection 1 of section 43-12-25, sections 43-12-26, 43-12-28, 43-12-29, subsection 3 of section 43-12-30, and section 43-12-31 of the North Dakota Century Code, providing that a requirement in obtaining a nursing scholarship shall be the need of the recipient and that such recipient shall serve in a North Dakota hospital or institution for two years after completion of the nursing education.

Received from House, 259.
First reading, referred to Committee on
Social Welfare and Veterans Affairs, 270.
Reported back, amended, 688.
Amendments adopted, 709.
Second reading and final passage, 779.
To House, 814, amended, 960.
House concurs, 871.
Returned to Senate, Signed by Speaker, 940.
Signed by President, 960.

House Bill No. 577—

House Bill No. 577. A Bill for an Act to amend and re-enact section 6-05-15.1 of the North Dakota Century Code relating to the commingling of trust funds.

Received from House, 154.
First reading, referred to Committee on
Judiciary, 171.
Reported back, do pass, 629.
Second reading and final passage, 673.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 578—

House Bill No. 578. A Bill for an Act to amend and reenact section 31-08-01.1 of the North Dakota Century Code, relating to the admissibility of photographic copies of business and public records into evidence.

Received from House, 154.
First reading, referred to Committee on
Judiciary, 171.
Reported back, do pass, 629.
Second reading and final passage, 673.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 580—

House Bill No. 580. A Bill for an Act to create and enact section 25-09-11 of the North Dakota Century Code; and to amend and reenact sections 25-09-02 and 25-09-03 of the North Dakota Century Code, relating to expenses of care and treatment at the Grafton state school and its auxiliary units, and providing for the reduction of and limitations upon claims for the expense of care and treatment at such institution.

Received from House, 244.
First reading, referred to Committee on
State and Federal Government, 261.
Reported back, do pass, 855.
Rules suspended, placed on calendar, 865.
Second reading and final passage, 869, 1119.
Placed at foot of calendar, 869, 901, 914, 956.
Amended, 1118.
Rules suspended, placed on second reading and final passage, 1119.
Clincher, 1119.
To House, 1123, amended, 1179.
House concurs, 1129.
Returned to Senate, Signed by Speaker, 1158.
Signed by President, 1179.

House Bill No. 582—

House Bill No. 582. A Bill for an Act to create and enact subsection 9 of section 18-12-06 and to amend and reenact section 18-12-12 of the North Dakota Century Code Supplement, relating to fire protection requirements for school buildings, and declaring an emergency.

Received from House, 154.
First reading, referred to Committee on
Social Welfare and Veterans Affairs, 172.
Reported back, do pass, 688.
Second reading and final passage, emergency clause carried, 764, 816.
Laid over one legislative day, 764.
Clincher, 841.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 583—

House Bill No. 583. A Bill for an Act authorizing the board of administration to convey certain described lands belonging to the state of North Dakota.

Received from House, 174.
 First reading, referred to Committee on State and Federal Government, 186.
 Reported back, do pass, 601.
 Second reading and final passage, 619.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 661.
 Signed by President, 664.

House Bill No. 584—

House Bill No. 584. A Bill for an Act to amend and reenact Section 15-34-19 of the North Dakota Century Code, relating to qualifications of school bus drivers.

Received from House, 97.
 First reading, referred to Committee on Education, 106.
 Reported back, do pass, 614.
 Second reading and final passage, 668.
 To House, 701, 742.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 592—

House Bill No. 592. A Bill for an Act to amend and reenact Section 15-47-13 of the 1961 Supplement to the North Dakota Century Code, relating to school census and reporting, and declaring an emergency.

Received from House, 197.
 First reading, referred to Committee on Education, 218.
 Reported back, do pass, 615.
 Second reading and final passage, emergency clause carried, 669.
 To House, 701, 742.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 593—

House Bill No. 593. A Bill for an Act to repeal Section 15-36-06 of the North Dakota Century Code, relating to teachers' special certificates.

Received from House, 174.
 First reading, referred to Committee on Education, 186.
 Reported back, indefinitely postponed, 615.
 To House, indefinitely postponed, 646.

House Bill No. 594—

House Bill No. 594. A Bill for an Act to repeal section 15-06-21 of the North Dakota Century Code, relating to

school lands withdrawn from sale except for park purposes.

Received from House, 197.
 First reading, referred to Committee on
 Agriculture, 218.
 Reported back, do pass, 637.
 Second reading and final passage, 699.
 To House, 726, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 596—

House Bill No. 596. A Bill for an Act to amend and re-enact subsection 1 of section 34-07-16 of the North Dakota Century Code relating to prohibited employments and occupations of minors.

Received from House, 369.
 First reading, referred to Committee on
 Industry, Business and Labor, 377.
 Reported back, do pass, 629.
 Second reading and final passage, 673.
 To House, 701, 742.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 598—

House Bill No. 598. A Bill for an Act to create and enact sections 40-07-11.1, 40-16-10, and 58-07-05 of the North Dakota Century Code, relating to the destruction of city, village, county, and township records.

Received from House, 174.
 First reading, referred to Committee on
 Political Subdivisions, 186.
 Reported back, amended, 629, 630.
 Amendments adopted, 654.
 Second reading and final passage, 737.
 To House, 758, amended, 829.
 House concurs, 787.
 Returned to Senate, Signed by Speaker, 804.
 Signed by President, 829.

House Bill No. 599—

House Bill No. 599. A Bill for an Act to amend and re-enact section 15-28-02 of the North Dakota Century Code Supplement, relating to the membership of a school board.

Received from House, 555.
 First reading, referred to Committee on
 Education, 588.
 Reported back, do pass, 855.
 Rules suspended, placed on calendar, 865.
 Second reading and final passage, 869.
 Clincher, 869.
 To House, 881, 960.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 600—

House Bill No. 600. A Bill for an Act to create and enact section 15-53-14.1 of the North Dakota Century Code, relating to an election for the purpose of reorganizing by consolidation of two or more previously reorganized school districts, and declaring an emergency.

Received from House, 555.
First reading, referred to Committee on Education, 588.
Reported back, amended, 855.
Amendments adopted, 911.
Rules suspended, placed on calendar for second reading and final passage, 913.
Second reading and final passage, emergency clause carried, 916.
Clincher, 916.
To House, 927, amended, 1073.
House concurs, 942.
Returned to Senate, Signed by Speaker, 1030.
Signed by President, 1073.

House Bill No. 601—

House Bill No. 601. A Bill for an Act to provide for the transfer of certain designated county funds to the county general fund and to repeal chapter 50-04 of the North Dakota Century Code, relating to county poor asylums.

Received from House, 174.
First reading, referred to Committee on State and Federal Government, 186.
Reported back, do pass, 601.
Second reading and final passage, 620.
To House, 646, 666.
Returned to Senate, Signed by Speaker, 661.
Signed by President, 664.

House Bill No. 602—

House Bill No. 602. A Bill for an Act to amend and re-enact Section 15-34-07 of the North Dakota Century Code, relating to absence from public schools for religious instructions.

Received from House, 388.
First reading, referred to Committee on Education, 420.
Reported back, amended, 774.
Amended, 806.
Amendments adopted, 806, 911.
Re-referred to Committee on Education, 807.
Reported back, amended, 856.
Amended, 911.
Rules suspended, placed on calendar for second reading and final passage, 913.
Placed at foot of calendar, 914.
Second reading and final passage, Lost, 975.
Clincher, 975.
To House, indefinitely postponed, 975.

House Bill No. 603—

House Bill No. 603. A Bill for an Act making an appropriation to the State Department of Health to develop and maintain a research and study program for industrial wastes.

Received from House, 316.
First reading, referred to Committee on Appropriations, 328.
Reported back, do pass, 649.
Second reading and final passage, 719.
To House, 758, 803.
Returned to Senate, Signed by Speaker, 786.
Signed by President, 802.

House Bill No. 604—

House Bill No. 604. A Bill for an Act to create and enact subsection 71 of Section 40-05-01 of the North Dakota Century Code relating to the destruction of noxious weeds in municipalities, and to repeal sections 63-01-14 and 63-01-15 relating to the destruction of noxious weeds in municipalities.

Received from House, 388.
First reading, referred to Committee on Political Subdivisions, 420.
Reported back, do pass, 607.
Second reading and final passage, 640.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 605—

House Bill No. 605. A Bill for an Act to amend and reenact section 52-01-03 of the North Dakota Century Code, authorizing the unemployment compensation division of the North Dakota workmen's compensation bureau to provide state and county welfare boards with information on recipients of state or county welfare funds.

Received from House, 174.
First reading, referred to Committee on Social Welfare and Veterans Affairs, 187.
Reported back, indefinitely postponed, 688.
To House, indefinitely postponed, 726.

House Bill No. 606—

House Bill No. 606. A Bill for an Act to amend and reenact section 27-12-04 and section 27-12-06 of the North Dakota Century Code relating to moneys payable from the state bar fund to the state bar association and method of expenditures of association's funds and annual report of receipts and disbursements, and declaring an emergency.

Received from House, 174.
First reading, referred to Committee on Judiciary, 187.

Reported back, amended, 649.
 Amendments adopted, 664.
 Second reading and final passage, emergency clause carried, 759.
 To House, 787, amended, 949.
 House concurs,, 827.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 949.

House Bill No. 607—

House Bill No. 607. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code relating to annual licenses to practice law — requirement — issuance — fees.

Received from House, 124.
 First reading, referred to Committee on
 Judiciary, 140.
 Reported back, amended, 650.
 Amendments adopted, 664.
 Second reading and final passage, 760.
 To House, 787, amended, 949.
 House concurs, 827.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 949.

House Bill No. 608—

House Bill No. 608. A Bill for an Act to provide for the taxing of mobile homes, sleeping trailers, and camping trailers in lieu of any personal property taxes thereon, providing for the collection and disbursement of such license fees, and providing penalties.

Received from House, 451.
 First reading, referred to Committee on
 Transportation, 457.
 Reported back, amended, 856.
 Amendments adopted, 911.
 Rules suspended, placed on calendar for second reading
 and final passage, 913.
 Second reading and final passage, 916.
 Clincher, 916.
 To House, 927, amended, 1073.
 House concurs, 942.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1073.

House Bill No. 609—

House Bill No. 609. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to tuition fees charged nonresident students and providing for exceptions.

Received from House, 174.
 First reading, referred to Committee on
 Education, 187.
 Reported back, do pass, 615.

Second reading and final passage, 669, 844.
 Re-referred to Committee on Education, 669.
 Reported back, amended, 774, 775.
 Amendments adopted, 807.
 Clincher, 845.
 To House, 866, amended, 987.
 House concurs, 938.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 612—

House Bill No. 612. A Bill for an Act to amend and reenact subsections 3 and 4 of section 15-35-02 of the North Dakota Century Code, relating to the construction of school buildings, and declaring an emergency.

Received from House, 244.
 First reading, referred to Committee on Education, 261.
 Reported back, amended, 856.
 Amendments adopted, 912.
 Rules suspended, placed on calendar for second reading and final passage, 913.
 Second reading and final passage, emergency clause carried, 917.
 To House, 927, amended, 1073.
 House concurs, 942.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1073.

House Bill No. 613—

House Bill No. 613. A Bill for an Act to amend and reenact section 15-39-15 of the North Dakota Century Code, relating to the payment of teachers' insurance and retirement assessments.

Received from House, 316.
 First reading, referred to Committee on Education, 328.
 Reported back, amended, 892.
 Amendments adopted, 976.
 Rules suspended, placed on sixth order, 976.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 976.
 Second reading and final passage, 977.
 Clincher, 977.
 To House, 985, amended, 1073.
 House concurs, 993.
 Returned to Senate, Signed by Speaker, 1029.
 Signed by President, 1072.

House Bill No. 618—

House Bill No. 618. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such bonds for the purpose of constructing revenue-producing buildings at

institutions of higher learning in this state, and declaring an emergency.

Received from House, 289.
 First reading, referred to Committee on Education, 305.
 Reported back, amended, 775.
 Amendments adopted, 807.
 Second reading and final passage, emergency clause Lost, 845.
 Clincher, 845.
 To House, 866, amended, 987.
 House concurs, 938.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 619—

House Bill No. 619. A Bill for an Act to amend and re-enact section 27-11-17 of the North Dakota Century Code, relating to fees payable by all applicants for admission to bar and disposition of fees.

Received from House, 179.
 First reading, referred to Committee on Judiciary, 218.
 Reported back, do pass, 631.
 Second reading and final passage, 674.
 To House, 701, 742.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 620—

House Bill No. 620. A Bill for an Act to create and enact sub-section 6 of section 27-11-25 of the North Dakota Century Code relating to attorneys admitted to bar in other states admitted without examination.

Received from House, 179.
 First reading, referred to Committee on Judiciary, 218.
 Reported back, do pass, 631.
 Second reading and final passage, 674.
 To House, 701, 742.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 621—

House Bill No. 621. A Bill for an Act to repeal Section 24-01-38 of the North Dakota Century Code relating to the rental of the Great Northern Railway bridge across the Yellowstone River.

Received from House, 216.
 First reading, referred to Committee on Transportation, 241.
 Reported back, do pass, 650.
 Second reading and final passage, 719.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 622—

House Bill No. 622. A Bill for an Act to amend and reenact sections 4-13-05 and 4-13-07 of the North Dakota Century Code relating to the composition of the poultry improvement board and their expenses.

Received from House, 216.
 First reading, referred to Committee on
 Agriculture, 241.
 Reported back, amended, 631.
 Amendments adopted, 654.
 Second reading and final passage, 737.
 To House, 758, amended, 829.
 House concurs, 787.
 Returned to Senate, Signed by Speaker, 804.
 Signed by President, 829.

House Bill No. 624—

House Bill No. 624. A Bill for an Act to provide scholarships in any institution of higher learning within North Dakota for residents of Indian blood and providing qualifications therefor, and making an appropriation.

Received from House, 388.
 First reading, referred to Committee on
 Education, 420.
 Reported back, amended, 631.
 Amendments adopted, 654.
 Re-referred to Committee on Appropriations, 654.
 Reported back, do pass, 782.
 Second reading and final passage, 839.
 Clincher, 839.
 To House, 849, amended, 987.
 House concurs, 923.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 625—

House Bill No. 625. A Bill for an Act to amend and reenact sections 26-22-11, 26-22-18, 26-22-21, 26-22-23, 26-22-24, 26-22-30, 26-22-32, 26-22-44, and 26-22-52 of the North Dakota Century Code, relating to crops insurable for hail insurance, applications for hail insurance, amount of indemnity and when losses allowed, additional insurance, zones and districts in which hail indemnity tax to be levied and the rates thereof, duties of commissioner of insurance, county auditors, and county treasurers; and notice and payment of loss, and declaring an emergency.

Received from House, 316.
 First reading, referred to Committee on
 Industry, Business and Labor, 328.
 Reported back, do pass, 631.
 Second reading and final passage, 675, 700.
 Placed at foot of calendar, 675.
 To House, 726, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 627—

House Bill No. 627. A Bill for an Act to make an appropriation to the state historical society for the construction of an addition to the Pembina State Museum.

Received from House, 197.
First reading, referred to Committee on Appropriations, 218.
Reported back, do pass, 782.
Second reading and final passage, 839.
Clincher, 839.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 628—

House Bill No. 628. A Bill for an Act to amend and reenact section 39-04-36 of the North Dakota Century Code relating to the transfer of registration and number plates to provide for such transfer in certain instances.

Received from House, 555.
First reading, referred to Committee on Transportation, 588.
Reported back, amended, 857.
Amendments adopted, 912.
Rules suspended, placed on calendar for second reading and final passage, 913.
Second reading and final passage, 917.
Clincher, 918.
To House, 927, amended, 1073.
House concurs, 942.
Returned to Senate, Signed by Speaker, 1030.
Signed by President, 1073.

House Bill No. 629—

House Bill No. 629. A Bill for an Act to amend and reenact sections 39-04-14 and 39-14-15 and to create and enact section 39-04-15.1 of the North Dakota Century Code relating to the registration of motor vehicles and providing for the installment registration of vehicles with a gross weight in excess of forty thousand pounds and providing a penalty.

Received from House, 369.
First reading, referred to Committee on Transportation, 378.
Reported back, do pass, 689.
Second reading and final passage, 764.
To House, 787, 832.
Returned to Senate, Signed by Speaker, 831.
Signed by President, 832.

House Bill No. 630—

House Bill No. 630. A Bill for an Act to amend and reenact subsection 7 of section 4-27-05 and section 4-27-06 of

the North Dakota Century Code, relating to dairy products promotion.

Received from House, 197.
First reading, referred to Committee on
Agriculture, 218.
Reported back, do pass, 632.
Second reading and final passage, 675, 676.
Clincher, Lost, 676.
To House, 701, 771.
Returned to Senate, Signed by Speaker, 745.
Signed by President, 770.

House Bill No. 632—

House Bill No. 632. A Bill for an Act to amend and reenact sections 19-06-01, 19-06-02, 19-06-03, 19-06-04, 19-06-05, and 19-06-06 of the North Dakota Century Code, relating to the licensing of imitation ice cream dealers and manufacturers, making an appropriation and declaring an emergency.

Received from House, 369.
First reading, referred to Committee on
Industry, Business and Labor, 378.
Reported back, 729.
Re-referred to Committee on Appropriations, 730.
Reported back, do pass, 782.
Second reading and final passage, emergency clause carried, 840.
Clincher, 840.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 633—

House Bill No. 633. A Bill for an Act to amend and reenact section 26-15-24 of the North Dakota Century Code, relating to county mutual fire and lightning insurance companies.

Received from House, 197.
First reading, referred to Committee on
Industry, Business and Labor, 218.
Reported back, do pass, 523.
Second reading and final passage, 611.
To House, 646, 666.
Returned to Senate, Signed by Speaker, 661.
Signed by President, 664.

House Bill No. 634—

House Bill No. 634. A Bill for an Act to make an appropriation to the North Dakota soldiers' home at Lisbon to meet a deficiency, and to declare an emergency.

Received from House, 179.
First reading, referred to Committee on
Appropriations, 218.

Second reading and final passage, emergency clause carried, 641.

To House, 665, 727.

Returned to Senate, Signed by Speaker, 693.

Signed by President, 705.

House Bill No. 635—

House Bill No. 635. A Bill for an Act to amend and reenact Section 6-01-21.2 of the North Dakota Century Code relating to examinations, fees, alternative audits, of municipal agencies, park boards and school districts.

Received from House, 289.

First reading, referred to Committee on

State and Federal Government, 305.

Reported back, do pass, 601.

Second reading and final passage, 620, 627.

Placed at foot of calendar, 620.

To House, 646, 666.

Returned to Senate, Signed by Speaker, 661.

Signed by President, 664.

House Bill No. 639—

House Bill No. 639. A Bill for an Act to provide for the payment by a condemnor, or prospective condemnor, of the actual cost of moving personal property located on the property taken, or to be taken, at the time of taking of the real estate or possession thereof, and providing for a judicial determination of disputes as to moving expenses.

Received from House, 555.

First reading, referred to Committee on

Judiciary, 588.

Reported back, amended, 813.

Amendments adopted, 864.

Rules suspended, placed on calendar, 865.

Second reading and final passage, 880.

Clincher, 880.

To House, 882, amended, 987.

House concurs, 938.

Returned to Senate, Signed by Speaker, 961.

Signed by President, 987.

House Bill No. 640—

House Bill No. 640. A Bill for an Act to amend and reenact Section 15-27-02 of the 1961 Supplement of the North Dakota Century Code, relating to corporate powers and corporate name of a public school district.

Received from House, 179.

First reading, referred to Committee on

Judiciary, 219.

Reported back, do pass, 650.

Second reading and final passage, 719.

To House, 758, 803.

Returned to Senate, Signed by Speaker, 786.

Signed by President, 802.

House Bill No. 641—

House Bill No. 641. A Bill for an Act to amend and reenact section 15-34-12 of the North Dakota Century Code Supplement relating to school boards of school districts furnishing vehicular transportation to any of its schools.

Received from House, 174.
First reading, referred to Committee on Education, 187.
Reported back, do pass, 775.
Second reading and final passage, 820.
Clincher, 841.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 643—

House Bill No. 643. A Bill for an Act to amend and reenact sections 24-05-02, 24-08-01, and 24-08-02 of the North Dakota Century Code, relating to the authority of the board of county commissioners to expend county road funds for construction and maintenance of highways and bridges.

Received from House, 279.
First reading, referred to Committee on Political Subdivisions, 286.
Reported back, indefinitely postponed, 650.
To House, indefinitely postponed, 702.

House Bill No. 644—

House Bill No. 644. A Bill for an Act to provide for the transfer of funds from the general fund to the state equalization fund, and for the repayment thereof, and declaring an emergency.

Received from House, 174.
First reading, referred to Committee on Appropriations, 187.
Reported back, do pass, 632.
Placed at head of calendar, 637.
Second reading and final passage, emergency clause carried, 638.
Clincher, 638.
To House, 646, 666.
Returned to Senate, Signed by Speaker, 662.
Signed by President, 664.

House Bill No. 645—

House Bill No. 645. A Bill for an Act making an appropriation to the Yellowstone-Missouri-Fort Union Commission in accordance with chapter 55-06 of the North Dakota Century Code.

Received from House, 197.
First reading, referred to Committee on Appropriations, 219.

Reported back, do pass, 608.
Second reading and final passage, 641.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 646—

House Bill No. 646. A Bill for an Act to require the revocation of motor vehicle operators' licenses and motor vehicle registration in certain instances where motor vehicle law violations are committed by operators under the age of eighteen.

Received from House, 369.
First reading, referred to Committee on
Transportation, 378.
Reported back, indefinitely postponed, 650.
To House, indefinitely postponed, 702.

House Bill No. 647—

House Bill No. 647. A Bill for an Act to amend and reenact section 43-05-01 of the North Dakota Century Code, relating to "chiropractors" or those engaged in practicing chiropraxy.

Received from House, 216.
First reading, referred to Committee on
Industry, Business and Labor, 241.
Reported back, do pass, 632.
Second reading and final passage, 676.
To House, 701, 742.
Returned to Senate, Signed by Speaker, 741.
Signed by President, 742.

House Bill No. 648—

House Bill No. 648. A Bill for an Act to create and enact chapter 57-38.1 and to amend and reenact sections 57-35-04, 57-35-13, 57-35.1-02, 57-35.1-06, subsections 1, 6, and 8 of section 57-38-01, subsection 5 of section 57-38-04, section 57-38-10, subsection 4 of section 57-38-17, sections 57-38-21, 57-38-22.1, subsection 2 of section 57-38-38, subsection 1 of section 57-38-42, section 57-38-44, and subsection 4 of section 57-38-45 of the North Dakota Century Code, relating to the rate of tax upon banks, trust companies, and building and loan associations, and imposing a franchise tax upon corporations measured by their net income, providing for the taxation of corporate dividends, providing for the administration of such tax, providing penalties for delinquencies and violations, and providing an effective date; and to repeal subsections 3 and 4 of section 57-38-01, sections 57-38-09, 57-38-11, 57-38-12, 57-38-13, 57-38-14, 57-38-15.1, 57-38-15.2, subsections 2 and 6 of section 57-38-15.3, and sections 57-38-16, 57-38-19, 57-38-22, 57-38-30, and 57-38-32 of the North Dakota Century Code, relating to the imposition of an income tax upon corpora-

tions, providing for the administration thereof, providing penalties, and providing an effective date.

Received from House, 585.
 First reading, referred to Committee on
 Finance and Taxation, 588.
 Reported back, amended, 893, 895.
 Amendments adopted, 1077.
 Rules suspended, placed on second reading and final passage, as amended, 1077.
 Second reading and final passage, 1079.
 Clincher, 1079.
 To House, 1081, amended.
 House does not concur, 1099.
 Conference Committee, House, 1099.
 Conference Committee, Senate, 1099.
 Change in Committee, 1104.
 Conference Committee report adopted, Senate, 1150.
 House refused to adopt the Conference Committee report and laid Bill on Table, 1115.

House Bill No. 649—

House Bill No. 649. A Bill for an Act authorizing action by competitive contractors to require public bodies to comply with the statutes of this state authorizing the letting of public contracts.

Received from House, 388.
 First reading, referred to Committee on
 Political Subdivisions, 420.
 Reported back, indefinitely postponed, 632.
 To House, indefinitely postponed, 665.

House Bill No. 650—

House Bill No. 650. A Bill for an Act to require calfhood vaccination of certain dairy and beef cattle against brucellosis, and providing a penalty for violation of this Act.

Received from House, 451.
 First reading, referred to Committee on
 Agriculture, 457.
 Reported back, do pass, 632, 650.
 Second reading and final passage, 677.
 To House, 701, 742.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 651—

House Bill No. 651. A Bill for an Act creating a state planning agency in the office the director of economic development who shall be director of state planning; creating a state planning fund; providing for assistance to the state director of planning; authorizing regional and metropolitan planning commissions; establishing powers and duties of such office, director, and commissions and providing for acceptance of federal aid.

Received from House, 259.
 First reading, referred to Committee on

State and Federal Government, 270.
 Reported back, do pass, 601.
 Re-referred to Committee on State and Federal Govern-
 ment, 621.
 Reported back, amended, 746.
 Amendments adopted, 777.
 Second reading and final passage, 825, 901.
 Amended, 825.
 Rules suspended, placed on calendar, 900.
 Clincher, 902.
 To House, 922, amended, 987.
 House concurs, 938.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 652—

House Bill No. 652. A Bill for an Act relating to payment and collection of wages for labor; requiring semi-monthly payments; providing for separation of employees from payroll; imposing certain conditions in event of industrial disputes; requiring the prompt payments of wages conceded to be due; prohibiting contracts waiving the terms of this Act; making principal contractor liable for payroll of sub-contractor; placing responsibility for enforcement of this Act; granting the commissioner of agriculture and labor and his deputy certain powers and imposing certain duties; generally providing for the enforcement of this Act; fixing penalties for violations; permitting assignment of claims for wages to the commissioner; imposing upon the commissioner of agriculture and labor and his deputy the duty to prosecute actions; fixing costs to be paid, charged and collected; providing for power to promulgate regulations.

Received from House, 523.
 First reading, referred to Committee on
 Industry, Business and Labor, 524.
 Reported back, do pass, 730.
 Motion to refer to Committee, Lost, 783.
 Placed at foot of calendar, 783.
 Second reading and final passage, 783.
 Motion to amend, Lost, 819.
 Motion to indefinitely postpone, 819.
 Clincher, 819.
 To House, indefinitely postponed, 826.

House Bill No. 653—

House Bill No. 653. A Bill for an Act to amend and re-enact section 54-03-01 of the North Dakota Century Code, relating to the apportionment of the state house of representatives, and providing that such house shall consist of one hundred and nine members.

Received from House, 174.
 First reading, referred to Committee on
 Political Subdivisions, 187.
 Motion to return to Senate, Lost, 187.
 Reported back, amended, 689.
 Amendments adopted, 709.

Placed at foot of calendar, 780.
Motion to amend, 780.
Second reading and final passage, 780, 815.
Amended, 815.
Rules suspended, placed on calendar for second reading and final passage, as amended by Senate, 815.
Clincher, 815.
To House, 826, 948.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 948.

House Bill No. 654—

House Bill No. 654. A Bill for an Act to amend and reenact sections 44-06-01, 44-06-02, 44-06-04, and 44-06-13 of the North Dakota Century Code to provide for the appointment and removal of notaries public by the secretary of state instead of by the governor.

Received from House, 179.
First reading, referred to Committee on
Judiciary, 219.
Reported back, do pass, 650.
Second reading and final passage, 720.
To House, 758, 803.
Returned to Senate, Signed by Speaker, 786.
Signed by President, 802.

House Bill No. 656—

House Bill No. 656. A Bill for an Act providing for Theodore Roosevelt Rough Rider Awards, selection of award recipients, and making an appropriation.

Received from House, 279.
First reading, referred to Committee on
Appropriations, 286.
Reported back, do pass, 608.
Second reading and final passage, 641.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 657—

House Bill No. 657. A Bill for an Act to amend and reenact sections 43-09-01, 43-09-02, 43-09-05, 43-09-09, 43-09-11, 43-09-16, and 43-09-22 of the North Dakota Century Code relating to the state electrical board and the licensing of electricians.

Received from House, 451.
First reading, referred to Committee on
Industry, Business and Labor, 458.
Reported back, amended, 805.
Amendments adopted, 863.
Rules suspended, placed on calendar, 865.
Second reading and final passage, indefinitely postponed,
877.
Clincher, 901.
To House, indefinitely postponed, 922.

House Bill No. 658—

House Bill No. 658. A Bill for an Act to amend and re-enact section 15-03-08 of the North Dakota Century Code to provide that in the making of Board of University and School Lands farm loans, the land commissioner rather than the county treasurer shall obtain and file releases, ascertain amounts of fees, disburse funds and forward all abstracts and other instruments in connection therewith to the state treasurer.

Received from House, 316.
 First reading, referred to Committee on
 State and Federal Government, 328.
 Reported back, do pass, 601.
 Second reading and final passage, 621.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 662.
 Signed by President, 664.

House Bill No. 659—

House Bill No. 659. A Bill for an Act to amend and re-enact section 27-16-03 of the North Dakota Century Code, relating to compensation of juvenile commissioners.

Received from House, 357.
 First reading, referred to Committee on
 Political Subdivisions, 375.
 Reported back, do pass, 608.
 Second reading and final passage, 642.
 To House, 665, 727.
 Returned to Senate, Signed by Speaker, 693.
 Signed by President, 705.

House Bill No. 660—

House Bill No. 660. A Bill for an Act to amend and re-enact section 20-10-01 of the North Dakota Century Code, relating to the disposition of game and fish unlawfully taken, and to repeal sections 20-10-03, 20-10-04, and 20-10-05 of the North Dakota Century Code, relating to the confiscation and disposition of game and fish unlawfully taken and the equipment used in taking same.

Received from House, 388.
 First reading, referred to Committee on
 Natural Resources, 421.
 Reported back, indefinitely postponed, 746, 747.
 To House, indefinitely postponed, 787.

House Bill No. 662—

House Bill No. 662. A Bill for an Act to amend and re-enact sections 65-05-09, 65-05-11, 65-10-01, and 65-10-03 of the North Dakota Century Code, relating to the amount of workmen's compensation benefits and appeals from decisions of the workmen's compensation bureau.

Received from House, 555.
 First reading, referred to Committee on

Industry, Business and Labor, 588.
 Reported back, amended, 895.
 Rules suspended, placed on sixth order, 976.
 Amendments adopted, 977.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 977.
 Second reading and final passage, 977.
 Clincher, 977.
 To House, 985, amended, 1075.
 House concurs, 993.
 Returned to Senate, Signed by Speaker, 1075.
 Signed by President, 1075.

House Bill No. 664—

House Bill No. 664. A Bill for an Act to amend and reenact Section 40-22-37 and Section 40-28-10 of the North Dakota Century Code relating to progress payments to contractors by municipalities.

Received from House, 197.
 First reading, referred to Committee on Industry, Business and Labor, 219.
 Reported back, amended, 524.
 Amendments adopted, 602.
 Second reading and final passage, 621.
 To House, 646, amended, 727.
 House concurs, 666.
 Returned to Senate, Signed by Speaker, 693.
 Signed by President, 705.

House Bill No. 666—

House Bill No. 666. A Bill for an Act to amend and reenact section 15-03-07 of the North Dakota Century Code to authorize loans to legal entities and to remove present limits of amount and valuation on farm loans made by the Board of University and School Lands of the State of North Dakota.

Received from House, 316.
 First reading, referred to Committee on State and Federal Government, 328.
 Reported back, do pass, 608.
 Second reading and final passage, 642.
 To House, 665, 727.
 Returned to Senate, Signed by Speaker, 693.
 Signed by President, 705.

House Bill No. 667—

House Bill No. 667. A Bill for an Act to amend and reenact section 15-06-27 of the North Dakota Century Code relating to granting discretion as to re-sale of tracts of board of university and school land during public auction and changing penalty for violation of section.

Received from House, 316.
 First reading, referred to Committee on State and Federal Government, 628.

Reported back, do pass, 608.
Second reading and final passage, 643.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 668—

House Bill No. 668. A Bill for an Act to amend and reenact section 15-08-13 of the North Dakota Century Code to limit the period of redemption subsequent to cancellation of Board of University and School Lands contracts for sale of land, to one year, to limit the period of redemption subsequent to foreclosure of Board of University and School Land mortgages to one year, eliminating the right of the Board of University and School Lands to cut off such redemption rights by resale of such lands and to make such provisions retroactive, one year after the effective date of this act.

Received from House, 316.
First reading, referred to Committee on
State and Federal Government, 329.
Reported back, do pass, 608.
Second reading and final passage, 643, 644.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 669—

House Bill No. 669. A Bill for an Act to amend and reenact Section 24-01-42 of the North Dakota Century Code relating to the construction of utility facilities adjacent to state and county highway right of way.

Received from House, 216.
First reading, referred to Committee on
Transportation, 242.
Reported back, do pass, 651.
Second reading and final passage, 721.
To House, 758, 803.
Returned to Senate, Signed by Speaker, 786.
Signed by President, 802.

House Bill No. 670—

House Bill No. 670. A Bill for an Act to amend and reenact section 20-05-05 of the North Dakota Century Code, relating to required clothing for hunters.

Received from House, 244.
First reading, referred to Committee on
Natural Resources, 261.
Reported back, do pass, 651.
Second reading and final passage, 721.
To House, 758, 803.
Returned to Senate, Signed by Speaker, 786.
Signed by President, 802.

House Bill No. 671—

House Bill No. 671. A Bill for an Act to amend and reenact sections 5-01-13, 5-05-14 and 54-12-12 and to repeal section 5-02-09 of the North Dakota Century Code relating to certain days and times when the sale or consumption of alcoholic beverages is prohibited and fees and expenses for witnesses subpoenaed for liquor hearings and salary limits for the state inspector, his deputies, and the chief clerk.

Received from House, 388.
First reading, referred to Committee on
Judiciary, 421.
Reported back, amended, 813.
Amendments adopted, 864.
Rules suspended, placed on calendar, 865.
Second reading and final passage, 881, 954.
Clincher, 881.
To House, 882, amended.
House does not concur, 938.
Conference Committee, House, 938.
Conference Committee, Senate, 941.
Conference Committee report adopted, Senate, 953.
Rules suspended, placed on second reading and final passage, as amended in Conference Committee, 954.
Conference Committee report not adopted, House, 967.
Conference Committee, House, 967.
Conference Committee, Senate, 1081.
Conference Committee report adopted, Senate, 1081.
Conference Committee report not adopted, House, 1097.
Bill laid on table, 1097.

House Bill No. 673—

House Bill No. 673. A Bill for an Act amending and reenacting Section 40-50-04 of the North Dakota Century Code relating to certifying and recording of a plat or map in municipalities.

Received from House, 279.
First reading, referred to Committee on
Political Subdivisions, 286.
Reported back, do pass, 608.
Second reading and final passage, 644.
To House, 665, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 674—

House Bill No. 674. A Bill for an Act to amend and reenact Section 11-01-10 of the North Dakota Century Code relating to the name and boundaries of Cass County.

Received from House, 279.
First reading, referred to Committee on
Political Subdivisions, 286.
Reported back, do pass, 651.
Second reading and final passage, 722.
To House, 758, 803.
Returned to Senate, Signed by Speaker, 786.
Signed by President, 802.

House Bill No. 675—

House Bill No. 675. A Bill for an Act requiring all state offices, departments, and agencies located in the state capitol to be open certain minimum hours.

Received from House, 244, 1061.
 First reading, referred to Committee on State and Federal Government, 261.
 Reported back, amended, 751.
 Amendments adopted, 783.
 Second reading and final passage, 831, 1044, 1082.
 Clincher, 841.
 To House, 849, amended.
 House does not concur, 923.
 Conference Committee, House, 923.
 Conference Committee, Senate, 926.
 Conference Committee report adopted, Senate, 1044.
 Amended, 1044.
 Rules suspended, placed on second reading and final passage, as amended in Conference Committee, 1044, 1082.
 Conference Committee report adopted, House, 1053.
 Conference Committee, House, 1053.
 Motion to request Bill returned from House, 1055, 1057.
 Conference Committee, Senate, 1061.
 Motion to reconsider, 1061.
 Motion to reconsider Conference Committee action, 1061.
 House does not concur, 1061.
 Conference Committee report adopted, Senate, 1082.
 Amended, 1082.
 House refused to adopt, 1096.
 Bill laid on table, 1096.

House Bill No. 678—

House Bill No. 678. A Bill for an Act to provide for a state game and fish advisory board, prescribing its duties, powers and compensation.

Received from House, 555.
 First reading, referred to Committee on Natural Resources, 589.
 Re-referred to Committee on Natural Resources, 678.
 Reported back, indefinitely postponed, 751.
 Motion to place on calendar, Lost, 751.
 Motion to reconsider, Prevailed, 768.
 Reported back, amended, 857.
 Amendments adopted, 912.
 Rules suspended, placed on calendar for second reading and final passage, 913.
 Second reading and final passage, 918.
 Clincher, 918.
 To House, 927, amended, 1073.
 House concurs, 982.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1072.

House Bill No. 681—

House Bill No. 681. A Bill for an Act to amend and reenact sections 39-06-07, 39-06-15, and 39-06-19 of the

North Dakota Century Code, relating to the licensing of motor vehicle operators and to provide an effective date.

Received from House, 388.
 First reading, referred to Committee on Transportation, 421.
 Reported back, do pass, 651.
 Second reading and final passage, 722.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 682—

House Bill No. 682. A Bill for an Act to amend and reenact section 16-04-04 of the North Dakota Century Code, relating to the filing of nominating petitions of candidates for county and legislative office.

Received from House, 279.
 First reading, referred to Committee on Judiciary, 286.
 Reported back, do pass, 651.
 Second reading and final passage, 723.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 684—

House Bill No. 684. A Bill for an Act to amend and reenact section 39-12-21 of the North Dakota Century Code relating to the penalty for failing to submit a vehicle and load to a weighing when directed to do so, and to provide an exception.

Received from House, 369.
 First reading, referred to Committee on Transportation, 378.
 Reported back, indefinitely postponed, 689.
 To House, indefinitely postponed, 726.

House Bill No. 685—

House Bill No. 685. A Bill for an Act to amend and reenact Subsection 3 of Section 15-29-08 and Section 15-40-14 of the 1961 Supplement to the North Dakota Century Code and Section 15-40-24 of the North Dakota Century Code, relating to the contracting by school districts for educational services with the Federal Indian schools, and educating children of agricultural migratory workers.

Received from House, 316.
 First reading, referred to Committee on Education, 329.
 Reported back, amended, 895.
 Rules suspended, placed on sixth order, 976.
 Amendments adopted, 977.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 978.
 Second reading and final passage, 978.

Clincher, 978.
To House, 985, amended, 1075.
House concurs, 993.
Returned to Senate, Signed by Speaker, 1075.
Signed by President, 1075.

House Bill No. 686—

House Bill No. 686. A Bill for an Act to amend and re-enact Section 15-39-32 of the North Dakota Century Code, relating to teachers' insurance and retirement fund annuity payments.

Received from House, 316.
First reading, referred to Committee on
Education, 329.
Reported back, indefinitely postponed, 895.
To House, indefinitely postponed, 922.

House Bill No. 688—

House Bill No. 688. A Bill for an Act to amend and re-enact section 15-47-32 of the North Dakota Century Code, relating to joint cooperation between school districts.

Received from House, 316.
First reading, referred to Committee on
Education, 329.
Reported back, do pass, 775.
Second reading and final passage, 820.
Clincher, 841.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 689—

House Bill No. 689. A Bill for an Act to amend and re-enact section 39-16-03 of the North Dakota Century Code relating to abstract of driving records and the fee therefor and to make an appropriation.

Received from House, 316.
First reading, referred to Committee on
Transportation, 329.
Reported back, do pass, 651.
Placed at foot of calendar, 723, 785.
Second reading and final passage, indefinitely postponed,
723, 777, 785.
Re-referred to Committee on Transportation, 778.
Amended, 723, 778, 785.
Rules suspended, placed on second reading and final passage, as amended by Senate, 778, 785.
Motion to Return Bill to Senate from Committee, 785.
Motion to indefinitely postpone, 785.
To House, indefinitely postponed, 814.

House Bill No. 690—

House Bill No. 690. A Bill for an Act to make an appropriation to the state historical society for the construction and equipping of kitchen and dining facilities for the International Music Camp at the International Peace Garden, and declaring an emergency.

Received from House, 369.

First reading, referred to Committee on Appropriations, 378.

Reported back, do pass, 608.

Second reading and final passage, emergency clause carried, 645.

To House, 665, 727.

Returned to Senate, Signed by Speaker, 693.

Signed by President, 705.

House Bill No. 691—

House Bill No. 691. A Bill for an Act to create and enact Chapter 15-63 of the North Dakota Century Code, relating to educational television and the establishment of a state committee on educational television.

Received from House, 566.

First reading, referred to Committee on Education, 589.

Reported back, indefinitely postponed, 858.

Clincher, 883.

To House, indefinitely postponed, 899.

House Bill No. 695—

House Bill No. 695. A Bill for an Act to amend and reenact section 33-01-08 of the North Dakota Century Code relating to the criminal jurisdiction of a county justice.

Received from House, 197.

First reading, referred to Committee on Judiciary, 219.

Reported back, do pass, 651.

Second reading and final passage, 724.

To House, 758, 803.

Returned to Senate, Signed by Speaker, 786.

Signed by President, 802.

House Bill No. 696—

House Bill No. 696. A Bill for an Act to create and enact section 33-01-23.1 of the North Dakota Century Code, relating to filing fees in civil actions in county justice court and fees for performance of marriage ceremonies by the county justice, and to amend and reenact section 33-01-23 of the North Dakota Century Code, relating to fees to be charged by police magistrates.

Received from House, 216.

First reading, referred to Committee on Judiciary, 242.

Reported back, do pass, 651.

Second reading and final passage, 724.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 698—

House Bill No. 698. A Bill for an Act to regulate the labeling of packages of hazardous substances intended or suitable for household use and providing penalties.

Received from House, 279.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 286.
 Reported back, amended, 663.
 Amendments adopted, 695.
 Second reading and final passage, 767.
 To House, 787, amended, 960.
 House concurs, 827.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 699—

House Bill No. 699. A Bill for an Act to amend and reenact section 24-09-05 of the North Dakota Century Code, relating to stop signs at railroad crossings and providing a penalty.

Received from House, 357.
 First reading, referred to Committee on
 Transportation, 375.
 Reported back, indefinitely postponed, 775.
 To House, indefinitely postponed, 814.

House Bill No. 700—

House Bill No. 700. A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code relating to Sheriff's fees.

Received from House, 289.
 First reading, referred to Committee on
 Political Subdivisions, 305.
 Reported back, indefinitely postponed, 651.
 Motion to place on calendar, Lost, 652.
 To House, indefinitely postponed, 702.

House Bill No. 702—

House Bill No. 702. A Bill for an Act to authorize the conveyance of certain described property to the Baptist Old Peoples Home Society of the Dakota Conference, of Bismarck, North Dakota.

Received from House, 279.
 First reading, referred to Committee on
 State and Federal Government, 286.
 Reported back, do pass, 601.
 Second reading and final passage, 622.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 662.
 Signed by President, 664.

House Bill No. 703—

House Bill No. 703. A Bill for an Act to declare the public policy of this state that any contracts contrary to any of the provisions of sections 22-01-06.1 through 22-01-06.4 of the North Dakota Century Code, and any waivers of any of the provisions thereof, shall be void.

Received from House, 279.
 First reading, referred to Committee on
 Judiciary, 286.
 Reported back, do pass, 632.
 Second reading and final passage, 677.
 To House, 701, 743.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 704—

House Bill No. 704. A Bill for an Act to amend and reenact section 12-22-17 of the North Dakota Century Code, relating to prostitution, lewdness, assignation, and the punishment therefor.

Received from House, 197.
 First reading, referred to Committee on
 Judiciary, 219.
 Reported back, do pass, 632.
 Second reading and final passage, 678.
 To House, 701, 743.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 705—

House Bill No. 705. A Bill for an Act to amend and reenact section 24-09-11 of the North Dakota Century Code relating to the approval by the Public Service Commission of all overhead and underground railroad crossings.

Received from House, 388.
 First reading, referred to Committee on
 Transportation, 421.
 Reported back, do pass, 652.
 Second reading and final passage, Lost, 727.
 To House, Lost, 759.

House Bill No. 706—

House Bill No. 706. A Bill for an Act to provide a procedure for the acquisition of right of way, by gift, devise, purchase or condemnation by the state highway commissioner and to repeal sections 24-01-18, 24-01-19, 24-01-20, 24-01-21, 24-01-22, 24-01-22.1, 24-01-23, 24-01-27 and 24-01-28 of the North Dakota Century Code.

Received from House, 451.
 First reading, referred to Committee on
 Judiciary, 458.
 Reported back, indefinitely postponed, 632.
 Motion to reconsider, 655.

Re-referred to Committee on Judiciary, 655.
Reported back, indefinitely postponed, 858.
Amendments adopted, 864.
Clincher, 883.
To House, 899, indefinitely postponed, 899.

House Bill No. 707—

House Bill No. 707. A Bill for an Act to amend and reenact section 39-06-39 of the North Dakota Century Code, relating to appeals from the commissioner's decision in the suspension, revocation, or cancellation of a motor vehicle operator's license.

Received from House, 388.
First reading, referred to Committee on
Judiciary, 421.
Reported back, do pass, 632.
Second reading and final passage, 678, 700.
Placed at foot of calendar, 678.
To House, 726, 771.
Returned to Senate, Signed by Speaker, 745.
Signed by President, 770.

House Bill No. 708—

House Bill No. 708. A Bill for an Act to amend and reenact section 24-02-37 of the North Dakota Century Code relating to the expenditure of state highway funds.

Received from House, 413.
First reading, referred to Committee on
Transportation, 425.
Reported back, do pass, 775.
Second reading and final passage, 821.
Clincher, 841.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 709—

House Bill No. 709. A Bill for an Act to amend and reenact section 2 of the Initiated Measure which was Measure No. 3 on the 1962 general election ballot, as approved by the people in November 1962, and sections 16-04-20, 16-04-26, 16-12-04, 16-13-01 and 16-17-03 of the North Dakota Century Code, relating to the consolidation of the separate primary election ballots; and to repeal sections 16-04-15 and 16-17-05 of the North Dakota Century Code, relating to separate primary election ballots.

Received from House, 556.
First reading, referred to Committee on
Judiciary, 589.
Reported back, amended, 813.
Rules suspended, placed on calendar, 865.
Second reading and final passage, 883.
Clincher, 884.
To House, 922, amended, 987.
House concurs, 938.
Returned to Senate, Signed by Speaker, 961.
Signed by President, 987.

House Bill No. 710—

House Bill No. 710. A Bill for an Act to amend and reenact section 30-14-19 of the North Dakota Century Code, providing for the investment of trust funds held by guardians.

Received from House, 388.
 First reading, referred to Committee on
 Judiciary, 421.
 Reported back, do pass, 633.
 Second reading and final passage, 678, 739.
 Laid over one legislative day, 678.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 711—

House Bill No. 711. A Bill for an Act providing a penalty for conveying or causing to be conveyed known false information concerning an alleged attempt to endanger in any way any private or public building or structure, meeting or gathering, or any public carrier.

Received from House, 336.
 First reading, referred to Committee on
 Judiciary, 343.
 Reported back, amended, 652.
 Amendments adopted, 664.
 Second reading and final passage, 760.
 To House, 787, amended, 948.
 House concurs, 827.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 712—

House Bill No. 712. A Bill for an Act to create and enact section 15-10-18.1 of the North Dakota Century Code, relating to the waiver of registration, matriculation, and tuition fees for the attendance at any state institution of higher education by a qualified graduate of the North Dakota industrial school.

Received from House, 388.
 First reading, referred to Committee on
 Education, 421.
 Reported back, amended, 858.
 Amendments adopted, 912.
 Rules suspended, placed on calendar for second reading
 and final passage, 913.
 Second reading and final passage, 918.
 Clincher, 919.
 To House, 927, amended, 1073.
 House concurs, 942.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1073.

House Bill No. 713—

House Bill No. 713. A Bill for an Act to amend and reenact section 20-03-35 of the North Dakota Century Code, relating to the making of a misrepresentation in applying for a game or fish license or permit.

Received from House, 369.
 First reading, referred to Committee on
 Natural Resources, 378.
 Reported back, amended, 747.
 Amendments adopted, 777.
 Second reading and final passage, 825.
 Clincher, 841.
 To House, 849, amended, 960.
 House concurs, 923.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 714—

House Bill No. 714. A Bill for an Act to amend and reenact sections 2-05-09, 5-01-04, 5-01-05, 5-01-11, 5-01-14, 5-01-22, 5-01-25, 5-01-26, 5-01-27, 5-01-28, 5-04-03, 12-44-25, 12-44-27, 12-44-28, 12-47-21, 16-12-01, 16-20-13, 16-20-14, 20-01-04.1, 48-05-06, and 53-02-12 of the North Dakota Century Code, relating to the possession, sale, consumption and use of alcoholic beverages, providing penalties, and declaring an emergency.

Received from House, 357.
 First reading, referred to Committee on
 Judiciary, 375.
 Reported back, amended, 858.
 Amendments adopted, 912.
 Rules suspended, placed on calendar for second reading
 and final passage, 913.
 Second reading and final passage, emergency clause carried, 919.
 Clincher, 920.
 To House, 927, amended, 1073.
 House concurs, 942.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1073.

House Bill No. 719—

House Bill No. 719. A Bill for an Act directing a study by the legislative research committee and the board of higher education of the future role and responsibility of each institution of higher learning, development of a ten-year plan to provide needed facilities, participation in interstate and regional compacts in higher education, and making an appropriation.

Received from House, 566.
 First reading, referred to Committee on
 Education, 589.
 Reported back, amended, 859.
 Amendments adopted, 912.
 Re-referred to Committee on Appropriations, 912.

Reported back, do pass, 967.
 Rules suspended, placed on second reading and final passage, 1001.
 Second reading and final passage, 1010.
 Clincher, 1010.
 To House, 1040, amended, 1179.
 House does not concur, 1054.
 Conference Committee, House, 1054.
 Conference Committee, Senate, 1064.
 Conference Committee report adopted, Senate, 1083.
 Conference Committee report adopted, House, 1099.
 Returned to Senate, Signed by Speaker, 1158.
 Signed by President, 1179.

House Bill No. 720—

House Bill No. 720. A Bill for an Act allowing persons practicing a licensed profession to form a professional corporation under the Business Corporation Act for the purpose of rendering professional service but preserving the relationship between the person rendering and the person receiving professional services and providing for continuing regulation by appropriate boards of such professions.

Received from House, 357.
 First reading, referred to Committee on Judiciary, 375.
 Reported back, do pass, 633.
 Second reading and final passage, 679.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 721—

House Bill No. 721. A Bill for an Act to amend and reenact subsection 7 of section 10-04-05, subsection 5 of section 10-04-06, subsection 3 of section 10-04-10, and section 10-04-18 of the North Dakota Century Code, relating to the supervision of issue and sale of securities.

Received from House, 556.
 First reading, referred to Committee on Industry, Business and Labor, 589.
 Reported back, do pass, 730.
 Second reading, 783, 819.
 Placed at foot of calendar, 783.
 Motion to place at foot of calendar, Lost, 819.
 Clincher, 841.
 To House, 849, 948.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 723—

House Bill No. 723. A Bill for an Act to amend and reenact section 40-47-01 of the North Dakota Century Code, relating to the zoning powers of cities and incorporated villages.

Received from House, 369.
 First reading, referred to Committee on

Political Subdivisions, 378.
 Reported back, do pass, 652.
 Second reading and final passage, 728.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 725—

House Bill No. 725. A Bill for an Act to amend and reenact sections 37-01-09, 37-01-10, 37-01-28, 37-03-05, 37-03-13, 37-04-08, 37-04-09, 37-06-06, and 37-07-02 of the North Dakota Century Code, relating to service medals, compliance with orders by militia, duties of adjutant general, control and insurance of military property, pay and expense of personnel of national guard, disbursement of funds and receipts, reports, and re-enlistments in the national guard.

Received from House, 369.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 379.
 Reported back, amended, 707.
 Amended, 748.
 Amendments adopted, 748, 912.
 Re-referred to Committee on Social Welfare and Veterans
 Affairs, 796.
 Reported back, amended, 859.
 Rules suspended, placed on calendar for second reading
 and final passage, 913.
 Second reading and final passage, 796, 920.
 Clincher, 920.
 To House, 927, amended, 1073.
 House concurs, 942.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1073.

House Bill No. 726—

House Bill No. 726. A Bill for an Act to amend and reenact Section 20-03-37 of the North Dakota Century Code relating to the revocation of Game and Fish Licenses or Permits.

Received from House, 451.
 First reading, referred to Committee on
 Natural Resources, 458.
 Reported back, do pass, 652.
 Second reading and final passage, 728.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 727—

House Bill No. 727. A Bill for an Act to create and enact a new subsection of section 39-01-01 and subdivision d of subsection 2 of section 39-04-19, to amend and reenact sections 39-04-13, 39-04-35, 39-05-27, and 39-18-03 of the North Dakota Century Code, relating to the licensing and registration of motor vehicles; and to repeal subsection 27

of section 39-01-01, and sections 39-02-06, 39-04-45, 39-04-46, 39-04-47, 39-04-48, 39-04-49, 39-04-50, 39-04-51, 39-04-52, 39-04-53, 39-05-23, and 39-05-24 of the North Dakota Century Code, relating to transporting of vehicles and records of stolen vehicles.

Received from House, 388.
 First reading, referred to Committee on Transportation, 422.
 Reported back, amended, 859.
 Amendments adopted, 912.
 Rules suspended, placed on calendar for second reading and final passage, 913.
 Second reading and final passage, 920, 998.
 Clincher, 921.
 To House, 927, amended, 1127.
 House does not concur, 943.
 Conference Committee, House, 943.
 Conference Committee, Senate, 945.
 Conference Committee report adopted, Senate, 997.
 Rules suspended, placed on calendar for second reading and final passage, as amended in Conference Committee, 997.
 Conference Committee report adopted, House, 1053.
 Returned to Senate, Signed by Speaker, 1107.
 Signed by President, 1127.

House Bill No. 731—

House Bill No. 731. A Bill for an Act to create and enact a new subsection 5 of section 21-03-07 of the North Dakota Century Code, relating to the issuance of general obligation bonds of cities having a population of five thousand or more, by resolution of the governing body subject to protests by taxpayers, for the purpose of street improvements on arterial streets including federal and state highways and at intersections with streams, drains, and railways, and declaring an emergency.

Received from House, 388.
 First reading, referred to Committee on Political Subdivisions, 422.
 Reported back, amended, 689.
 Amendments adopted, 709.
 Second reading and final passage, Lost, 780, Lost, 830.
 Motion to reconsider, 809.
 Placed at foot of calendar, 809.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 830.
 Amended, 830.
 Clincher, 883.
 To House, indefinitely postponed, 899.

House Bill No. 734—

House Bill No. 734. A Bill for an Act to amend and reenact sections 16-10-17 and 16-11-11 of the North Dakota Century Code Supplement, providing for state's attorneys

to meet with election inspectors before primary and general elections.

Received from House, 357.
 First reading, referred to Committee on
 Judiciary, 375.
 Reported back, amended, 633.
 Amendments adopted, 654.
 Second reading and final passage, 738.
 To House, 758, amended, 829.
 House concurs, 787.
 Returned to Senate, Signed by Speaker, 804.
 Signed by President, 829.

House Bill No. 735—

House Bill No. 735. A Bill for an Act making an appropriation for the purchase of land by the adjutant general adjacent to the air national guard facilities at Hector Air port at Fargo, North Dakota.

Received from House, 388.
 First reading, referred to Committee on
 Appropriations, 422.
 Reported back, do pass, 752.
 Motion to reconsider, 831.
 Placed at foot of calendar, 831.
 Second reading and final passage, Lost, 817, 831, 868,
 Carried, 877.
 Clincher, 818, 877.
 To House, 881, 960.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 736—

House Bill No. 736. A Bill for an Act to amend and reenact section 21-09-01 of the North Dakota Century Code Supplement, changing the title of "The 1961 Bond Validating Act" to "The 1963 Bond Validating Act" and to create and enact section 21-09-05 of the North Dakota Century Code, relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued prior to July 1, 1963.

Received from House, 289.
 First reading, referred to Committee on
 Industry, Business and Labor, 306.
 Reported back, do pass, 524.
 Second reading and final passage, 611.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 662.
 Signed by President, 664.

House Bill No. 738—

House Bill No. 738. A Bill for an Act to amend and reenact section 55-01-01 of the North Dakota Century Code Supplement to provide for a board of directors and officers

thereof for the state historical society, and declaring an emergency.

Received from House, 556.
 First reading, referred to Committee on
 State and Federal Government, 589.
 Reported back, amended, 609.
 Amendments adopted, 636.
 Second reading and final passage, emergency clause carried, 696, 698.
 Motion to amend, Lost, 697.
 To House, 726, amended, 803.
 House concurs, 757.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 740—

House Bill No. 740. A Bill for an Act to create and enact Chapter 57-40.1 of the North Dakota Century Code, relating to the imposition of an excise tax on motor vehicles and mobile homes, providing for the administration of the provisions of said chapter and the collection and distribution of revenues derived therefrom, and providing for penalties for violation of the provisions thereof; to amend and reenact the following provisions of the North Dakota Century Code: subsection 8 of section 39-01-01 defining semitrailer, subdivision j of subsection 2 of section 39-04-18 and subsection 3 of section 39-04-19 relating to exemptions for motor vehicles of certain disabled veterans, section 39-04-38 relating to exemption of certain vehicles from personal property taxes, subsection 6 of section 39-05-01, as amended, defining motor vehicle for title registration purposes, section 39-05-12, as amended, relating to carrying of registration card, inspection thereof, and penalty for violation thereof, and subsection 4 of section 57-40-03 relating to exemption of certain vehicles from use tax; and to repeal subsection 9 of section 57-40-01 and sections 57-40-12, 57-40-13 and 57-40-14 of the North Dakota Century Code.

Received from House, 556.
 First reading, referred to Committee on
 Transportation, 590.
 Reported back, do pass, 775.
 Second reading and final passage, 822.
 Clincher, 842.
 To House, 849, 949.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 741—

House Bill No. 741. A Bill for an Act relating to the exemption of certain trusts from the rule against restraint on alienation and perpetuities.

Received from House, 388.
 First reading, referred to Committee on
 Industry, Business and Labor, 422.
 Reported back, do pass, 524.

Second reading and final passage, 612.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 662.
 Signed by President, 664.

House Bill No. 742—

House Bill No. 742. A Bill for an Act to amend and reenact section 12-43-07 of the North Dakota Century Code relating to revocation of permits of persons authorized to sell various tobacco products.

Received from House, 289.
 First reading, referred to Committee on
 Judiciary, 306.
 Reported back, do pass, 634.
 Second reading and final passage, 679.
 To House, 701, 743.
 Returned to Senate, Signed by Speaker, 741.
 Signed by President, 742.

House Bill No. 744—

House Bill No. 744. A Bill for an Act to permit the State Historical Society to transfer by deed and title the parcel of land known as Fort Union Historic Site.

Received from House, 369.
 First reading, referred to Committee on
 State and Federal Government, 379.
 Reported back, do pass, 609.
 Second reading and final passage, 655.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 745—

House Bill No. 745. A Bill for an Act to amend and reenact section 57-12-01 of the North Dakota Century Code, relating to the meeting of the board of county equalization and requiring the attendance of certain city, village, and township officials, and to repeal section 57-12-07 of the North Dakota Century Code, relating to the voluntary attendance of certain city, village, and township officials at such meetings.

Received from House, 388.
 First reading, referred to Committee on
 Political Subdivisions, 422.
 Reported back, indefinitely postponed, 652.
 Motion to place on calendar, Lost, 652.
 Motion to reconsider, 686.
 Re-referred to Committee on Political Subdivisions, Lost,
 686.
 Second reading and final passage, 687.
 To House, 726, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 746—

House Bill No. 746. A Bill for an Act to authorize banks to invest in corporations providing bank services.

Received from House, 451.
 First reading, referred to Committee on
 Industry, Business and Labor, 458.
 Reported back, do pass, 730.
 Second reading and final passage, 783.
 To House, 814, 949.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 749—

House Bill No. 749. A Bill for an Act to amend and re-enact Section 15-34-05 of the North Dakota Century Code, as amended by the 1961 Legislative Assembly, relating to transportation of nonresident students.

Received from House, 566.
 First reading, referred to Committee on
 Education, 590.
 Reported back, amended, 775, 776.
 Amendments adopted, 807, Lost.
 Second reading and final passage, 846.
 Clincher, 846.
 To House, 866, 960.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 750—

House Bill No. 750. A Bill for an Act to amend and re-enact Section 57-15-14 of the North Dakota Century Code, relating to levy limitations in school districts.

Received from House, 566.
 First reading, referred to Committee on
 Education, 590.
 Reported back, do pass, 859.
 Rules suspended, placed on calendar, 865.
 Placed at foot of calendar, 870, 901, 914, 956.
 Placed at head of calendar, 1100.
 Second reading and final passage, 1101.
 Clincher, 1101.
 To House, 1103, 1179.
 Returned to Senate, Signed by Speaker, 1158.
 Signed by President, 1179.

House Bill No. 755—

House Bill No. 755. A Bill for an Act making an appropriation to meet extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Received from House, 357.
 First reading, referred to Committee on
 Appropriations, 376.
 Reported back, do pass, 609.

Second reading and final passage, 655.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 756—

House Bill No. 756. A Bill for an Act to amend and reenact Section 57-39-01 of the North Dakota Century Code, relating to the definitions of a retail sale or sale at retail under the Sales Tax Law.

Received from House, 556.
 First reading, referred to Committee on
 Finance and Taxation, 590.
 Reported back, amended, 776.
 Amendments adopted, Lost, 807.
 Second reading and final passage, 846.
 To House, 1066, 1127.
 Returned to Senate, Signed by Speaker, 1107.
 Signed by President, 1127.

House Bill No. 757—

House Bill No. 757. A Bill for an Act to provide for equal pay for both males and females for equal work.

Received from House, 336.
 First reading, referred to Committee on
 Industry, Business and Labor, 343.
 Reported back, indefinitely postponed, 730.
 Motion to place on calendar, 730.
 To House, indefinitely postponed, 759.

House Bill No. 758—

House Bill No. 758. A Bill for an Act authorizing the board of administration to lease certain property now owned by the state and under the control of the state industrial school.

Received from House, 566.
 First reading, referred to Committee on
 State and Federal Government, 590.
 Reported back, do pass, 609.
 Second reading and final passage, 656.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 759—

House Bill No. 759. A Bill for an Act to amend and reenact section 16-17-09 of the North Dakota Century Code, authorizing the county committee to appoint former members of North Dakota's legislative assembly as ex officio members of such county committee.

Received from House, 357.
 First reading, referred to Committee on
 Judiciary, 376.

Reported back, do pass, 652.
 Second reading and final passage, 729.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 761—

House Bill No. 761. A Bill for an Act to amend and re-enact subsections 7 and 9 of section 57-02-08 of the North Dakota Century Code, relating to the exemption from taxation of the property of religious corporations and organizations.

Received from House, 556.
 First reading, referred to Committee on Finance and Taxation, 590.
 Reported back, do pass, 615.
 Second reading and final passage, 669, 795, Lost.
 Laid over one legislative day, 669, 739.
 To House, indefinitely postponed, 814.

House Bill No. 764—

House Bill No. 764. A Bill for an Act, to amend section 10-23-06 of the North Dakota Century Code to provide that said section except as herein provided shall not apply to building and loan and savings and loan associations with regard to the payment of license fees for domestic corporations, and to provide for separate license fees on authorized share accounts or increase in authorized share accounts of building and loan associations and savings and loan associations.

Received from House, 586.
 First reading, referred to Committee on Industry, Business and Labor, 590.
 Reported back, do pass, 730.
 Second reading and final passage, 791.
 Title amended, 808.
 To House, 814, amended, 960.
 House concurs, 872.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 766—

House Bill No. 766. A Bill for an Act to amend and re-enact Sections 15-40-14 and 15-40-26 of the North Dakota Century Code relating to the attendance of high school and elementary pupils in public out-of-state schools.

Received from House, 556.
 First reading, referred to Committee on Education, 590.
 Reported back, indefinitely postponed, 860.
 Clincher, 883.
 To House, indefinitely postponed, 899.

House Bill No. 768—

House Bill No. 768. A Bill for an Act relating to the treatment or cure of cancer, and providing a penalty.

Received from House, 357.

First reading, referred to Committee on Social Welfare and Veterans Affairs, 376.

Reported back, do pass, 663.

Amended, 761.

Rules suspended, placed on second reading and final passage, as amended by Senate, 761.

Second reading and final passage, 761, 762.

To House, 787, amended, 949.

House concurs, 827.

Returned to Senate, Signed by Speaker, 924.

Signed by President, 948.

House Bill No. 770—

House Bill No. 770. A Bill for an Act to amend and reenact subsection 1 of Section 52-04-12 of the North Dakota Century Code relating to civil actions to collect contributions for unemployment compensation insurance by providing for service on nonresident employers by service on the secretary of state.

Received from House, 388.

First reading, referred to Committee on Judiciary, 422.

Reported back, do pass, 653.

Second reading and final passage, 732.

To House, 758, 803.

Returned to Senate, Signed by Speaker, 786.

Signed by President, 802.

House Bill No. 771—

House Bill No. 771. A Bill for an Act to authorize cities having undertaken an urban renewal project or projects to levy taxes not exceeding one and one-half mills for ten successive years for such cities' participating shares in additional projects in new urban renewal areas, and not subject to other tax levy limitations, and declaring an emergency.

Received from House, 566.

First reading, referred to Committee on Political Subdivisions, 591.

Reported back, do pass, 689.

Second reading and final passage, emergency clause carried, 765.

Clincher, 765.

To House, 768, 803.

Returned to Senate, Signed by Speaker, 786.

Signed by President, 802.

House Bill No. 776—

House Bill No. 776. A Bill for an Act to amend and reenact sections 39-06-31 and 39-06-32 of the North Dakota

Century Code, relating to the licensing of motor vehicle operators and the revocation of licenses.

Received from House, 566, 1052.
 First reading, referred to Committee on Transportation, 591.
 Reported back, amended, 860.
 Amendments adopted, 912.
 Rules suspended, placed on calendar for second reading and final passage, 913.
 Second reading and final passage, Lost, 921.
 To House, indefinitely postponed, 927.
 House requested to return Bill to Senate, 1038, 1052.
 Motion to reconsider, Lost, 1057.

House Bill No. 778—

House Bill No. 778. A Bill for an Act to amend and reenact Section 49-11-16 of the North Dakota Century Code relating to caution signs, specifications thereof and posting thereof at railroad crossings.

Received from House, 556.
 First reading, referred to Committee on Transportation, 591.
 Reported back, do pass, 776.
 Second reading and final passage, 822.
 Clincher, 842.
 To House, 849, 949.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 780—

House Bill No. 780. A Bill for an Act to amend and reenact sections 51-07-01, 51-07-02 and 51-07-03 of the North Dakota Century Code Supplement relating to discontinuance of contracts, determining prices and liability for cancellation.

Received from House, 369.
 First reading, referred to Committee on Industry, Business and Labor, 379.
 Reported back, do pass, 731.
 Second reading and final passage, 792.
 To House, 814, 949.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 781—

House Bill No. 781. A Bill for an Act relating to the regulation of advertising devices adjacent to highways in the state of North Dakota, and providing a penalty.

Received from House, 586.
 First reading, referred to Committee on Industry, Business and Labor, 591.
 Reported back, amended, 806.
 Amendments adopted, 863.
 Rules suspended, placed on calendar, 865.

Amended, 871.
Second reading and final passage, 871, 878.
Clincher, 878.
To House, 882, amended, 1180.
House concurs, 938.
Returned to Senate, Signed by Speaker, 1179.
Signed by President, 1180.

House Bill No. 782—

House Bill No. 782. A Bill for an Act relating to the operation of cemeteries in the state of North Dakota, and funds for the perpetual care and maintenance thereof, and the sale of burial space therein, and providing penalties for the violation thereof.

Received from House, 556.
First reading, referred to Committee on
Industry, Business and Labor, 591.
Reported back, do pass, 731.
Second reading and final passage, 792.
To House, 814, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 949.

House Bill No. 783—

House Bill No. 783. A Bill for an Act to amend and reenact section 39-04A-04 of the North Dakota Century Code, relating to the fee for registration of motor vehicles engaged in transportation of property.

Received from House, 556.
First reading, referred to Committee on
Transportation, 591.
Reported back, do pass, 776.
Second reading and final passage, 823.
Clincher, 842.
To House, 849, 949.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 948.

House Bill No. 788—

House Bill No. 788. A Bill for an Act to create and enact section 21-03-10.1 of the North Dakota Century Code and to amend and reenact section 57-15-16 and subsection 1 of Section 57-15-17 of the North Dakota Century Code, relating to the levying of taxes and the issuance of bonds by a school district for the purpose of building or improving schools.

Received from House, 586.
First reading, referred to Committee on
Education, 591.
Reported back, do pass, 860.
Rules suspended, placed on calendar, 865.
Second reading and final passage, 870.
Clincher, 870.
To House, 881, 960.
Returned to Senate, Signed by Speaker, 940.
Signed by President, 960.

House Bill No. 793—

House Bill No. 793. A Bill for an Act to amend and reenact section 57-22-26 of the North Dakota Century Code, relating to withholding entire amount due for delinquent personal property taxes from claims against public funds, rather than deducting only the amount of one dollar, therefrom and applying such provision when the claim is less than fifteen dollars rather than less than ten dollars.

Received from House, 370.
 First reading, referred to Committee on
 Political Subdivisions, 379.
 Reported back, do pass, 609.
 Second reading and final passage, 657, 795.
 Motion to reconsider, 694.
 Placed at foot of calendar, 694.
 Laid over one legislative day, 738, 795.
 Indefinitely postponed, 843.
 Clincher, 900.
 To House, indefinitely postponed, 922.

House Bill No. 794—

House Bill No. 794. A Bill for an Act to provide for the issuance of revenue bonds by the state historical society for the purpose of financing the construction of campsites recreation areas, and tourist accommodations at selected sites throughout the state, providing the powers of the state historical society in connection with the management thereof, and providing an appropriation for the sinking fund for the retirement of such bonds.

Received from House, 566.
 First reading, referred to Committee on
 State and Federal Government, 591.
 Reported back, amended, 634.
 Amendments adopted, 654.
 Re-referred to Committee on Appropriations, 654.
 Reported back, do pass, 782.
 Amended, 840.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 840.
 Second reading and final passage, 841.
 Clincher, 841.
 To House, amended, 960.
 House concurs, 923.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 796—

House Bill No. 796. A Bill for an Act to amend and reenact sections 43-18-13 and 43-18-17 of the North Dakota Century Code, relating to license fees of plumbers.

Received from House, 369.
 First reading, referred to Committee on
 Industry, Business and Labor, 379.
 Reported back, do pass, 731.
 Second reading and final passage, 793.

To House, 814, 949.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 797—

House Bill No. 797. A Bill for an Act to amend and reenact subsection 3 of section 57-15-06 of the North Dakota Century Code, relating to tax levies by the county for statewide election costs.

Received from House, 388.
 First reading, referred to Committee on
 Finance and Taxation, 422.
 Reported back, do pass, 806.
 Minority substituted for majority, 806.
 Second reading and final passage, Lost, 848.
 Clincher, 900.
 To House, indefinitely postponed, 922.

House Bill No. 801—

House Bill No. 801. A Bill for an Act to amend and reenact section 24-02-13 of the North Dakota Century Code relating to the payments of estimates on highway contracts and the deposit of money with the clerk of district court in condemnation cases upon the certification by the chief engineer of the state highway department and the approval of the state highway commissioner without presentation to the state auditing board.

Received from House, 388.
 First reading, referred to Committee on
 Judiciary, 422.
 Reported back, do pass, 634.
 Second reading and final passage, 680.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 805—

House Bill No. 805. A Bill for an Act to amend and reenact section 15-21-19 of the North Dakota Century Code, relating to powers and duties of state board of public school education.

Received from House, 556.
 First reading, referred to Committee on
 Education, 592.
 Reported back, do pass, 776.
 Second reading and final passage, Lost, 823.
 Clincher, 901.
 To House, indefinitely postponed, 922.

House Bill No. 806—

House Bill No. 806. A Bill for an Act to amend and reenact subdivision a of subsection 3 of section 39-04-39 of

the North Dakota Century Code, as amended by the 1961 Legislature, relating to distribution of motor vehicle fees.

Received from House, 566.

First reading, referred to Committee on State and Federal Government, 592.

Reported back, without recommendation, 860.

Rules suspended, placed on calendar, 865.

Motion to place at foot of calendar (Lost, 870) 901, 914.

Placed on calendar, 870.

Motion to amend, 958.

Amended, 958.

Motion to suspend rules, place on second reading and final passage, as amended from floor, Lost on division vote, 958.

Second reading and final passage, 958, 1009.

Rules suspended, placed on second reading and final passage, 1001.

Motion to indefinitely postpone, Lost, 1008.

Clincher, 1009.

To House, 1040, amended, 1076.

House concurs, 1053.

Returned to Senate, Signed by Speaker, 1075.

Signed by President, 1075.

House Bill No. 812—

House Bill No. 812. A Bill for an Act to amend and reenact sections 43-11-02 and 43-11-16, subsection 3 of section 43-11-19, subsection 4 of section 43-11-21, and subdivision (c) of subsection 1 of section 43-11-27 of the North Dakota Century Code, relating to the requirements and qualifications of state licensed schools for hairdressers and cosmetologists and the educational requirements of students of such schools.

Received from House, 413.

First reading, referred to Committee on Industry, Business and Labor, 425.

Reported back, do pass, 634.

Second reading and final passage, 680.

To House, 701, 771.

Returned to Senate, Signed by Speaker, 745.

Signed by President, 770.

House Bill No. 813—

House Bill No. 813. A Bill for an Act to authorize the establishment of community mental health service units, to provide for their administration and for state aid and assistance from mental health division of the state department of health, and to authorize a mill levy of not to exceed three-quarters of one mill for such purpose.

Received from House, 566.

First reading, referred to Committee on Social Welfare and Veterans Affairs, 592.

Reported back, indefinitely postponed, 690.

Re-referred to Committee on Social Welfare and Veterans Affairs, 690.

Motion to place on calendar, Lost, 690, on division, carried, 690.
 Reported back, without recommendation, 860.
 Amended, 912.
 Amendments adopted, 912.
 Rules suspended, placed on second reading and final passage, 913.
 Rules suspended, placed on second reading and final passage, as amended from floor, 925.
 Second reading and final passage, Lost, 925.
 Clincher, 925.
 To House, indefinitely postponed, 927.

House Bill No. 814—

House Bill No. 814. A Bill for an Act to amend and reenact section 57-22-21.1 of the North Dakota Century Code, relating to the immediate assessment of personal property taxes upon property belonging to residents but stored in another state or province, and declaring an emergency.

Received from House, 556.
 First reading, referred to Committee on Finance and Taxation, 592.
 Reported back, do pass, 615.
 Second reading and final passage, emergency clause carried, 670.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 815—

House Bill No. 815. A Bill for an Act to amend and reenact section 57-40-02 of the North Dakota Century Code relating to the imposition of an excise tax.

Received from House, 556.
 First reading, referred to Committee on Finance and Taxation, 592.
 Reported back, amended, 861.
 Amendments adopted, 912.
 Rules suspended, placed on calendar for second reading and final passage, 913.
 Second reading and final passage, 944.
 Clincher, 945.
 To House, 946, amended, 1073.
 House concurs, 993.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1072.

House Bill No. 816—

House Bill No. 816. A Bill for an Act to amend and reenact subsection 2 of section 20-03-02 and sections 20-03-12 and 20-03-13 of the North Dakota Century Code Supplement relating to exemptions from fishing licenses and the schedule of fees for hunting, trapping or fishing licenses, and providing for the use of funds for the propagation of upland game.

Received from House, 556.
 First reading, referred to Committee on

Natural Resources, 592.
 Reported back, amended, 752.
 Amendments adopted, 783.
 Second reading and final passage, 834, 1049.
 Clincher, 834.
 To House, 849, amended, 1076.
 House does not concur, 923.
 Conference Committee, House, 923.
 Conference Committee, Senate, 926.
 House change on Conference Committee, 956.
 Conference Committee report adopted, Senate, 966.
 Conference Committee, Senate, 966.
 Conference Committee, House, 967.
 Rules suspended, placed on second reading and final passage, as amended, 1049.
 Conference Committee report adopted, House, 1053.
 Returned to Senate, Signed by Speaker, 1075.
 Signed by President, 1076.

House Bill No. 817—

House Bill No. 817. A Bill for an Act to amend and reenact section 5-05-04 of the North Dakota Century Code, relating to the prohibition of minors in any room wherein a bar is operated for the purpose of selling or distributing alcoholic beverages.

Received from House, 370.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 379.
 Reported back, do pass, 690.
 Second reading and final passage, 765.
 To House, 787, 832.
 Returned to Senate, Signed by Speaker, 831.
 Signed by President, 832.

House Bill No. 818—

House Bill No. 818. A Bill for an Act to amend and reenact section 16-13-14 of the North Dakota Century Code relating to replacing the clerk of district court with the executive director of the county welfare board, as a member of the county canvassing board where said clerk of the district court is a candidate for office.

Received from House, 388.
 First reading, referred to Committee on
 Judiciary, 423.
 Reported back, indefinitely postponed, 861.
 Clincher, 901.
 To House, indefinitely postponed, 922.

House Bill No. 819—

House Bill No. 819. A Bill for an Act to create and enact section 16-15-01.1 of the North Dakota Century Code, authorizing and providing a method of contesting the election of state officials, and to amend and reenact Section 16-15-02 relating to answer in contest of elections.

Received from House, 388.
 First reading, referred to Committee on

Judiciary, 423.
 Reported back, do pass, 634.
 Second reading and final passage, 681.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 823—

House Bill No. 823. A Bill for an Act to amend and reenact subsection 5 of section 4-13-03 of the North Dakota Century Code, relating to the purposes of the North Dakota poultry improvement board.

Received from House, 388—
 First reading, referred to Committee on
 Agriculture, 423.
 Reported back, do pass, 653.
 Second reading and final passage, 733.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 824—

House Bill No. 824. A Bill for an Act to amend and reenact section 53-05-08 of the North Dakota Century Code, relating to public places where minors are not allowed.

Received from House, 370.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 379.
 Reported back, do pass, 691.
 Second reading and final passage, 766.
 To House, 787, 833.
 Returned to Senate, Signed by Speaker, 831.
 Signed by President, 832.

House Bill No. 828—

House Bill No. 828. A Bill for an Act to create and enact chapter 50-24 of the North Dakota Century Code, establishing a combined program for assistance to the aged, blind, disabled, and medical assistance for the aged, prescribing powers of the state and county welfare boards in the administration thereof, setting standards of eligibility for assistance, providing for the financing of the program, and providing a penalty for fraudulent acts, and to repeal chapters 50-07, 50-08, 50-10A, and 50-23 of the North Dakota Century Code, relating to the individual programs for aid to the blind, old age assistance, aid to the permanently and totally disabled, and medical assistance for the aged.

Received from House, 556.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 592.
 Reported back, amended, 707.
 Amendments adopted, 748.
 Second reading and final passage, 796.
 To House, 814, amended, 987.
 House concurs, 872.
 Returned to Senate, Signed by Speaker, 961.
 Signed by President, 987.

House Bill No. 829—

House Bill No. 829. A Bill for an Act to provide for a uniform system of retaining and disposing of county records to be promulgated by the secretary of state.

Received from House, 556.
 First reading, referred to Committee on
 Political Subdivisions, 593.
 Reported back, do pass, 653.
 Second reading and final passage, 723.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 835—

House Bill No. 835. A Bill for an Act to require contractors to give preference to the employment of qualified North Dakota residents in the performance of contracts entered into with the state or any of its political subdivisions, and providing penalties.

Received from House, 566.
 First reading, referred to Committee on
 Industry, Business and Labor, 593.
 Reported back, indefinitely postponed, 731.
 To House, indefinitely postponed, 759.

House Bill No. 836—

House Bill No. 836. A Bill for an Act to provide for issuance of twenty-first birthday cards.

Received from House, 370.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 379.
 Reported back, amended, 663.
 Amendments adopted, 695.
 Second reading and final passage, 767.
 To House, 787, amended, 949.
 House concurs, 827.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 838—

House Bill No. 838. A Bill for an Act to create and enact subsection 10 of section 57-02-01 of the North Dakota Century Code, relating to the definition of a farm for tax purposes.

Received from House, 556.
 First reading, referred to Committee on
 Finance and Taxation, 593.
 Reported back, do pass, 615.
 Second reading and final passage, 670.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770.

House Bill No. 841—

House Bill No. 841. A Bill for an Act to provide for the establishment of rural routine systems of grids and coordinates to enable fire and other emergency vehicles to quickly and accurately locate the scene of an emergency.

Received from House, 388.
First reading, referred to Committee on Political Subdivisions, 423.
Reported back, amended, 609.
Amendments adopted, 636.
Placed at foot of calendar, 698.
Second reading and final passage, 698, 762.
Amended, 762.
Rules suspended, placed on second reading and final passage, as amended by Senate, 762.
To House, 787, amended, 949.
House concurs, 827.
Returned to Senate, Signed by Speaker, 924.
Signed by President, 948.

House Bill No. 843—

House Bill No. 843. A Bill for an Act to amend and reenact section 64-02-10 of the North Dakota Century Code, relating to the fee schedule chargeable by the department of weights and measures of the public service commission.

Received from House, 388.
First reading, referred to Committee on Industry, Business and Labor, 423.
Reported back, do pass, 524.
Second reading and final passage, 612.
To House, 646, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 844—

House Bill No. 844. A Bill for an Act to amend and reenact sections 15-22-21, as amended by chapter 157 of the 1961 Session Laws, and 15-22-22 of the North Dakota Century Code, providing for the dissolution of school districts and the attachment of dissolved districts to adjoining school districts, and declaring an emergency.

Received from House, 566.
First reading, referred to Committee on Education, 593.
Reported back, amended, 896.
Rules suspended, placed on sixth order, 976.
Amendments adopted, 978.
Rules suspended, placed on second reading and final passage, as amended by Senate, 978.
Second reading and final passage, emergency clause carried, 979.
Clincher, 979.
To House, 985, amended, 1076.
House does not concur, 992.
Conference Committee, House, 992.
Conference Committee, Senate, 993.

Conference Committee report adopted, Senate, 1050.
 Conference Committee report adopted, House, 1053.
 Returned to Senate, Signed by Speaker, 1075.
 Signed by President, 1075.

House Bill No. 846—

House Bill No. 846. A Bill for an Act to amend and reenact sections 43-21-01, 43-21-02, 43-21-03, 43-21-04, 43-21-07, 43-21-08, 43-21-09, and 43-21-11 of the North Dakota Century Code, relating to the regulation of the practice of practical nursing and to provide for examination and licensure of practitioners of practical nursing.

Received from House, 556.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 593.
 Reported back, amended, 707.
 Amendments adopted, 748.
 Amended, 796.
 Motion to place at foot of calendar, 796.
 Second reading and final passage, 796.
 Motion to amend, 797.
 Motion to be laid over one legislative day, 797.
 Request division, 797.
 Rules suspended, placed on second reading and final passage, as amended, 797.
 To House, 814, amended, 1073.
 House does not concur, 871.
 Conference Committee, House, 871.
 Conference Committee, Senate, 888.
 House concurs, 938.
 Conference Committee report adopted, Senate, 954.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1073.

House Bill No. 847—

House Bill No. 847. A Bill for an Act to amend and reenact subsections 1 and 2 of section 38-08-14 of the North Dakota Century Code, relating to appeals to the district court from the orders of the Industrial Commission and subsection 6 of section 38-08-11, relating to rules covering practice before the Industrial Commission in regard to oil and gas conservation.

Received from House, 388.
 First reading, referred to Committee on
 Judiciary, 423.
 Reported back, do pass, 653.
 Second reading and final passage, 734.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 852—

House Bill No. 852. A Bill for an Act to amend and reenact sections 48-02-15, 48-02-16 and 48-02-17 of the North Dakota Century Code relating to notice of completion of public buildings, and the limitation of claims against the

contractor or his surety to require the mailing of such notice.

Received from House, 556.
 First reading, referred to Committee on
 Industry, Business and Labor, 593.
 Reported back, indefinitely postponed, 731.
 To House, indefinitely postponed, 759.

House Bill No. 854—

House Bill No. 854. A Bill for an Act to amend and re-enact sections 6-01-02, 6-02-01, 6-05-01, and 6-05-02 of the North Dakota Century Code relating to definitions and compliance with laws for organization of banks and trust companies, and declaring an emergency.

Received from House, 586.
 First reading, referred to Committee on
 Industry, Business and Labor, 593.
 Reported back, do pass, 806.
 Rules suspended, placed on calendar, 900.
 Second reading and final passage, 848.
 Laid over one legislative day, 848.
 To House, 922, 1076.
 Returned to Senate, Signed by Speaker, 1075.
 Signed by President, 1075.

House Bill No. 856—

House Bill No. 856. A Bill for an Act to amend and re-enact sections 15-39-14 and 15-39-17 of the North Dakota Century Code with regard to lowering the limitations on the amount of contributions made by political subdivisions to the State Teachers' Insurance and Retirement Fund.

Received from House, 388.
 First reading, referred to Committee on
 Education, 423.
 Reported back, do pass, 861.
 Rules suspended, placed on calendar, 865.
 Second reading and final passage, 875.
 Clincher, 875.
 To House, 881, 960.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 857—

House Bill No. 857. A Bill for an Act to amend and re-enact subsection 3 of section 57-39-12 of the North Dakota Century Code, relating to the issuance of retail sales tax permits, the display of them, and, in the case of a transient merchant, the showing of the permit by the transient merchant before soliciting a sale, or offering to sell, any goods, wares or merchandise.

Received from House, 388.
 First reading, referred to Committee on
 Finance and Taxation, 423.
 Reported back, do pass, 601.

Second reading and final passage, 622.
To House, 646, 727.
Returned to Senate, Signed by Speaker, 693.
Signed by President, 705.

House Bill No. 860—

House Bill No. 860. A Bill for an Act to reappropriate to the North Dakota highway patrol all unexpended funds appropriated to the public safety division, to repeal chapter 24-14 of the North Dakota Century Code relating to the public safety division, and declaring an emergency.

Received from House, 566.
First reading, referred to Committee on
Transportation, 593.
Reported back, do pass, 691.
Placed below House Bill No. 532 on calendar, 766.
Second reading and final passage, 766, 779.
Second reading and final passage, emergency clause carried, 779, 785.
Amended, 784.
Motion to reconsider, 784.
Rules suspended, placed on second reading and final passage, as amended by Senate, 784.
To House, 814, amended, 960.
House concurs, 872.
Returned to Senate, Signed by Speaker, 940.
Signed by President, 960.

House Bill No. 862—

House Bill No. 862. A Bill for an Act to amend and reenact section 54-06-09 of the North Dakota Century Code, relating to travel expense of state officers and employees.

Received from House, 370.
First reading, referred to Committee on
State and Federal Government, 379.
Reported back, do pass, 601, 602.
Second reading and final passage, 623.
To House, 646, 666.
Returned to Senate, Signed by Speaker, 662.
Signed by President, 664.

House Bill No. 863—

House Bill No. 863. A Bill for an Act to amend and reenact section 36-07-13 of the North Dakota Century Code, relating to the restrictions on locating rendering plants.

Received from House, 388.
First reading, referred to Committee on
Agriculture, 424.
Reported back, do pass, 634.
Second reading and final passage, 695.
To House, 726, 771.
Returned to Senate, Signed by Speaker, 745.
Signed by President, 770.

House Bill No. 865—

House Bill No. 865. A Bill for an Act to amend and re-enact section 5-03-22 of the North Dakota Century Code Supplement, providing for an increase in the tax on the sale at wholesale of beer, malt, and ale containing more than four percent alcohol by weight from four to eight cents per gallon.

Received from House, 388.
 First reading, referred to Committee on
 Finance and Taxation, 424.
 Reported back, do pass, 602.
 Second reading and final passage, 623.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 662.
 Signed by President, 664.

House Bill No. 866—

House Bill No. 866. A Bill for an Act to amend and re-enact section 57-20-24 of the North Dakota Century Code authorizing the county auditor to pay the holder of a tax sale certificate upon its presentment without the approval of the county commissioners.

Received from House, 556.
 First reading, referred to Committee on
 Political Subdivisions, 593.
 Reported back, amended, 653.
 Second reading and final passage, 657, 761.
 Amendments adopted, 664.
 To House, 787, amended, 949.
 House concurs, 827.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 868—

House Bill No. 868. A Bill for an Act to amend and re-enact section 43-05-15 of the North Dakota Century Code, authorizing the board of registry in chiropody to establish the annual license fee for the practice of chiropody.

Received from House, 357.
 First reading, referred to Committee on
 Industry, Business and Labor, 376.
 Reported back, do pass, 634.
 Second reading and final passage, Lost, 696, 864.
 To House, 726, Lost, 866, 960.
 Request House to return Bill, 809, 814.
 Returned to Senate, 850.
 Motion to reconsider, 863.
 Clincher, 864.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 869—

House Bill No. 869. A Bill for an Act to amend and re-enact section 40-27-13 of the North Dakota Century Code,

relating to the refunding by municipalities of callable funding bonds or refunding improvement bonds or warrants, and declaring an emergency.

Received from House, 566.
 First reading, referred to Committee on
 Political Subdivisions, 594.
 Reported back, do pass, 653.
 Second reading and final passage, emergency clause carried, 735.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 870—

House Bill No. 870. A Bill for an Act to amend and reenact section 57-02-41 of the North Dakota Century Code relating to the prorating of taxes on real property between vendor and purchaser, if one or the other is a religious corporation or organization.

Received from House, 388.
 First reading, referred to Committee on
 Judiciary, 424.
 Reported back, do pass, 653.
 Second reading and final passage, 735.
 To House, 758, 803.
 Returned to Senate, Signed by Speaker, 786.
 Signed by President, 802.

House Bill No. 873—

House Bill No. 873. A Bill for an Act to provide for a North Dakota Heritage Study Committee, designating an area of the capitol building as a heritage center or exhibition area for displaying mementos pertinent to North Dakota heritage, and making an appropriation.

Received from House, 566.
 First reading, referred to Committee on
 State and Federal Government, 594.
 Reported back, 747.
 Re-referred to Committee on Appropriations, 747.
 Reported back, do pass, 783.
 Second reading and final passage, 842.
 Clincher, 842.
 To House, 866, 960.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 874—

House Bill No. 874. A Bill for an Act relating to insurance and providing for licensing of sale of insurance by vending machines and other media, and for certain penalties.

Received from House, 556.
 First reading, referred to Committee on
 Industry, Business and Labor, 594.

Reported back, amended, 732.
Amendments adopted, 759.
Second reading and final passage, 818.
Clincher, 842.
To House, 849, amended, 960.
House concurs, 923.
Returned to Senate, Signed by Speaker, 940.
Signed by President, 960.

House Bill No. 876—

House Bill No. 876. A Bill for an Act to amend and re-enact section 57-22-29 of the North Dakota Century Code, authorizing the county commissioners to pay any elector of the county a salary for the collection of delinquent taxes in lieu of a percentage of the amount collected, and to contract with any person, firm, or corporation for the collection of taxes owed by any person not residing in North Dakota, and declaring an emergency.

Received from House, 586.
First reading, referred to Committee on
Finance and Taxation, 594.
Reported back, do pass, 615.
Second reading and final passage, emergency clause carried, 671.
To House, 701, 771.
Returned to Senate, Signed by Speaker, 745.
Signed by President, 770.

House Bill No. 880—

House Bill No. 880. A Bill for an Act to repeal section 53-02-12 of the North Dakota Century Code relating to dancing on premises at or near which liquor is sold.

Received from House, 556.
First reading, referred to Committee on
Social Welfare and Veterans Affairs, 594.
Reported back, amended, 708.
Amendments adopted, 748.
Second reading and final passage, 797.
To House, 814, amended, 1073.
House does not concur, 871.
Conference Committee, House, 871.
Conference Committee, Senate, 888.
Conference Committee report adopted, Senate, 955.
Conference Committee report adopted, House, 966.
Returned to Senate, Signed by Speaker, 1030.
Signed by President, 1073.

House Bill No. 881—

House Bill No. 881. A Bill for an Act to provide that any city or village may levy an excise tax on the proceeds from gross sales of liquor by a nonprofit corporation if such nonprofit corporation is the only licensed liquor retailer in the city or village.

Received from House, 586.
First reading, referred to Committee on
Industry, Business and Labor, 594.

Reported back, do pass, 732.
 Second reading and final passage, 794.
 To House, 814, 949.
 Returned to Senate, Signed by Speaker, 924.
 Signed by President, 948.

House Bill No. 882—

House Bill No. 882. A Bill for an Act to amend and re-enact section 53-02-10 of the North Dakota Century Code, relating to the admission of certain minors to public dances.

Received from House, 370.
 First reading, referred to Committee on
 Social Welfare and Veterans Affairs, 379.
 Reported back, amended, 708.
 Amendments adopted, 748.
 Second reading and final passage, 798.
 To House, 814, amended, 960.
 House concurs, 872.
 Returned to Senate, Signed by Speaker, 940.
 Signed by President, 960.

House Bill No. 883—

Received from House, 566, 1045.
 First reading, referred to Committee on
 Education, 594.
 Reported back, amended, 861.
 Amendments adopted, 912.
 Rules suspended, placed on calendar for second reading
 and final passage, 913.
 Placed at foot of calendar, 956.
 Second reading and final passage, Lost, 975.
 Clincher, 976.
 To House, indefinitely postponed, 985.
 House requested to return Bill to Senate, 1038.
 Motion to reconsider, Lost, 1057.

House Bill No. 885—

House Bill No. 885. A Bill for an Act to authorize the board of administration to lease certain property to the Devils Lake Public School District.

Received from House, 556.
 First reading, referred to Committee on
 State and Federal Government, 594.
 Reported back, indefinitely postponed, 747.
 Motion to place on calendar, Lost, 747.
 To House, indefinitely postponed, 787.

House Bill No. 886—

House Bill No. 886. A Bill for an Act to create a coordinating committee on mental retardation, providing for the membership and officers thereof, and prescribing its powers, duties, and responsibilities.

Received from House, 556.
 First reading, referred to Committee on

State and Federal Government, 595.
 Reported back, do pass, 610.
 To House, 701, 771.
 Returned to Senate, Signed by Speaker, 745.
 Signed by President, 770. .

House Bill No. 887—

House Bill No. 887. A Bill for an Act to provide for the discipline of attorneys at law and repealing Sections 27-02-07 and 27-14-03 to 27-14-09 NDCC.

Received from House, 556.
 First reading, referred to Committee on
 Judiciary, 595.
 Reported back, indefinitely postponed, 635.
 To House, indefinitely postponed, 665.

House Bill No. 888—

House Bill No. 888. A Bill for an Act to authorize the board of administration to sell all real property owned by the state at Bathgate, North Dakota and formerly utilized by the school for the blind, and declaring an emergency.

Received from House, 966.
 First reading, referred to Committee on
 State and Federal Government, 968.
 Reported back, do pass, 984.
 Rules suspended, placed on second reading and final passage, 1001.
 Second reading and final passage, emergency clause carried, 1011.
 To House, 1040, 1071, 1127.
 Returned to Senate, 1061.
 Motion to reconsider, 1067.
 Second reading and final passage, emergency clause carried, 1069.
 Clincher, 1069.
 Returned to Senate, Signed by Speaker, 1107.
 Signed by President, 1127.

House Bill No. 889—

House Bill No. 889. A Bill for an Act directing the payment of expense allowance to members of the Thirty-Eighth Legislative Assmebly, and directing payments to certain legislative employees, and declaring an emergency.

Received from House, 1158.
 Rules suspended, not referred to Committee, 1160.
 Reported back, amended, 1175.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 1176.
 Second reading and final passage, 1176.
 Clincher, 1177.
 To House, 1177, amended, 1182.
 House concurs, 1178.
 Returned to Senate, Signed by Speaker, 1181.
 Signed by President, 1182.

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution "A"—

House Concurrent Resolution "A". A concurrent resolution for the purpose of designating January 23, 1963 as Radio and Television Broadcasters' Day at the state legislative assembly.

Received from House, 19.
Introduction, first reading, 23.
Referred to Committee on Education, 23.
Returned to Senate, 46.
Rules suspended, placed on second reading and final passage, 46.
Second reading, 46.
Adopted, 46.
To House, 47, 53.
Returned to Senate, Signed by Speaker, 51.
Signed by President, 53.

House Concurrent Resolution "B"—

House Concurrent Resolution "B". A concurrent resolution directing the legislative research committee to conduct a study of the equities of telephone companies' and power generation and transmission companies' taxation during the 1963-1965 biennium.

Received from House, 1007.
Introduction, first reading, 1026.
Referred to Committee on Industry, Business and Labor, 1026.
Reported back, do pass, 1062.
Re-referred to Legislative Research Resolutions Committee, 1062.
Reported back, do pass, 1092.
Rules suspended, placed at head of calendar, 1101.
Second reading, 1115, 1127.
Placed at foot of calendar, 1115.
Adopted, 1115, 1127.
To House, 1132, 1179.
Returned to Senate, Signed by Speaker, 1158.
Signed by President, 1179.

House Concurrent Resolution "C"—

House Concurrent Resolution "C". A concurrent resolution urging the interstate commerce commission to prohibit the removal or abandonment of the Mandan South Branch of the Northern Pacific Railway Company.

Received from House, 124.
Introduction, first reading, 140.
Referred to Committee on Transportation, 140.
Reported back, do pass, 197.
Second reading, 250.
Adopted, 250.

To House, 264, 289.

Returned to Senate, Signed by Speaker, 267.

Signed by President, 288.

House Concurrent Resolution "D"—

House Concurrent Resolution "D". A concurrent resolution directing the secretary of state to provide identification tags for sale to all persons registered as lobbyists.

Received from House, 54.

Introduction, first reading, 61.

Rules suspended, placed on second reading and final passage, 61.

Second reading, 61.

Lost, 61.

To House, 71.

House Concurrent Resolution "F"—

House Concurrent Resolution "F". A concurrent resolution for an amendment to subdivision (d) of subsection 6 of article 54 of the Amendments to the Constitution of the state of North Dakota, relating to budgets and appropriations for institutions of higher education.

Received from House, 388.

Introduction, first reading, 424.

Referred to Committee on Judiciary, 424.

Reported back, indefinitely postponed, 861.

Motion to place on calendar, 861.

Rules suspended, placed on calendar, 865.

Second reading, 875.

Adopted, 876.

To House, 881, 1073.

Returned to Senate, Signed by Speaker, 1030.

Signed by President, 1072.

House Concurrent Resolution "G"—

House Concurrent Resolution "G". A concurrent resolution relating to the placement and display of a statue of the Honorable John Burke.

Received from House, 84.

Introduction, first reading, 85.

Referred to Committee on State and Federal Government, 85.

Reported back, do pass, 215.

Rules suspended, placed on second reading and final passage, 215.

Second reading, 215.

Adopted, 215.

Clincher, 215.

To House, 220, 264.

Returned to Senate, Signed by Speaker, 244.

Signed by President, 256.

House Concurrent Resolution "H"—

House Concurrent Resolution "H". A concurrent resolution urging the Congress of the United States to enact

legislation authorizing the U. S. Fish and Wildlife Service to make certain payments to counties for lands acquired by the United States for fish and wildlife purposes.

Received from House, 124.
 Introduction, first reading, 140. *
 Referred to Committee on Natural Resources, 140.
 Reported back, do pass, 747.
 Second reading, 798.
 Adopted, 799.
 To House, 814, 1179.
 Returned to Senate, Signed by Speaker, 1158.
 Signed by President, 1179.

House Concurrent Resolution "I"—

House Concurrent Resolution "I". A concurrent resolution directing the legislative research committee to study the need for improving and enlarging courses and/or schools in the field of industrial arts and to determine whether it is feasible and practical to make industrial arts available to more students.

Received from House, 1007.
 Introduction, first reading, 1026.
 Referred to Committee on Education, 1026.
 Reported back, do pass, 1033.
 Re-referred to Legislative Research Resolutions Committee, 1033.
 Reported back, do pass, 1092.
 Rules suspended, placed at head of calendar, 1101.
 Adopted, 1115.
 To House, 1116, 1179.
 Returned to Senate, Signed by Speaker, 1158.
 Signed by President, 1179.

House Concurrent Resolution "J"—

House Concurrent Resolution "J". A concurrent resolution for the amendment of sections 29, 30, 32, and 35 of the Constitution of the state of North Dakota relating to the establishment of senatorial districts and the manner of electing senators from such districts; directing the legislature to create representative districts for the house of representatives and to apportion the representatives to such districts according to population after each federal decennial census; providing for certain officers to perform such duty if the legislature fails to act; limiting the members of the house of representatives; and for the repeal of section 26 of the Constitution of the state of North Dakota relating to the number of senators which shall compose the North Dakota senate.

Received from House, 244.
 Introduction, first reading, 262.
 Referred to Committee on Judiciary, 262.
 Motion to lay on table, Lost for lack of constitutional majority, 262.
 Appeal to Chair, 262.
 Chair sustained, 263.
 Motion to return to Senate, Lost, 264.

Reported back, indefinitely postponed, 862, 863.
Motion to place on calendar, Lost, 863.
Clincher, 863, 901.
To House, indefinitely postponed, 922.

House Concurrent Resolution "K"—

House Concurrent Resolution "K". A concurrent resolution providing and designating house and senate employees and naming and fixing their salaries.

Received from House, 107.
Introduction, first reading, 114.
Rules suspended, not referred to Committee, placed on second reading and final passage, 114.
Second reading, 114.
Adopted, 114.
Clincher, 115.
To House, 118, 127.
Returned to Senate, Signed by Speaker, 124.
Signed by President, 126.

House Concurrent Resolution "L"—

House Concurrent Resolution "L". A concurrent resolution endorsing and supporting the construction of the proposed Pembilier dam and reservoir project and commending the agencies participating in its investigation and planning.

Received from House, 244.
Introduction, first reading, 262.
Referred to Committee on Natural Resources, 262.
Reported back, do pass, 747.
Second reading, 799.
Adopted, 799.
To House, 814, 987.
Returned to Senate, Signed by Speaker, 962.
Signed by President, 987.

House Concurrent Resolution "N"—

House Concurrent Resolution "N". A concurrent resolution urging the legislature of the state of Minnesota to amend certain laws regarding compulsory inspection of North Dakota-graded grain before warehousing in Minnesota public terminal warehouses.

Received from House, 289.
Introduction, first reading, 306.
Referred to Committee on Agriculture, 306.
Reported back, do pass, 653.
Second reading, 735.
Adopted, 736.
To House, 758, 949.
Returned to Senate, Signed by Speaker, 923.
Signed by President, 949.

House Concurrent Resolution "O"—

House Concurrent Resolution "O". A concurrent resolution urging the Interstate Commerce Commission, the Great Northern Railroad, and the Northern Pacific Railroad to establish and designate an official inspection point for the grading of grain in the Fargo, North Dakota area.

- Received from House, 316.
- Introduction, first reading, 329.
- Referred to Committee on Agriculture, 329.
- Reported back, amended, 862.
- Second reading, 912, 956.
- Rules suspended, placed on calendar for second reading and final passage, 913.
- Amended, 956, 957.
- Rules suspended, placed on calendar for second reading and final passage, as amended by Senate, 957.
- Adopted, 957.
- To House, 1066, amended, 1127.
- House concurs, 1078.
- Returned to Senate, Signed by Speaker, 1107.
- Signed by President, 1127.

House Concurrent Resolution "P"—

House Concurrent Resolution "P". A concurrent resolution expressing the appreciation of the people of North Dakota to the Canadian Province of Manitoba for commemorating the centennial of the Dakota Territory.

- Received from House, 370.
- Introduction, first reading, 380.
- Referred to Committee on State and Federal Government, 380.
- Reported back, do pass, 602.
- Second reading, 624.
- Adopted, 624.
- To House, 646, 666.
- Returned to Senate, Signed by Speaker, 662.
- Signed by President, 664.

House Concurrent Resolution "Q"—

House Concurrent Resolution "Q". A concurrent resolution urging the State School for the Deaf to accelerate efforts to extend and develop its curriculum of teaching and developing oral skills of communication.

- Received from House, 388.
- Introduction, first reading, 424.
- Referred to Committee on Education, 424.
- Reported back, amended, 776.
- Amendments adopted, 807.
- Second reading, 847.
- Adopted, 847.
- To House, 866, amended, 1073.
- House concurs, 939.
- Returned to Senate, Signed by Speaker, 1030.
- Signed by President, 1072.

House Concurrent Resolution "R"—

House Concurrent Resolution "R". A concurrent resolution urging completion of studies and subsequent construction of flood protective works in the vicinity of Velva, North Dakota.

Received from House, 370.
 Introduction, first reading, 380.
 Referred to Committee on Natural Resources, 380.
 Reported back, do pass, 747.
 Second reading, 799.
 Adopted, 799.
 To House, 814, 989.
 Returned to Senate, Signed by Speaker, 989.
 Signed by President, 989.

House Concurrent Resolution "S"—

House Concurrent Resolution "S". A concurrent resolution authorizing and directing the legislative research committee to study welfare programs and consider participation requirements in the welfare laws of our state.

Received from House, 956.
 Introduction, first reading, 956.
 Referred to Committee on Social Welfare and Veterans Affairs, 956.
 Reported back, amended, 967.
 Rules suspended, placed on second reading and final passage, 993.
 Second reading, 993.
 Adopted, 993.
 To House, 1067, amended, 1127.
 House concurs, 1078.
 Returned to Senate, Signed by Speaker, 1107.
 Signed by President, 1127.

House Concurrent Resolution "U"—

House Concurrent Resolution "U". A concurrent resolution authorizing the appointment of a joint legislative interim committee, supplemented by a citizens' committee, to make suitable arrangements for the commemoration of the seventy-fifth anniversary of North Dakota statehood.

Received from House, 279.
 Introduction, first reading, 286.
 Referred to Committee on State and Federal Government, 286.
 Reported back, do pass, 602.
 Second reading, 625.
 Adopted, 625.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 662.
 Signed by President, 664.

House Concurrent Resolution "V"—

House Concurrent Resolution "V". A concurrent resolution for the repeal of section 39 of the Constitution of the

state of North Dakota which prohibits a legislator to hold any state civil office during the term for which he was elected if such office was created or its emoluments increased during the term for which such legislator was elected.

Received from House, 357.
 Introduction, first reading, 376.
 Referred to Committee on Judiciary, 376.
 Reported back, do pass, 813.
 Rules suspended, placed on calendar, 900.
 Second reading, 902.
 Adopted, 902.
 Clincher, 902.
 To House, 922, 1073.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1072.

House Concurrent Resolution "X"—

House Concurrent Resolution "X". A concurrent resolution urging early completion of spot bank stabilization and erosion control adjacent to the Missouri River

Received from House, 451.
 Introduction, first reading, 458.
 Referred to Committee on Natural Resources, 458.
 Reported back, do pass, 748.
 Second reading, 799.
 Adopted, 799.
 To House, 814, 989.
 Returned to Senate, Signed by Speaker, 989.
 Signed by President, 989.

House Concurrent Resolution "A-1"—

House Concurrent Resolution "A-1". A Concurrent resolution directing the legislative research committee to study the most efficient method of carrying on high school correspondence and extension courses.

Received from House, 1007.
 Introduction, first reading, 1026.
 Referred to Committee on Education, 1026.
 Reported back, do pass, 1033.
 Re-referred to Legislative Research Resolutions Committee, 1033.
 Reported back, do pass, 1092.
 Rules suspended, placed at head of calendar, 1101.
 Second reading, 1115.
 Adopted, 1115.
 To House, 1116, 1179.
 Returned to Senate, Signed by Speaker, 1158.
 Signed by President, 1179.

House Concurrent Resolution "B-1"—

House Concurrent Resolution "B-1". A Concurrent resolution for amendments of sections 28, 33, 39, 40, and 44 of the Constitution of the state of North Dakota, relating to the

filling of vacancies in the senate or the house of representatives of the North Dakota legislative assembly.

Received from House, 413.
 Introduction, first reading, 425.
 Referred to Committee on Judiciary, 425.
 Reported back, do pass, 814.
 Rules suspended, placed on calendar, 900.
 Amended, 902.
 Rules suspended, placed on second reading and final passage, as amended by Senate, 902.
 Second reading, 902.
 Lost, 903.
 To House, indefinitely postponed, 1066.

House Concurrent Resolution "D-1"—

House Concurrent Resolution "D-1". A concurrent resolution providing for the amendment of section 1 of Article 60 of the Amendments to the Constitution of the state of North Dakota and of subsection (1) of section 186 of the Constitution of the state of North Dakota, and for the repeal of Article 56 of the Amendments to the Constitution of the state of North Dakota.

Received from House, 556.
 Introduction, first reading, 595.
 Referred to Committee on Judiciary, 595.
 Reported back, indefinitely postponed, 748.
 To House, indefinitely postponed, 787.

House Concurrent Resolution "E-1"—

House Concurrent Resolution "E-1". A concurrent resolution directing the legislative research committee to study the feasibility of substituting a sales tax or other taxes for personal property taxes and thereby eliminating personal property taxes in North Dakota.

Received from House, 1007.
 Introduction, first reading, 1026.
 Referred to Committee on Finance and Taxation, 1026.
 Reported back, do pass, 1033.
 Re-referred to Legislative Research Resolutions Committee, 1033.
 Reported back, do pass, 1092.
 Rules suspended, placed at head of calendar, 1101.
 Second reading, 1115.
 Adopted, 1115.
 To House, 1116, 1179.
 Returned to Senate, Signed by Speaker, 1158.
 Signed by President, 1179.

House Concurrent Resolution "H-1"—

House Concurrent Resolution "H-1". A concurrent Resolution expressing the public policy of the state to maintain a permanent institution of higher learning, at Ellendale.

Received from House, 523.
 Introduction, first reading, 525.

Referred to Committee on Education, 521.
 Reported back, do pass, 862.
 Rules suspended, placed on calendar, 865.
 Second reading, 875.
 Adopted, 875.
 To House, 881, 1073.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1072.

House Concurrent Resolution "I-1"—

House Concurrent Resolution "I-1". A concurrent resolution urging all state departments to make maximum possible use of existing automatic data processing facilities available in the office of the motor vehicle registrar.

Received from House, 370.
 Introduction, first reading, 380.
 Referred to Committee on State and Federal Government, 380.
 Reported back, do pass, 602.
 Second reading, 625.
 Adopted, 625.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 662.
 Signed by President, 664.

House Concurrent Resolution "N-1"—

House Concurrent Resolution "N-1". A concurrent resolution urging the United States Congress to establish a national cemetery adjacent to and in conjunction with the International Peace Garden.

Received from House, 357.
 Introduction, first reading, 376.
 Referred to Committee on Social Welfare and Veterans Affairs, 376.
 Reported back, do pass, 691.
 Second reading, 766.
 Adopted, 766.
 To House, 787, 949.
 Returned to Senate, Signed by Speaker, 923.
 Signed by President, 949.

House Concurrent Resolution "O-1"—

House Concurrent Resolution "O-1". A concurrent resolution urging that the United States Secretary of Agriculture, Secretary of State, and National Congress apply regular import duty rates to wheat classified as "unfit for human consumption".

Received from House, 389.
 Introduction, first reading, 424.
 Referred to Committee on Agriculture, 424.
 Reported back, do pass, 654.
 Second reading, 736.
 Adopted, 736.
 To House, 949.

Returned to Senate, Signed by Speaker, 923.
Signed by President, 948.

House Concurrent Resolution "P-1"—

House Concurrent Resolution "P-1". A concurrent resolution urging the United States Congress to direct the conduct of negotiations designed to create a more favorable tariff structure for agricultural products between the United States and the member nations of the European Economic Community.

Received from House, 389.
Introduction, first reading, 424.
Referred to Committee on Agriculture, 424.
Reported back, do pass, 654.
Second reading, 736.
Adopted, 736.
To House, 758, 949.
Returned to Senate, Signed by Speaker, 923.
Signed by President, 948.

House Concurrent Resolution "Q-1"—

House Concurrent Resolution "Q-1". A concurrent resolution requesting Congress to investigate and study the policy-making procedures, methods of assessing foreign developments, and personnel practices of the United States Department of State.

Received from House, 556.
Introduction, first reading, 595.
Referred to Committee on State and Federal Government, 595.
Reported back, do pass, 610.
Second reading, 657.
Adopted, 657.
To House, 702, 771.
Returned to Senate, Signed by Speaker, 745.
Signed by President, 770.

House Concurrent Resolution "R-1"—

House Concurrent Resolution "R-1". A concurrent resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and otherwise lawful in the premises.

Received from House, 556.
Introduction, first reading, 595.
Referred to Committee on Agriculture, 595.
Reported back, do pass, 654.
Second reading, 736.
Adopted, 736.
To House, 758, 989.
Returned to Senate, Signed by Speaker, 989.
Signed by President, 989.

House Concurrent Resolution "S-1"—

House Concurrent Resolution "S-1". A concurrent resolution urging the Great Northern and Northern Pacific Railroads to establish a seventy cent rate per one hundred pounds upon North Dakota wheat shipped to west coast ports for export overseas.

Received from House, 556.
 Introduction, first reading, 595.
 Referred to Committee on Agriculture, 595.
 Reported back, do pass, 654.
 Second reading, 736.
 Adopted, 736.
 To House, 758, 949.
 Returned to Senate, Signed by Speaker, 923.
 Signed by President, 948.

House Concurrent Resolution "T-1"—

House Concurrent Resolution "T-1". A concurrent resolution directing the legislative research committee to study the criminal code of the state, with particular emphasis upon major crimes and punishments therefor.

Received from House, 1007.
 Introduction, first reading, 1026.
 Referred to Committee on Judiciary, 1026.
 Reported back, indefinitely postponed, 1062.
 To House, indefinitely postponed, 1066.

House Concurrent Resolution "U-1"—

House Concurrent Resolution "U-1". A concurrent resolution naming the airfield to be constructed at the International Peace Garden "Carl Ben Eielson Airfield".

Received from House, 556.
 Introduction, first reading, 595.
 Referred to Committee on State and Federal Government, 595.
 Reported back, do pass, 602.
 Second reading, 626.
 Adopted, 626.
 To House, 646, 666.
 Returned to Senate, Signed by Speaker, 662.
 Signed by President, 664.

House Concurrent Resolution "V-1"—

House Concurrent Resolution "V-1". A concurrent resolution directing the legislative research committee to study the laws and policies of the state in regard to the formation and regulation of financial institutions.

Received from House, 1007.
 Introduction, first reading, 1026.
 Referred to Committee on Industry, Business and Labor, 1026.
 Reported back, indefinitely postponed, 1062.
 To House, indefinitely postponed, 1066.

House Concurrent Resolution "W-1"—

House Concurrent Resolution "W-1". A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

Received from House, 809.
 Introduction, first reading, 829.
 Rules suspended, not referred to Committee, but laid over one legislative day, 829.
 Rules suspended, placed on calendar, 900.
 Second reading, 903.
 Adopted, 903.
 Clincher, 903.
 To House, 922, 1073.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1072.

House Concurrent Resolution "X-1"—

House Concurrent Resolution "X-1". 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.

Received from House, 809.
 Introduction, first reading, 829.
 Rules suspended, not referred to Committee, but laid over one legislative day, 829.
 Rules suspended, placed on calendar, 900.
 Second reading, 904.
 Adopted, 904.
 Clincher, 904.
 To House, 922, 1073.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1072.

House Concurrent Resolution "Y-1"—

House Concurrent Resolution "Y-1". A concurrent resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Received from House, 809.
 Introduction, first reading, 829.
 Rules suspended, not referred to Committee, but laid over one legislative day, 830.
 Rules suspended, placed on calendar, 900.
 Second reading, 904.
 Adopted, 904.
 Clincher, 905.
 To House, 922, 1073.
 Returned to Senate, Signed by Speaker, 1030.
 Signed by President, 1072.

House Concurrent Resolution "Z-1"—

House Concurrent Resolution "Z-1". A House Concurrent Resolution of commendation to the Board of Directors of the Winter Show at Valley City, North Dakota.

Received from House, 875.
Introduction, first reading, 909.
Rules suspended, placed on second reading and final passage, 909.
Second reading, 909.
Adopted, 909.
Clincher, 909.
To House, 922, 1127.
Returned to Senate, Signed by Speaker, 1107.
Signed by President, 1127.

House Concurrent Resolution "A-2"—

House Concurrent Resolution "A-2". A concurrent resolution urging the Interstate Commerce Commission and the Minneapolis, St. Paul, and Sault Ste. Marie Railroad to continue passenger service upon its main line through the center of the state of North Dakota.

Received from House, 1062.
Introduction, first reading, 1064.
Referred to Committee on Transportation, 1064.
Reported back, do pass, 1092.
Rules suspended, placed at head of calendar, 1101.
Adopted, 1116.
To House, 1116, 1178.
Returned to Senate, Signed by Speaker, 1158.
Signed by President, 1178.

House Concurrent Resolution "B-2"—

House Concurrent Resolution "B-2". A concurrent resolution expressing appreciation for the recognition of North Dakota by the National Cowboy Hall of Fame.

Received from House, 1138.
Introduction, first reading, 1139.
Rules suspended, placed on second reading and final passage, 1139.
Second reading, 1139.
Adopted, 1139.
To House, 1141, 1180.
Returned to Senate, Signed by Speaker, 1179.
Signed by President, 1180.