

STATE OF NORTH DAKOTA

JOURNAL OF THE HOUSE

of the

TWENTY-FOURTH SESSION

of the

LEGISLATIVE ASSEMBLY

Begun and Held in the State Capitol, January
8th to March 8th, Inclusive

WILLIAM M. CROCKETT, Speaker

WALTER S. MARTIN, Chief Clerk

Buy "Dakota Maid" Flour



OFFICERS AND EMPLOYEES

of the

HOUSE OF REPRESENTATIVES OF NORTH DAKOTA

for the

TWENTY-FOURTH LEGISLATIVE ASSEMBLY
1935

OFIFCERS AND EMPLOYEES

Position	Name	Home Address
Chief Clerk.....	Walter S. Martin.....	Fessenden
1st Ass't Chief Clerk.....	Minnie D. Craig.....	Esmond
2nd Ass't Chief Clerk.....	Rex Stair.....	Bottineau
Desk Reporter.....	James Bothne.....	New Rockford
Sergeant-at-Arms.....	A. M. Peterson.....	Glenburn
Chief Stenographer.....	Helen Ulsrud.....	Bismarck
Stenographer.....	Evelyn Dada.....	Forman
Stenographer.....	Mabel Engeseth.....	Bismarck
Stenographer.....	Marna Cushman.....	Fargo
Stenographer.....	Clara Kane.....	Fargo
Stenographer.....	Beatrice Field.....	Edinburg
Chief Engrossing and Enrolling Clerk.....	Lyle George.....	Hillsboro
Ass't Engrossing and Enrolling Clerk.....	F. E. Karges.....	Center
Bill Clerk.....	Hans Solheim.....	Kathryn
Clerk, Committee on State Affairs.....	E. K. Shaeffer.....	Carrington
Clerk, Committee on Appropriations.....	Herman Butt.....	Parshall
Clerk, Committee on Judiciary.....	Evelyn Olson.....	Hettinger
Clerk, Committee on Taxes and Tax Laws.....	H. D. Crockett.....	Langdon
Chief Mailing Clerk.....	Frank Wald.....	Karlsruhe
1st Ass't Mailing Clerk.....	Lloyd Engh.....	Grand Forks
2nd Ass't Mailing Clerk.....	Sam Labrenz.....	Fredonia
Voucher Clerk and Ass't Mailing Clerk.....	A. Anderson.....	Hannaford
Postmaster.....	Poe LePire.....	Osnabrock
Ass't Postmaster.....	J. A. Engen.....	Finley
Bill Room Clerk.....	Anton S. Kraft.....	Strasburg

Position	Name	Home Address
Bill Messenger and Clerk	C. E. Erickson	Crosby
Committee Room Attendant and Messenger	John Bergheim	Minot
Committee Room Attendant and Messenger	J. F. Link	Golden Valley
Ass't Sergeant-at-Arms and Doorkeeper	C. O. Carlson	Glenburn
Doorkeeper, Main Floor	Ed Martell	Medina
Doorkeeper, Main Floor	Otto Bruns	Binford
Doorkeeper, Gallery	Mike Tousaind	Leonard
Doorkeeper, Gallery	Hjelmer Solwick	Finley
Cloak Room Attendant	Chas. Roth	Mandan
Telephone Messenger	Elizabeth Grace	Mohall
Page and Messenger	G. W. McCutchen	Belfield
Page and Messenger	George Schuch	Gladstone
Page and Messenger	Harold Gaulke	Thompson
Page and Messenger	J. Schoonover	Jamestown
Page and Messenger	Roland Broschat	Cathay
Page and Messenger	M. G. Frank	Wishek
Page and Messenger	Kenneth Morgan	Walcott
Proof Reader	H. R. Long	Hurdsfield
Ass't Proof Reader	I. Sanford	Watford City
Chaplain	Rev. N. E. McCoy	Carrington
Special Messenger to Governor	H. G. Kapfer	Anamoose
Janitor	Martin Lund	Englevale
Janitor	Lars Soiseth	Alamo
Janitor	A. H. Oksendahl	Tunbridge
Janitor	Jacob Bender	Mercer
Janitor	Joe Vlasoff	Beach
Janitor	Mose Wilkie	Fort Yates
Janitor	H. E. Dyste	Forman
Night Watchman	S. M. Jensen	Powers Lake
Attendant	August Krenz	DeSart
Attendant	Oscar Nelson	Lakota
Attendant, Ladies' Cloak Room	Inga Jenson	Antler

HOUSE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Alex Dalzell	Walhalla
		Franklin Page	Hamilton
		Earl D. Symington	Nече
2.	Pt. Ward	Chas. H. Black	Foxholm
		3.	Pt. Walsh	Palmer Levin	Park River
Harry O'Brien	Park River		
4.	Part Walsh	H. H. Hewitt	Minto
5.	Pt. Grand Forks	Oliver Bilden	Northwood
6.	Pt. Grand Forks	Geo. H. Saumur	Grand Forks
7.	Pt. Grand Forks	D. C. Cunningham	Reynolds
8.	Traill	Karl H. Brunsdale	Portland
		J. A. Dahl	Hatton
		L. C. Odegard	Buxton
9.	Pt. Cass	Ed. P. Cosgriff	Fargo
		Roy R. Hall	Fargo
		J. P. Johnson	Fargo
		Leland J. Smith	Fargo
		L. L. Twichell	Fargo
10.	Pt. Cass	M. H. Holte	Gardner
		Fred J. Peterson	Prosper
11.	Pt. Cass	Carl H. Dittmer	Leonard
		A. J. Kapaun	Alicé
12.	Pt. Richland	J. D. Holthusen	Tyler
		C. E. Moore	Wahpeton
13.	Sargent	O. C. Anderson	Rutland
		A. N. Lavik	Milnor
14.	Ransom	Harris Halverson	Lisbon
		Martin Larson	Nome
15.	Pt. Barnes	Sam Oglesby	Wimbledon
16.	Griggs-Steele	Albert Bjerke	Finley
		J. E. Langford	Cooperstown
		Edw. Savre	Cooperstown
17.	Nelson	Albert Fjeld	Kloten
		Ejnar Lohrbauer	Lakota
18.	Cavalier	Harvey Brusseau	Walhalla
		William Crockett	Wales
		Ed. A. Hill	Wates
19.	Rolette	Carl Anfinson	Mylo
		Jacob Urschel	St. John
20.	Benson	J. C. Hanson	Oberon
		John F. Randall	Knox
21.	Ramsey	R. J. Downey	Devils Lake
		Frank Gessner	Penn
		Edwin Traynor	Starkweather
22.	Towner	A. J. McLarty	Starkweather
		L. O. Norheim	Rock Lake

Dist.	County	Name	Address
24.	LaMoore	Earle E. Clarke	Nortonville
		Zack Shockman	Berlin
25.	Dickey	Joe Fitzgerald	Merricourt
		G. Wendland	Kulm
26.	Emmons	Val P. Wolf	Hague
		Math Dahl	Hazelton
27.	Burleigh	Thos. J. Burke	Bismarck
		William M. Schantz	Bismarck
		J. M. Thompson	Wilton
28.	Bottineau	Howard Parkinson	Willow City
		Peter Peterson	Antler
		Fred J. Shurr	Lansford
29.	Pt. Ward	Joe C. Blaisdell, Jr.	Minot
		Ole G. Frosaker	Minot
		M. D. Graham	Burlington
30.	Morton	Einar Muus	Minot
		W. J. Godwin	Mandan
		Carl Keidel	Mandan
31.	Stark	Gus A. Schauss	Mandan
		Fred Born	Richardton
		Anton Kubischta	South Heart
32.	Eddy-Foster	Ray Schnell	Dickinson
		Dave L. Bailey	Brantford
		W. W. Treffry	New Rockford
33.	Wells	Geo. Aljets	Sykeston
		Leonas Myers	Bowdon
34.	McHenry	W. O. Biberdorf	Gardena
		L. E. Goodlaxon	Drake
		H. F. Niewoehner	Upham
35.	Kidder-Sheridan	John J. Adam	Anamoose
		Chas. Mode	Steele
36.	McIntosh-Logan	William Bauer	Lehr
		Wm. H. Bettenhausen	Wishek
		Christ P. Ritter	Burnstad
37.	Pt. Richland	C. H. Morgan	Walcott
		H. C. Williams	Lidgerwood
38.	Part Barnes	James G. Thoreson	Fingal
39.	Billings, Bowman, Golden Valley and Slope	A. C. Anderson	Gascoyne
		Nels P. Noben	Beach
		W. S. Place	Bowman
40.	Burke-Divide	O. F. Anderson	Ambrose
		E. J. Marks	Flaxton
		E. J. McIlraith	Crosby
41.	McKenzie	F. W. Erickson	Charbonneau
		M. L. Holey	Arnegard
42.	Pierce	Paul A. Sand	Balta
		Wm. H. Tuff	Barton
43.	Renville	F. D. Hurd	Tolley
44.	Mountrail	Axel Olson	Parshall
		Ole B. Stray	Stanley
23.	Stutsman	L. R. Burgum	Jamestown
		Edw. J. Dullea	Pingree
		Ben Gilbertson	Jamestown
		H. J. Morris	Jamestown

Dist.	County	Name	Address
45.	Williams	Christ Borstad	Tioga
		Ben Fedje	Bonetrail
		Harvey Solberg	Zahl
46.	McLean	Arlo Beggs	Turtle Lake
		J. A. Erickson	Blackwater
		R. R. Scholl	Washburn
47.	Grant-Sioux	James Caddell	Selfridge
		Fred Seibel	Elgin
48.	Mercer, Oliver and Dunn	J. W. Bailey	Emerson
		Gottlieb Isaak	Dodge
		Nels P. Jensen	Hazen
49.	Adams-Hettinger	E. A. Child	Regent
		O. C. Olson	Hettinger

SENATE MEMBERS

Dist.	County	Name	Address
1.	Pembina	Thomas Whelan	St. Thomas
2.	Part Ward	Wm. J. Lowe	Kenmare
3.	Part Walsh	Arthur Trovatten	Park River
4.	Part Walsh	George V. Coffey	Minto
5.	Part Grand Forks	J. E. Eastgate	Larimore
6.	Part Grand Forks	N. N. Nelson	Emerado
7.	Part Grand Forks	Oswald Braaten	Thompson
8.	Traill	Syver Vinje	Hillsboro
9.	Part Cass	Arthur W. Fowler	Fargo
10.	Part Cass	Max H. Strehlow	Kindred
11.	Part Cass	Wm. Watt	Leonard
12.	Part Richland	Melvin P. Johnson	Wahpeton
13.	Sargent	W. S. Handley	Stirum
14.	Ransom	John Crandall	Lisbon
15.	Part Barnes	John L. Micklethun	Valley City
16.	Griggs-Steele	George Kolpin	Cooperstown
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	Ed. Greene	Mona
19.	Rolette	Albert Dubay	Fonda
20.	Benson	C. W. Fine	Sheyenne
21.	Ramsey	G. F. Drew	Devils Lake
22.	Towner	B. W. Lemke	Cando
23.	Stutsman	E. E. Greene	Jamestown
24.	LaMoure	Milton R. Young	Berlin
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons	Harry C. Lynn	Linton
27.	Burleigh	S. S. McDonald	Bismarck
28.	Bottineau	Wm. A. Thatcher	Bottineau
29.	Part Ward	G. A. Jones	Minot
30.	Morton	James T. McGillic	Mandan
31.	Stark	J. P. Cain	Dickinson
32.	Eddy-Foster	Otto Topp	Grace City
33.	Wells	W. E. Matthaei	Fessenden
34.	McHenry	Ole Ettestad	Balfour
35.	Kidder-Sheridan	O. E. Erickson	Tappan
36.	McIntosh-Logan	William Kroeber	Napoleon
37.	Part Richland	A. F. Bonzer, Jr.	Lidgerwood
38.	Part Barnes	A. C. Nelson	Fingal
39.	Billings, Bowman, Golden Valley and Slope	Gust Wog	Belfield
40.	Burke-Divide	R. A. Owings	Lignite
41.	McKenzie	John K. Brostuen	Alexander
42.	Pierce	F. T. Gronvold	Rugby
43.	Renville	Walter J. Trout	Sherwood
44.	Mountrail	Harry Peterson	Plaza
45.	Williams	Alex Lind	Williston
46.	McLean	E. C. Stucke	Garrison
47.	Grant-Sioux	Wm. Kamrath	Leith
48.	Mercer, Oliver and Dunn	E. F. Mutchler	Center
49.	Adams-Hettinger	Herman Thorson	Bucyrus

MEMBERS OF THE HOUSE, 1935

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
	1. Dalzell, Alex	Walhalla	Farmer	Married	North Dakota	1884	1935
	1. Page, Franklin	Hamilton	Farmer, Banker	Married	North Dakota	1890	1935
	1. Symington, Earl D.	Neche	Farmer	Married	North Dakota	1893	1933, 1935
	2. Black, Chas. H.	Foxholm	Farmer	Married	Wisconsin	1885	1935
	3. Levin, Palmer	Park River	Farmer	Married	North Dakota	1893	1935
	3. O'Brien, Harry	Park River	News. Publisher	Married	North Dakota	1895	1935
	4. Hewitt, H. H.	Minto	Car Dealer	Married	North Dakota	1884	1935
	5. Bilden, Oliver	Northwood	Druggist	Married	North Dakota	1895	1935
	6. Saumur, Geo. H.	Grand Forks	Farmer	Married	North Dakota	1892	1935
	7. Cunningham, D. C.	Reynolds	Farmer	Single	North Dakota	1898	1933, 1935
	8. Brunsdale, Karl H.	Portland	Farmer	Married	North Dakota	1896	1929 to 1935
	8. Dahl, J. A.	Hatton	Farmer	Married	Norway	1871	1935
	8. Odegard, L. C.	Buxton	Farmer	Married	Iowa	1877	1933, 1935
	9. Cosgriff, Ed. P.	Fargo	Insurance	Married	Iowa	1892	1935
	9. Hall, Roy R.	Fargo	Dry Cleaner	Married	Ohio	1889	1935
	9. Johnson, J. P.	Fargo	Merchant	Married	Wisconsin	1886	1935
	9. Smith, Leland J.	Fargo	Attorney	Married	North Dakota	1897	1935
	9. Twichell, L. L.	Fargo	Attorney	Single	Minnesota	1872	1913 to 1935
	10. Holte, M. H.	Gardner	Farmer	Married	North Dakota	1893	1931 to 1935
	10. Peterson, Fred J.	Prosper	Farmer	Single	North Dakota	1893	1935
	11. Dittmer, Carl H.	Durbin	Farmer	Married	North Dakota	1889	1933, 1935
	11. Kapaun, A. J.	Alice	Farmer and Machine Dealer	Married	Wisconsin	1895	1935
	12. Holthusen, J. D.	Tyler	Farmer	Married	North Dakota	1881	1927 to 1935
	12. Moore, C. E.	Wahpeton	Farmer	Married	North Dakota	1889	1935
	13. Anderson, O. C.	Rutland	Farmer	Married	Norway	1869	1923 to 1935

MEMBERS OF HOUSE, 1935—(Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
13.	Lavik, A. N.	Milnor	Farmer	Married	North Dakota	1895	1927 to 1935
14.	Halverson, Harris	Lisbon	Hdw. Merchant	Single	Wisconsin	1894	1935
14.	Larson, Martin	Nome	Farmer	Married	Minnesota	1870	1917, 1919, 1921, 1933, 1935
15.	Oglesby, Sam	Wimbledon	Farmer	Married	Canada	1865	1933, 1935
16.	Bjerke, Albert	Finley	Farmer	Married	Iowa	1876	1935
16.	Langford, J. E.	Cooperstown	Farmer	Married	Canada	1871	1935
16.	Savre, Edw.	Cooperstown	Farmer	Married	Iowa	1873	1931 to 1935
17.	Fjeld, Albert	Kloten	Merchant	Married	North Dakota	1894	1935
17.	Lohrbauer, Ejnar	Lakota	Physician, Surgeon	Married	Norway	1866	1935
18.	Brusseau, Harvey	Walhalla	Farmer	Married	North Dakota	1898	1935
18.	Crockett, William	Wales	Farmer	Married	North Dakota	1894	1931 to 1935
18.	Hill, Ed. A.	Wales	Farmer	Married	Minnesota	1880	1931 to 1935
19.	Anfinson, Carl	Mylo	Farmer	Married	Iowa	1886	1929 to 1935
19.	Urschel, Jacob	St. John	Farmer	Single	Nebraska	1887	1935
20.	Hanson, J. C.	Oberon	Veterinarian, Farmer	Married	Iowa	1888	1933, 1935
20.	Randall, John F.	Knox	Farmer	Married	Minnesota	1874	1919, 1935
21.	Downey, R. J.	Devils Lake	Lawyer	Married	Minnesota	1897	1935
21.	Gessner, Frank	Penn	Merchant	Married	Wisconsin	1869	1933, 1935
21.	Traynor, Edwin	Starkweather	Farmer	Married	North Dakota	1885	1923 to 1935
22.	McLarty, A. J.	Starkweather	Farmer	Married	Canada	1879	1919, 1931, 1935
22.	Norheim, L. O.	Rock Lake	Farmer	Married	Minnesota	1873	1935
23.	Burgum, L. R.	Jamestown	Minister	Married	North Dakota	1890	1935
23.	Dullea, Edw. J.	Pingree	Farmer	Married	Ireland	1875	1935
23.	Gilbertson, Ben	Jamestown	Car Dealer	Single	Minnesota	1879	1933, 1935
23.	Morris, H. J.	Jamestown	Printer, Publisher	Married	Minnesota	1889	1935
24.	Clarke, Earle E.	Nortonville	School Supt.	Married	South Dakota	1901	1935

MEMBERS OF HOUSE, 1935—(Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
24.	Shockman, Zack	Berlin	Farmer	Married	Minnesota	1882	1935
25.	Fitzgerald, Joe	Merricourt	Farmer and Rancher	Married	Illinois	1884	1933, 1935
25.	Wendland, G.	Kulm	Farmer	Married	Russia	1886	1935
26.	Wolf, Val. P.	Hague	Farmer	Married	North Dakota	1901	1931 to 1935
26.	Dahl, Math	Hazelton	Farmer	Married	Norway	1885	1931 to 1935
27.	Burke, Thos. J.	Bismarck	Attorney	Single	North Dakota	1897	1935
27.	Schantz, Wm. M.	Bismarck	C. P. A. Merchant	Married	North Dakota	1895	1935
27.	Thompson, J. M.	Wilton	Merchant, Farmer	Married	Iowa	1864	1925 to 1935
28.	Parkinson, Howard	Willow City	Garage, Farmer	Married	South Dakota	1903	1935
28.	Peterson, Peter	Antler	Farmer	Married	Minnesota	1876	1933, 1935
28.	Shurr, Fred. J.	Lansford	Farmer	Married	Minnesota	1873	1923 to 1935
29.	Blaisdell, Joe C. Jr.	Minot	Car Dealer	Married	Minnesota	1895	1935
29.	Frosaker, Ole G.	Minot	Car Dealer	Married	Norway	1879	1935
29.	Graham, M. D.	Burlington	Farmer	Married	West Virginia	1879	1935
29.	Muus, Einar	Minot	Lumber Merchant	Married	Norway	1881	1923 to 1935
30.	Godwin, W. J.	Mandan	R. R. Switchman	Married	Virginia	1885	1933, 1935
30.	Keidel, Carl	Mandan	Dairy	Married	North Dakota	1896	1935
30.	Schauss, Gus A.	Mandan	Farmer	Married	North Dakota	1894	1933, 1935
31.	Born, Fred	Richardton	Banking and Meat	Married	Germany	1883	1933, 1935
31.	Kubischta, Anton	South Heart	Farmer	Single	Russia	1888	1935
31.	Schnell, Ray	Dickinson	Farmer and Livestock	Married	North Dakota	1893	1935
32.	Bailey, Dave L.	Brantford	Farmer	Married	Mississippi	1879	1935
32.	Treffry, W. W.	New Rockford	Farmer	Married	Michigan	1877	1927 to 1935
33.	Aljets, Geo.	Sykeston	Farmer	Married	Kansas	1882	1927 to 1935
33.	Myers, Leonas	Bowdon	Farmer	Married	Kansas	1887	1935
34.	Biberdorf, W. O.	Gardena	Farmer	Married	Russia	1883	1935
34.	Goodlaxon, L. E.	Drake	Farmer	Single	Wisconsin	1869	1935

MEMBERS OF HOUSE, 1935—(Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
34.	Niewoehner, H. F.	Upham	Farmer	Married	Kentucky	1876	1931 to 1935
35.	Adam, John J.	Anamoose	Farmer	Married	Roumania	1877	1935
35.	Mode, Chas.	Steele	Farmer	Married	Minnesota	1888	1935
36.	Bauer, Wm.	Lehr	Garage	Married	Russia	1887	1935
36.	Bettenhausen, Wm. H.	Wishek	Farmer	Married	Illinois	1889	1933, 1935
36.	Ritter, Christ P.	Burnstad	Farmer	Married	Russia	1894	1935
37.	Morgan, C. H.	Walcott	Farmer	Married	Illinois	1872	1929 to 1935
37.	Williams, H. C.	Lidgerwood	Farmer	Married	Minnesota	1876	1935
38.	Thoreson, James G.	Fingal	Farmer	Married	North Dakota	1883	1935
39.	Anderson, A. C.	Gascoyne	Farmer	Married	South Dakota	1879	1935
39.	Noben, Nels P.	Beach	Retired	Married	Iowa	1877	1933, 1935
39.	Place, W. S.	Bowman	Farmer	Married	Pennsylvania	1867	1929, 1933, 1935
40.	Anderson, O. F.	Ambrose	Farmer	Married	Minnesota	1878	1923, 1925, 1927, 1935
40.	Marks, E. J.	Flaxton	Farmer	Married	Minnesota	1875	1935
40.	McIlraith, E. J.	Crosby	Attorney	Married	Minnesota	1890	1935
41.	Erickson, F. W.	Charbonneau	Farmer	Married	Minnesota	1885	1933, 1935
41.	Holey, M. L.	Arnegard	Minister, Farmer	Married	Norway	1868	1935
42.	Sand, Paul A.	Balta	Garage, Farmer	Married	Minnesota	1884	1935
42.	Tuff, Wm. H.	Barton	Farmer	Married	Canada	1880	1935
43.	Hurd, F. D.	Tolley	Doctor	Married	Maryland	1894	1935
44.	Olson, Alex	Parshall	Farmer	Married	Wisconsin	1877	1935
44.	Stray, Ole B.	Stanley	Farmer	Married	Norway	1867	1935
45.	Borstad, Christ	Tioga	Farmer	Married	Norway	1877	1935
45.	Fedje, Ben	Bonetrail	Farmer	Married	Norway	1885	1923, 1927, 1929, 1933, 1935
45.	Solberg, Harvey	Zahl	Co-op. Marketing	Single	North Dakota	1906	1933, 1935
46.	Beggs, Arlo	Turtle Lake	Farmer	Married	North Dakota	1913	1935

MEMBERS OF HOUSE, 1935—(Continued)

Dist.	NAME	ADDRESS	OCCUPATION	MARRIED or SINGLE	WHERE BORN	WHEN BORN	SESSIONS ATTENDED
46.	Erickson, J. A.	Blackwater	Farmer	Single	Sweden	1878	1927, 1933, 1935
46.	Scholl, R. R.	Washburn	Farmer	Married	Iowa	1897	1931 to 1935
47.	Caddell, James	Selfridge	Farmer	Married	North Dakota	1892	1935
47.	Seibel, Fred	Elgin	Farmer	Married	Illinois	1897	1935
48.	Bailey, J. W.	Emerson	Farmer	Married	Missouri	1879	1933, 1935
48.	Isaak, Gottlieb	Dodge	Farmer	Married	South Dakota	1883	1929 to 1935
48.	Jensen, Nels P.	Hazen	Farmer	Married	Denmark	1879	1933, 1935
49.	Child, E. A.	Regent	Farmer	Married	South Dakota	1894	1935
49.	Olson	Hettinger	Farmer	Married	Iowa	1873	1931 to 1935

ERRATA

Page 100, in lines 13 and 14, insert the word "Concurrent" between "Senate, and Resolution."

Page 265, in line 12, correct the spelling of "Child."

Page 269, in line 20 from bottom of page, strike out the word "Concurrent."

On page 908, strike out "Senate Bill No. 313 and title" and insert "House Bill No. 313 and title."

On page 958, between lines 4 and 5, insert the following:

"MEMORIAL RESOLUTION

Introduced by Representative Saumur

WHEREAS, The Honorable Arnold Sandlie departed this life at Grand Forks on the 26th day of July, 1934, and

WHEREAS, At that time he was serving his first term as Representative from the Sixth District in the North Dakota Legislative Assembly, and

WHEREAS, During his service in the Twenty-third Legislative Assembly he not only displayed qualities of great promise but built up for himself a wide circle of friendship in all political factions, and

WHEREAS, As a legislator he worked faithfully and assiduously for those things he felt would be of benefit to his state, its institutions and its general welfare, and

WHEREAS, Those who were privileged to know him either as a public official or as an individual, most deeply appreciate his many qualities, and his services to the state; now,

BE IT THEREFORE RESOLVED BY THIS JOINT LEGISLATIVE ASSEMBLY, That in the passing of this former member our state has lost one of its outstanding younger citizens, and

BE IS RESOLVED, That we do hereby express our deep feeling of sorrow at the passing of the Honorable Arnold Sandlie, and

BE IT FURTHER RESOLVED, That a copy of these resolutions be enrolled and forwarded by the Chief Clerk of the House to the surviving members of the family of the deceased."

On page 960, following the name, "J. D. Bacon," insert the following:

"MEMORIAL RESOLUTION

Introduced by Senator Nelson

WHEREAS, The Honorable J. D. Bacon departed this life on the 19th day of September, 1933, and

WHEREAS, During a long and useful life, the major portion of which was spent in North Dakota, he served his fellow citizens in many places of honor and distinction, being

on several occasions a delegate to National Conventions, being for many years an executive member of the Republican State organization, being at times a member of the Council and the School Board of his home city of Grand Forks, and having served the Sixth District as a Representative in the Sixth and Seventh Legislative Assemblies of the State of North Dakota and as a Senator in the Eighth and Ninth Legislative Assemblies of the State of North Dakota, and

WHEREAS, His life and career were indelibly identified with the pioneer and formative period of the history of this state, and he was a consistent advocate of the best interests of agriculture, in which he was financially interested, and

WHEREAS, To the multitude of friends, both within and without the state, who knew him as "Jerry," he was admired and respected for his innate honesty and integrity in business affairs, for his uncompromising devotion to his political ideals, for the aggressive manner in which he contended for those principles, and for the larger spirit of tolerance with which he met those who were not of his way of thinking, and

WHEREAS, In all his years of activity he maintained and defended at all costs his devotion to his country and her interests, he knew no limits in the measure of his loyalty to his friends, and he gave practical expression to his love for his fellow men by many acts of unostentatious charity, now."

On page 962, after the memorial for Paul Johnson and before the one for T. A. Gagnon, insert the following:

"Stephen Eyolfson, First District, Pembina County, House member, served in Session of 1895, died June 17, 1933.

Joseph Walter, First District, Pembina County, House member, served in Session of 1905, died September 30, 1933."

Page 1552, in line 11 from bottom of page, change "A-j" to read "A-i."

On top of pages 1695 to 1727, inclusive, strike out "February," and insert "March."

Page 1720, in line 12, insert "Senate Bill No. 212 and title" in lieu of "Senate Bill No. 12 and title."

Page 1732, in line 13 from bottom of page, strike out the name "Born," and insert the name "Hall."

Page 2021, in line 2, strike out letter "T" and insert "A-24."

Page 2021, in line 13, strike out the word "Concurrent."

Page 2021, in line 15, strike out the word "Concurrent."

Page 2072, in line 7 from bottom of page, change "Senate Concurrent Resolution A-1" to read "Senate Concurrent Resolution A-f."

Page 2079, in line 5 from bottom of page, strike out the word "House," and insert the word "Senate."

Journal of the House



Twenty-fourth Legislative Assembly

FIRST DAY

House of Representatives,
Bismarck, North Dakota,
January 8, 1935.

At the hour of twelve o'clock, Meridian, the eighth day of January, 1935, being the day and hour designated by law for the convening of the legislative assembly of the State of North Dakota, the members-elect of the House of Representatives, of the Twenty-fourth Legislative Assembly, assembled in the House Chamber, in the State Capitol Building, at Bismarck, North Dakota, and were called to order by James Curran, Chief Clerk of the House of Representatives of the Twenty-third Legislative Assembly of the State of North Dakota.

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

DEPARTMENT OF STATE

Bismarck, North Dakota,
January 8, 1935.

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

Dear Sir:

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

Dist.	County	Name	Address
1.	Pembina	Alex Dalzell	Walhalla
		Franklin Page	Hamilton
		Earl D. Symington	Nече
2.	Pt. Ward	Chas. H. Black	Foxholm
3.	Pt. Walsh	Palmer Levin	Park River
		Harry O'Brien	Park River
4.	Part Walsh	H. H. Hewitt	Minto

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Dist.	County	Name	Address
5.	Pt. Grand Forks	Oliver Bilden	Northwood
6.	Pt. Grand Forks	Geo. H. Saumur	Grand Forks
7.	Pt. Grand Forks	D. C. Cunningham	Reynolds
8.	Traill	Karl H. Brunsdale	Portland
		J. A. Dahl	Hatton
		L. C. Odegard	Buxton
9.	Pt. Cass	Ed. P. Cosgriff	Fargo
		Roy R. Hall	Fargo
		J. P. Johnson	Fargo
		Leland J. Smith	Fargo
		L. L. Twichell	Fargo
10.	Pt. Cass	M. H. Holte	Gardner
		Fred J. Peterson	Prosper
11.	Pt. Cass	Carl H. Dittmer	Leonard
		A. J. Kapaun	Alice
12.	Pt. Richland	J. D. Holthusen	Tyler
		C. E. Moore	Wahpeton
13.	Sargent	O. C. Anderson	Rutland
		A. N. Lavik	Milnor
14.	Ransom	Harris Halverson	Lisbon
		Martin Larson	Nome
15.	Pt. Barnes	Sam Oglesby	Wimbledon
16.	Griggs-Steele	Albert Bjerke	Finley
		J. E. Langford	Cooperstown
		Edw. Savre	Cooperstown
17.	Nelson	Albert Fjeld	Kloten
		Ejnar Lohrbauer	Lakota
18.	Cavalier	Harvey Brusseau	Wahalla
		William Crockett	Wales
		Ed. A. Hill	Wales
19.	Rolette	Carl Anfinson	Mylo
		Jacob Urschel	St. John
20.	Benson	J. C. Hanson	Oberon
		John F. Randall	Knox
21.	Ramsey	R. J. Downey	Devils Lake
		Frank Gessner	Penn
		Edwin Traynor	Starkweather
22.	Towner	A. J. McLarty	Starkweather
		L. O. Norheim	Rock Lake
23.	Stutsman	L. R. Burgum	Jamestown
		Edw. J. Dullea	Pingree
		Ben Gilbertson	Jamestown
		H. J. Morris	Jamestown
24.	LaMoure	Earle E. Clarke	Nortonville
		Zack Shockman	Berlin
25.	Dickey	Joe Fitzgerald	Merricourt
		G. Wendland	Kulm
26.	Emmons	Val P. Wolf	Hague
		Math Dahl	Hazelton
27.	Burleigh	Thos. J. Burke	Bismarck
		William M. Schantz	Bismarck
		J. M. Thompson	Wilton
28.	Bottineau	Howard Parkinson	Willow City
		Peter Peterson	Antler
		Fred J. Shurr	Lansford

Dist.	County	Name	Address
29.	Pt. Ward	Joe C. Blaisdell, Jr.	Minot
		Ole G. Frosaker	Minot
		M. D. Graham	Burlington
30.	Morton	Einar Muus	Minot
		W. J. Godwin	Mandan
		Carl Keidel	Mandan
31.	Stark	Gus A. Schauss	Mandan
		Fred Born	Richardton
		Anton Kubischta	South Heart
32.	Eddy-Foster	Ray Schnell	Dickinson
		Dave L. Bailey	Brantford
		W. W. Treffry	New Rockford
33.	Wells	Geo. Aljets	Sykeston
		Leonas Myers	Bowdon
34.	McHenry	W. O. Biberdorf	Gardena
		L. E. Goodlaxon	Drake
		H. F. Niewoehner	Upham
35.	Kidder-Sheridan	John J. Adam	Anamoose
		Chas. Mode	Steele
36.	McIntosh-Logan	William Bauer	Lehr
		Wm. H. Bettenhausen	Wishek
		Christ P. Ritter	Burnstad
37.	Pt. Richland	C. H. Morgan	Walcott
		H. C. Williams	Lidgerwood
38.	Part Barnes	James G. Thoreson	Fingal
39.	Billings, Bowman, Golden Valley and Slope	A. C. Anderson	Gascoyne
		Nels P. Noben	Beach
		W. S. Place	Bowman
		O. F. Anderson	Ambrose
40.	Burke-Divide	E. J. Marks	Flaxton
		E. J. McIlraith	Crosby
		F. W. Erickson	Charbonneau
41.	McKenzie	M. L. Holey	Arnegard
		Paul A. Sand	Balta
42.	Pierce	Wm. H. Tuff	Barton
43.	Renville	F. D. Hurd	Tolley
44.	Mountrail	Axel Olson	Parshall
		Ole B. Stray	Stanley
45.	Williams	Christ Borstad	Tioga
		Ben Fedje	Bonetrail
		Harvey Solberg	Zahl
46.	McLean	Arlo Beggs	Turtle Lake
		J. A. Erickson	Blackwater
		R. R. Scholl	Washburn
47.	Grant-Sioux	James Caddell	Selfridge
		Fred Seibel	Elgin
48.	Mercer, Oliver and Dunn	J. W. Bailey	Emerson
		Gottlieb Isaak	Dodge
		Nels P. Jensen	Hazen
49.	Adams-Hettinger	E. A. Child	Regent
		O. C. Olson	Hettinger

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota this 8th day of January, A. D. 1935.

(SEAL) JAMES D. GRONNA,
Secretary of State.

So the roll was called and there were 112 members present, Representative F. J. Shurr of Bottineau County being absent, so a quorum was declared present.

The Chief Clerk appointed Representatives Aljets, Traynor and Twichell to escort Chief Justice Burke to the rostrum.

Chief Justice Burke was escorted to the rostrum by the Committee.

The oath of office was administered to the 112 members by Chief Justice Burke.

Rev. Father Robert A. Feehan of Bismarck, North Dakota, offered prayer.

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

Representative Hill: I have a member in mind that I am happy to recommend as the Speaker of this House, a man who has always taken a very deep interest in the affairs of the common people of this state, a man that has always had to fight for his rights and worked himself up to a position where he has been recognized by the people in his home county as a man capable and honest and willing and efficient in every way to represent them, and a man who merits your consideration as Speaker. I know him personally for many years; have been brought up not so far from the community where he lives. The gentleman I wish to present for your consideration is Mr. William Crockett from Cavalier County.

Representative Godwin: I rise to second the nomination of Mr. Crockett as Speaker of this House. I never knew Mr. Crockett until six years ago when he first came to Bismarck, a new member. During the time he has been here he has been tireless in his efforts in behalf of legislation in which he is interested, and in his championship at all times of progressive legislation before this body, which recommends him to me as a man eminently well qualified to hold this position and I take great pleasure in seconding the nomination.

Mr. Erickson (of McKenzie): At this time I would like to offer a candidate for the office of Speaker of this House, and the man I am about to mention has been a legislator here for the past five sessions, and the man I have in mind is Mr. George Aljets. He is a member from the 33rd District and the fact that he has been returned here by his

people back home for five successive years is evidence of where he stands with the folks back home. He has always been progressive in the movement for progressive legislation at all times, and has been at all times a man with certain convictions and the courage to stand up for them. There are certain qualifications that any man should have to fill the position of Speaker and I think George Aljets has the ability in every way, and the qualifications to fulfill the duties of the office of Speaker. I take great pleasure in presenting the name of George Aljets for Speaker.

Representative Gilbertson: Members of this Assembly, it is indeed a great pleasure to me today to second the motion nominating George Aljets for Speaker of this House, for several reasons. I know George very well, have worked with him in the session two years ago. Anyone that has ever worked with George knows that he is the fellow that bears a big load upon his shoulders at any session. You would always find George in the early hours of the morning, after the rest of us had all quit, doing his work. It was always "Let George do it," and I am sure that George will be favorable to almost every one that is here. I don't think there is anyone that has anything to say but that George would make a wonderful Speaker and would be right with everybody. So it gives me great pleasure in seconding the motion of George Aljets for Speaker of the House.

Mr. Savre: I second the nomination of Mr. Crockett for Speaker. I have served with Mr. Crockett these last two sessions and I have always found him working for the people.

Mr. Traynor: I wish to second the nomination of my good friend George Aljets for Speaker. In the five sessions during which he has served the people of the State of North Dakota and his district, it has been my privilege to serve also, and in those ten years I have had a pretty good opportunity to observe him, and I know that he is a man of great ability, a man of industry, and a man of an agreeable disposition; that he has been popular, not only with his own faction but with all of us, and in the problems that are confronting us in this session, I feel that a man of Mr. Aljets' ability, and his personality is eligible for this position; that he will set this House on such a basis that it will be better able to accomplish for the people of the State of North Dakota those things which they are crying loudly that they be accomplished, and so it is with pleasure that I second his nomination and urge that you all support him.

Mr. Thompson: I take great pleasure in seconding the nomination of George Aljets for Speaker. I have worked with him since 1925 and he has been a man you could go to at any time and talk with. We haven't always agreed on political questions but we could talk things over and not have any hard feelings, and he has been that way with every member of the House. He is a man of agreeable dis-

position, a man that if elected will serve the State of North Dakota to the best of his ability, a man that I think all factions—that I know all factions—would receive fair treatment from, and this is a time when people should forget their politics and vote for the interest of the State. There are some big problems before the State of North Dakota at this time—the biggest we have ever had. From the personal acquaintance I have had with George Aljets and from what I know of him, it gives me great pleasure to second his nomination for the position of Speaker.

Mr. Scholl: I want to rise to second the nomination of William Crockett for Speaker of this House. I have served with Mr. Crockett in the past two sessions and know something of his ability, something of his efforts, and became very well acquainted with Mr. Crockett in the work of this body. Mr. Crockett, to my knowledge, is one of the members of the Republican party, and believes in the principles of the Republican party, but I know from my association with him that he will be fair in his treatment, fair in his deliberations, and will render unbiased service to this House as Speaker, regardless of political affiliations, and it gives me a great deal of pleasure, as the ranking member of the legislature from the 46th district, to urge your support of William Crockett for Speaker.

Mr. Stray: As a new member it is perhaps not proper for me to say very much, but I know that is true of William Crockett. I know both men. I am pleased to know and understand that the other faction also endorse him. I understand only two factions here, that is the Democratic and the Republican, and as we are Republicans and both of these men are Republicans, as I know both of them, and am well acquainted with both of them, I will endorse William Crockett as a representative from Mountrail County, and ask you to support him if he is elected.

Mr. Cunningham: As a new member this session, and as a Democrat it gives me great pleasure to second the nomination of George Aljets. I think this Assembly has forgotten one thing. Mr. Aljets was chairman of the State Affairs Committee and carried the greatest load of any man during the past session. There was bill after bill brought into his committee, referred to his committee, there was a tremendous amount of work and Mr. Aljets carried that burden. I think with due respect to Mr. Aljets that he should be considered for Speaker, for which position I take great pleasure in seconding his nomination.

ROLL CALL

The question being on the election of Speaker, the roll was called, and there were 65 votes for Mr. Crockett, 44 votes for Mr. Aljets, 3 passed and absent and not voting, 1.

Those voting for Mr. Crockett were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Peterson, Bottineau
Anderson, Bowman	Goodlaxon	Place

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hanson	Randall
Anderson, Sargent	Hill	Ritter
Anfinson	Holey	Sand
Bauer	Isaak	Savre
Beggs	Jensen	Schnell
Bettenhausen	Kubischta	Scholl
Biberdorf	Larson	Seibel
Bilden	Levin	Schauss
Bjerke	Marks	Shockman
Born	Morgan	Solberg
Borstad	McIlraith	Stray
Brusseau	McLarty	Symington
Caddell	Mode	Thoreson
Child	Niewoehner	Treffry
Dahl, Emmons	Noben	Tuff
Dahl, Traill	Odegard	Urschel
Dalzell	Olson, Hettinger	Wendland
Dittmer	Olson, Mountrail	Williams
Erickson, McLean	Page	Wolf
Fedje	Parkinson	

Those voting for Mr. Aljets were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Frosaker	Lohrbauer
Bailey, Dunn	Gessner	Moore
Black	Gilbertson	Morris
Blaisdell	Graham	Muus
Brunsdale	Hall	Norheim
Burgum	Halverson	O'Brien
Burke	Hewitt	Oglesby
Clarke	Holthusen	Peterson, Cass
Cosgriff	Holte	Saumur
Cunningham	Hurd	Schantz
Downey	Johnson	Smith
Dullea	Kapaun	Thompson
Erickson, McKenzie	Keidel	Traynor
Fjeld	Langford	Twichell
Fitzgerald	Lavik	

Absent and not voting:

Messrs.
Shurr

Passed:

Messrs.	Messrs.	Messrs.
Aljets	Crockett	Myers

Mr. Aljets moved that the vote by which Mr. Crockett was elected Speaker be declared unanimous.

Which motion prevailed.

Mr. Noben moved that a committee of three be appointed to escort the Speaker to the rostrum.

The Chief Clerk appointed as such committee Representatives Aljets, Godwin and Fedje.

The Chief Justice administered the oath of office to William Crockett, Speaker.

Speaker Crockett addressed the House as follows:

"Members of this Assembly: I want to thank you for the confidence that has been placed in me. I want to say that I appreciate it very much. I want to further say, as your Speaker, that I will deal fairly with every faction, no matter whether it is the majority, minority or the ones on middle ground—they say there are so many factions. All I ask in return is your help and your courtesy to help me do that. I know the responsibilities that are placed upon me. I know the limits of my ability, but I am sure, with your help, that we will get along wonderfully. So I ask you again for your true cooperation, all the time."

(Applause.)

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

Rep. Myers: I wish to nominate a man who I think is capable, and who has had experience and will faithfully perform the duties of this office. I nominate Walter S. Martin for the position of Chief Clerk.

Representative Godwin seconded that motion.

Representative Dahl moved that the nominations be closed.

Which motion prevailed.

ROLL CALL

The question being on the selection of Walter S. Martin for Chief Clerk, the roll was called, and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	O'Brien
Aljets	Gessner	Odegard
Anderson, Bowman	Gilbertson	Oglesby
Anderson, Burke	Godwin	Olson, Hettinger
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Peterson, Cass
Beggs	Hewitt	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Blaisdell	Isaak	Schantz

Messrs.	Messrs.	Messrs.
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke.	Larson	Smith
Caddell	Lavik	Solberg
Child	Levin	Stray
Clarke	Lohrbauer	Symington
Cosgriff	Marks	Thompson
Cunningham	Moore	Thoreson
Dahl, Emmons	Morgan	Traynor
Dahl, Traill	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker
Fitzgerald	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dalzell	Langford	Shurr

The Speaker administered the oath of office to Walter Martin, Chief Clerk.

Representative Treffry nominated James Bothne for the position of Desk Reporter.

Which motion was seconded.

Representative Child moved that the nominations be closed.

Which motion prevailed.

ROLL CALL

The question being on James Bothne for Desk Reporter, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bauer	Hanson	Peterson, Cass
Beggs	Hewitt	Place
Bettenhausen	Hill	Randall

Messrs.	Messrs.	Messrs.
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Blaisdell	Isaak	Schantz
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McLean	Mode	Urschel
Fedje	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf
Frosaker	Noben	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Erickson, McKenzie	Olson, Hettinger
Caddell	Langford	Shurr
Dazell	Norheim	

The Speaker administered the oath of office to James Bothne, Desk Reporter.

Mr. McLarty moved the nomination of A. M. Peterson for the position of Sergeant-at-Arms.

Mr. Fedje seconded the motion.

Mr. Williams moved that the nominations be closed.

ROLL CALL

The question being on the election of A. M. Peterson as Sergeant-at-Arms, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	O'Brien
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Page
Anfinson	Graham	Parkinson
Bailey, Eddy	Hall	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hanson	Place
Beggs	Hewitt	Ritter
Bettenhausen	Hill	Sand
Biberdorf	Holey	Saumur
Bilden	Holthusen	Savre
Bjerke	Holte	Schantz
Black	Hurd	Schnell
Blaisdell	Isaak	Scholl
Born	Jensen	Seibel
Borstad	Johnson	Schauss
Brunsdale	Kapaun	Smith
Brusseau	Keidel	Solberg
Burke	Kubischta	Stray
Caddell	Larson	Symington
Child	Lavik	Thompson
Clarke	Levin	Thoreson
Cosgriff	Marks	Traynor
Cunningham	Moore	Treffry
Dahl, Traill	Morris	Tuff
Dalzell	McIlraith	Twichell
Dittmer	McLarty	Wendland
Downey	Muus	Williams
Erickson, McKenzie	Myers	Wolf
Fedje	Niewoehner	Mr. Speaker
Fitzgerald	Noben	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Langford	Olson, Mountrail
Dahl, Emmons	Lohrbauer	Randall
Dullea	Morgan	Shockman
Erickson, McLean	Mode	Shurr
Fjeld	Olson, Hettinger	Urschel

Mr. A. M. Peterson is administered the oath of office of Sergeant-at-Arms by the Speaker.

Mr. Bjerke moved that the House proceed to draw for seats; and that the present floor leaders and the Ex-Speakers be given first choice.

The motion is seconded by Mr. Williams.

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

Mr. Hanson, of Benson, moved the Speaker to appoint a temporary committee consisting of three members for the Correction and Revision of the Journal.

Which motion prevailed.

The Speaker thereupon appointed the following committee: Hanson, of Benson County; Niewoehner, and Schantz.

Mr. Gilbertson moved that the Chair appoint a committee of three to notify the Senate that the House is organized and ready to do business.

Which motion prevailed.

The Speaker appointed the following Committee: Representatives Gilbertson, Marks and Blaisdell.

Mr. Godwin moved that the rules of the Twenty-third Legislative Assembly be adopted as the rules for the Twenty-fourth Legislative Assembly.

Which motion prevailed.

Mr. Schauss moved that the Board of Administration be authorized to furnish supplies for the House, to be charged to "legislative expense."

ROLL CALL

The question being on authorizing the Board of Administration to furnish supplies for the House to be charged to "legislative expense," the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Symington
Cunningham	Lohrbauer	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Norheim	

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Marks	Stray
Child	Shurr	

Mr. Solberg moved the appointment of a committee on Mileage and Per Diem, consisting of five members.

Which motion prevailed.

Mr. Odegard moved that the Chair appoint a committee of three to make arrangements as to committee rooms.

Which motion prevailed.

The Speaker named on the committee to make arrangements as to committee rooms: Representatives Odegard, Downey and Muus.

Mr. Savre moved that the Speaker appoint a committee of three to act with a like committee from the Senate on Printing and Distribution of Bills and the Journal.

Which motion prevailed.

Mr. Fedje moved that the Speaker appoint at this time a committee on employment, consisting of three.

Which motion prevailed.

The Speaker appoints on the employment committee Representatives Fedje, Savre and Symington.

The Speaker appointed on the committee to act with the Committee from the Senate on Printing and Distribution of Bills and the Journal, Representatives Cunningham, Stray and Hall.

Mr. Godwin moves the following resolution be adopted:

RESOLUTION

The House of Representatives of the State of North Dakota, having, on this 8th day of January, 1935, organized for the purpose of performing its legislative duties, and it appearing that the question of the right of Thomas Moodie to hold the office of Governor of the State of North Dakota is in litigation, and the fact that his right to such office is in issue and undetermined, causes confusion and creates a condition of uncertainty that hampers orderly procedure and efficiency in carrying on the legislative functions,

NOW THEREFORE, Be it resolved by the House of Representatives of the State of North Dakota that the Supreme Court of the State of North Dakota be advised, by delivery of a copy of this resolution to said Court, that the organization of the House has been completed, and the Supreme Court is respectfully requested to expedite, to the full extent permissible under the laws and rules of the Court, the hearing and determination on the question of the rights of Thomas Moodie to hold the office of Governor, in order that the public business of the State may proceed duly and regularly and the status of the Chief Executive determined at the earliest possible time.

Which motion prevailed.

Mr. Niewoehner moved that the absent members be excused.

Which motion prevailed.

Mr. Godwin moved that the House do now recess until 12:55 tomorrow.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

FIRST DAY AFTER RECESS AND SECOND DAY

House of Representatives,
Bismarck, North Dakota,
January 9, 1935.

The House convened at 12:55 P. M., pursuant to recess taken, Speaker Crockett presiding.

The Speaker announced the committee on Mileage and Per Diem as follows: Representatives Solberg, Traynor, Dittmer, Scholl and Olson of Adams and Hettinger.

Mr. Godwin moved that the assembly do now adjourn.

Which motion was seconded by Mr. Treffry.

Mr. Gilbertson demanded a roll call on the motion for adjournment, which request was granted.

ROLL CALL

The question being on adjournment, the roll was called and there were ayes, 62; nays, 41; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fedje	Olson, Hettinger
Anderson, Bowman	Fitzgerald	Olson, Mountrail
Anderson, Burke	Godwin	Parkinson
Anderson, Sargent	Goodlaxon	Peterson, Bottineau
Anfinson	Halverson	Randall
Bailey, Eddy	Hanson	Sand
Bauer	Hill	Savre
Beggs	Holey	Schnell
Bettenhausen	Isaak	Seibel
Biberdorf	Jensen	Schauss
Bilden	Johnson	Shockman
Bjerke	Kubischta	Stray
Born	Larson	Thoreson
Borstad	Levin	Treffry
Brusseau	Marks	Tuff
Caddell	Morgan	Urschel
Erickson, McLean	Odegard	

Messrs.	Messrs.	Messrs.
Child	Myers	Wendland
Dahl, Emmons	Niewoehner	Wolf
Dahl, Traill	Noben	Mr. Speaker
McLarty		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Gilbertson	McIlraith
Blaisdell	Graham	Muus
Brunsdale	Hall	Norheim
Burgum	Hewitt	O'Brien
Burke	Holthusen	Oglesby
Clarke	Holte	Page
Cosgriff	Hurd	Peterson, Cass
Cunningham	Kapaun	Saumur
Dalzell	Keidel	Schantz
Downey	Langford	Smith
Dullea	Lavik	Symington
Erickson,McKenzie	Lohrbauer	Thompson
Fjeld	Moore	Traynor
Frosaker	Morris	Twichell
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Place	Shurr
Bailey, Dunn	Ritter	Solberg
Dittmer	Scholl	Williams
Mode		

So the House adjourned.

SECOND DAY

House of Representatives,
Bismarck, North Dakota,
January 9, 1935.

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

Prayer by the Chaplain, Rev. N. E. McCoy of Carrington, North Dakota.

ROLL CALL

The roll was called and there were present, 106; absent, 7. absent, 7.

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bauer	Hanson	Peterson,Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holey	Place

Messrs.	Messrs.	Messrs.
Biberdorf	Holthusen	Randall
Bilden	Hurd	Ritter
Bjerke	Isaak	Sand
Black	Jensen	Saumur
Blaisdell	Johnson	Savre
Born	Kapaun	Schantz
Brunsdale	Keidel	Schnell
Brusseau	Kubischta	Scholl
Burgum	Langford	Seibel
Burke	Larson	Schauss
Caddell	Lavik	Shockman
Child	Levin	Shurr
Clarke	Lohrbauer	Smith
Cosgriff	Marks	Solberg
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Symington
Dahl, Traill	Morris	Thompson
Dalzell	McIlraith	Thoreson
Dittmer	McLarty	Traynor
Downey	Mode	Treffry
Dullea	Muus	Tuff
Erickson, McKenzie	Myers	Twichell
Fedje	Niewoehner	Urschel
Fjeld	Noben	Wendland
Fitzgerald	Norheim	Williams
Frosaker	O'Brien	Wolf
Gessner	Odegard	Mr. Speaker
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Borstad	Hewitt
Anderson, Bowman	Erickson, McLean	Holte
Bailey, Dunn		

At this time the Speaker administered the oath of office to Representative Fred J. Shurr of Lansford, North Dakota.

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

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

On line 16, page 2, change the address of Carl H. Dittmer to read Leonard instead of Durbin.

On line 12, page 13, omit name of Representative Randall and insert same above as voting in the affirmative.

On page 14, following line 13, insert "Mr. Niewoehner moved that the absent members be excused."

Which motion prevailed.

On page 7, line 11, Mr. Smith is reported as voting for Mr. Crockett, should be recorded as voting for Mr. Aljets.

On page 5, line 34, the name "Twichell" should be stricken out, and the name "Traynor" substituted therefor.

On page 6, line 40, the name "O'Brien" should be changed to "Cunningham."

On pages 7, 9, 10, 11, 12, wherever the name "Lanford" occurs correct to read "Langford."

On page 13, line 14, Bilden is reported as absent and not voting. He voted in the affirmative.

On page 7, line 20, the name "Dazell" should be corrected to read "Dalzell"; also on page 10, line 35; page 11, line 24; page 12, line 4 from the bottom.

And when so corrected recommend that the same be approved.

J. C. HANSON,
Chairman.

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

PETITIONS AND COMMUNICATIONS

State of North Dakota—Supreme Court

Bismarck, North Dakota,
January 9, 1935.

To the Honorable

The House of Representatives of the Legislative Assembly of
the State of North Dakota.

Gentlemen:

The Supreme Court begs to acknowledge the receipt of a copy of your Resolution of January 8, 1935, touching the litigation involving the right of Thomas H. Moodie to hold the office of Governor of the State of North Dakota. As a communication from a co-ordinate branch of the government the court has given it earnest consideration. I am authorized to say that the court appreciates the gravity and importance of this case and the desirability of its early determination. To that end the court has done, and is doing, everything possible to expedite its disposition.

This proceeding is by information in the nature of quo warranto. Ordinarily writs of quo warranto are not granted to try the title of an official to an office until the term has commenced and he has proceeded to act. But because of the necessity for a speedy determination of this case, with consent of counsel and under and by virtue of the declaratory judgment act, we took jurisdiction before the installation of Mr. Moodie in office.

The case involves a question of fact properly triable to a jury. Section 87 of the Constitution says "no jury trial shall be allowed in said supreme court." But the same section provides that "in proper cases questions of fact may be sent by said court to a district court for trial."

On January 2, at a hearing at which both parties were represented by counsel, this court announced and entered an order holding: " * * * that the issue involved is one to which the parties are of right entitled to a jury trial; that historically this is the general procedure and hence in a quo warranto proceeding in this Court an issue of fact should be referred to the District Court for trial unless the parties waive a trial by jury; that in this case because of the agreement of the parties the Court has the right to hear and determine the issue of fact itself; but a majority of the Court are of the opinion that orderly procedure requires otherwise and therefore this court will require the issue of fact in dispute to be submitted to a district court for trial."

Thereafter counsel in the case stipulated that it should be tried before Judge Buttz of the Second Judicial District. Accordingly an order was entered sending the case to the County of Ramsey for trial of the issue of fact. The court in that behalf ordered on January 7, that "The trial court is directed to proceed with the trial of the case as expeditiously as possible and upon the completion of the trial to forthwith certify to this court the verdict or findings as the case may be and a transcript of all proceedings had, including a transcript of the evidence."

You may rest assured that this court will do everything possible to secure an early orderly determination of the case.

Respectfully,

JOHN BURKE,
Chief Justice.

Mr. Twichell moved that the communication be received; that the Supreme Court be thanked for the courtesy, and that the communication be printed in the Journal as of today.

Which motion prevailed.

Mr. Brunsdale moved to suspend the order of business.

At this time Mr. Brunsdale presented a gavel on behalf of the delegation from Traill.

Mr. Fedje moved that the following names be placed in nomination for the following respective offices; that their names be voted on collectively, and that the records show a separate roll call for each.

Which motion prevailed.

First Assistant Chief Clerk—Minnie D. Craig, Esmond, N. D.

Second Assistant Chief Clerk—Rex Stair, Bottineau, N. D.
 Chief Stenographer—Helen Ulsrud, Bismarck, N. D.
 Page—George Schuch, Dickinson, N. D.
 Page—G. W. McCutchan, Manning, N. D.
 Postmaster—Joe Lepier, Cavalier, N. D.
 Doorkeeper, Main Floor—Ed. Martell, Medina, N. D.
 Doorkeeper, Main Floor—Otto Bruns, Binford, N. D.
 Doorkeeper, Gallery—Mike Toussaind, Leonard, N. D.
 Doorkeeper, Gallery—Hjelmer Solwick, Finley, N. D.
 Cloakroom Attendant—Chas. Roth, Mandan, N. D.
 Special Messenger to Governor—H. G. Kapfer, Anamoose, N. D.
 Chief Engrossing and Enrolling Clerk—Lyle George, Hillsboro, N. D.
 Chief Mailing Clerk—Frank Wald, Karlsruhe, N. D.
 First Assistant Mailing Clerk—Lloyd Engh, Grand Forks, N. D.
 Bill Room Clerk—Anton S. Kraft.
 Janitor—Martin Lund, Englevale, N. D.
 Janitor—Lars Soiseth, Alamo, N. D.
 Janitor—A. H. Oksendahl, Tunbridge, N. D.
 Janitor—Jacob Bender, Mercer, N. D.

ROLL CALL

The question being on Hiring Help as above motion, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Hall	Olson, Mountrail
Anfinson	Halverson	Page
Bauer	Hanson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Biberdorf	Hill	Peterson, Cass
Bilden	Holey	Place
Bjerke	Holthusen	Randall
Blaisdell	Holte	Ritter
Born	Hurd	Sand
Borstad	Isaak	Saumur

Messrs.	Messrs.	Messrs.
Brunsdale	Jensen	Schantz
Brusseau	Johnson	Schnell
Burgum	Kapaun	Scholl
Burke	Keidel	Seibel
Caddell	Kubischta	Schauss
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Marks	Symington
Dahl, Traill	Morgan	Thompson
Dalzell	Morris	Thoreson
Dittmer	McIlraith	Traynor
Downey	McLarty	Treffry
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Tuff
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner	Savre	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Bettenhausen	Lohrbauer
Bailey, Eddy	Black	Moore
Bailey, Dunn	Graham	Shockman

The oath was administered to the following employees:

Minnie D. Craig, Rex Stair, Helen Ulrud, George Schuch, G. W. McCutchan, Joe Lepier, Ed. Martell, Otto Bruns, Mike Toussaind, Hjelm Solwick, Chas. Roth, H. G. Kapfer, Lyle George, Lloyd Engh, Enton S. Kraft, Martin Lund, Lars Soiseth, A. H. Oksendahl, Jacob Bender.

Mr. Gilbertson moved that the Chair appoint a committee of three to notify Governor Moodie that the House is now organized and ready for business.

A roll call was demanded and granted.

ROLL CALL

The question being on motion of Mr. Gilbertson for committee of three to notify Governor, the roll was called and there were ayes, 50; nays, 62; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Moore
Black	Gilbertson	Morris
Blaisdell	Goodlaxon	McIlraith
Borstad	Graham	Muus
Brunsdale	Hall	Niewoehner
Burgum	Halverson	Norheim
Burke	Hewitt	O'Brien
Clarke	Holthusen	Oglesby

Messrs.	Messrs.	Messrs.
Cosgriff	Holte	Peterson, Cass
Cunningham	Hurd	Saumur
Dahl, Traill	Johnson	Schantz
Downey	Kapaun	Smith
Dullea	Keidel	Solberg
Erickson, McKenzie	Langford	Thompson
Fjeld	Lavik	Traynor
Fitzgerald	Lohrbauer	Twichell
Frosaker	Page	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Randall
Anderson, Bowman	Hanson	Ritter
Anderson, Burke	Hill	Sand
Anderson, Sargent	Holey	Savre
Anfinson	Isaak	Schnell
Bailey, Dunn	Jensen	Scholl
Bauer	Kubischta	Seibel
Beggs	Larson	Schauss
Bettenhausen	Levin	Shockman
Biberdorf	Marks	Shurr
Bilden	Morgan	Stray
Bjerke	McLarty	Symington
Born	Mode	Thoreson
Brusseau	Myers	Treffry
Caddell	Noben	Tuff
Child	Odegard	Urschel
Dahl, Emmons	Olson, Hettinger	Wendland
Dalzell	Olson, Mountrail	Williams
Dittmer	Parkinson	Wolf
Erickson, McLean	Peterson, Bottineau	Mr. Speaker
Fedje	Place	

Absent and not voting:

Messrs.
Adam

So the motion was lost.

Mr. Burke moved that the Chair appoint a committee of three to confer with a like committee from the Senate for the purpose of a joint session hearing the message of Governor Moodie and the outgoing Acting Governor O. H. Olson.

Roll call was demanded and granted.

ROLL CALL

The question being on Mr. Burke's motion, the roll was called and there were ayes, 50; nays, 62; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Morris
Black	Gilbertson	McIllraith
Blaisdell	Goodlaxon	Muus

Messrs.	Messrs.	Messrs.
Borstad	Graham	Niewoehner
Brunsdale	Hall	Norheim
Burgum	Halverson	O'Brien
Burke	Hewitt	Oglesby
Clarke	Holthusen	Page
Cosgriff	Holte	Peterson, Cass
Cunningham	Hurd	Saumur
Dittmer	Johnson	Schantz
Downey	Kapaun	Smith
Dullea	Keidel	Solberg
Erickson, McKenzie	Langford	Thompson
Fjeld	Lavik	Traynor
Fitzgerald	Lohrbauer	Twichell
Frosaker	Moore	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Randall
Anderson, Bowman	Hanson	Ritter
Anderson, Burke	Hill	Sand
Anderson, Sargent	Holey	Savre
Anfinson	Isaak	Schnell
Bailey, Dunn	Jensen	Scholl
Bauer	Kubischta	Seibel
Beggs	Larson	Schauss
Bettenhausen	Levin	Shockman
Biberdorf	Marks	Shurr
Bilden	Morgan	Stray
Bjerke	McLarty	Symington
Born	Mode	Thoreson
Brusseau	Myers	Treffry
Caddell	Noben	Tuff
Child	Odegard	Urschel
Dahl, Emmons	Olson, Hettinger	Wendland
Dahl, Traill	Olson, Mountrail	Williams
Dalzell	Parkinson	Wolf
Erickson, McLean	Peterson, Bottineau	Mr. Speaker
Fedje	Place	

Absent and not voting:

Messrs.
Adam

So the motion was lost.

Mr. Niewoehner moved that the absent members be excused.

Which motion prevailed.

Mr. Godwin moved that the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

THIRD DAY

House of Representatives,
Bismarck, North Dakota,
January 10, 1935.

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

Prayer by Chaplain N. E. McCoy.

ROLL CALL

The roll was called and there were present, 108; absent, 5.

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Norheim
Anderson, Bowman	Gessner	O'Brien
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Hall	Page
Bauer	Hanson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Bettenhausen	Hill	Peterson, Cass
Biberdorf	Holey	Place
Bilden	Holthussen	Randall
Bjerke	Holte	Ritter
Black	Hurd	Sand
Blaisdell	Isaak	Saumur
Born	Jensen	Savre
Borstad	Johnson	Schantz
Brunsdale	Kapaun	Schnell
Brusseau	Keidel	Scholl
Burke	Kubischta	Seibel
Caddell	Langford	Shockman
Child	Larson	Shurr
Clarke	Lavik	Smith
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor

Messrs.	Messrs.	Messrs.
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Halverson	Solberg
Burgum	Schauss	

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

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

On page 1, line 11 omit comma after the name Olson.

On page 2, line 36, change initials of Rev. McCoy to read N. E.

On pages 2, 3, 7, 8 and 9, in the roll calls, correct spelling of name Field to read Fjeld.

On page 2, line 36, omit comma after the name McCoy.

On page 7, line 34, omit name of Frank Wald.

In roll call on bottom of page 2, change ayes, 106; nays, 0, to read present, 106.

On page 2, Mr. Erickson of McKenzie is reporting as voting "aye," which should have been "no."

On page 8, Mr. Fedje is reported as voting "aye," which should have been "no."

On page 1, Mr. Blaisdell is reported as voting "aye," whereas his vote should be changed to "no."

On page 8, Mr. Jensen is reported as voting "aye," whereas his vote should be changed to "no."

On page 7, Mr. Tuff is reported as absent and not voting, whereas he voted "aye."

And when so corrected recommend that the same be approved.

J. C. HANSON,
Chairman.

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

MOTIONS AND RESOLUTIONS

Mr. Godwin asks the Clerk to read House Resolution "A," which he was sending to the desk.

HOUSE RESOLUTION No. A

Introduced by W. J. Godwin

Memorial to Hon. Thomas H. Moodie and Hon. Walter Welford.

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

WHEREAS, Rumors, charges and statements have been, and are being made and circulated to the effect that the Hon. Thomas H. Moodie and the Hon. Walter Welford were both born on foreign soil and are at present subjects of foreign governments—and that neither has complied with the Constitution and Laws of the United States relating to naturalization of citizens of foreign birth: And

WHEREAS: Such charges, if true, would, by virtue of constitutional provisions of this state, prevent their holding public office in North Dakota: And

WHEREAS: Public interests demands that such charges be disproved with the utmost speed, to the end that the public business of the state may be conducted in a legal and orderly manner:

THEREFORE, BE IT RESOLVED: By the House of Representatives of the Twenty-fourth Legislative Assembly of the State of North Dakota, that such matter be brought to the attention of both parties named, and that they, and each of them be, and they are hereby, requested and required to file with the Clerk of this body due proof of their citizenship, and that such proof be filed forthwith, unless good reason be shown for failure to comply with this request.

BE IT FURTHER RESOLVED: That a copy of this resolution be served upon each of the parties named, and that due proof of such service be filed with the Clerk.

Mr. Godwin moved the resolution be printed in the Journal, and that it receive the immediate consideration of the House.

Mr. Twichell moved that the resolution be printed in the Journal, and that action on the same be deferred until tomorrow.

Which motion prevailed.

Mr. Parkinson moved that the House do now adjourn. A roll call was demanded and granted.

ROLL CALL

The question being on Adjournment, the roll was called

and there were ayes, 61; nays, 46; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fedje	Randall
Anderson, Bowman	Godwin	Ritter
Anderson, Burke	Hanson	Sand
Anderson, Sargent	Hill	Savre
Anfinson	Holey	Schnell
Bailey, Eddy	Isaak	Scholl
Bailey, Dunn	Jensen	Seibel
Bauer	Kubischta	Schauss
Beggs	Larson	Shockman
Bettenhausen	Marks	Shurr
Biberdorf	Morgan	Stray
Bilden	McIlraith	Symington
Bjerke	McLarty	Thoreson
Born	Mode	Treffry
Borstad	Myers	Tuff
Brusseau	Noben	Urschel
Child	Olson, Hettinger	Wendland
Caddell	Olson, Mountrail	Williams
Dahl, Emmons	Parkinson	Wolf
Dalzell	Peterson, Bottineau	Mr. Speaker
Erickson, McLean	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Goodlaxon	Morris
Blaisdell	Graham	Muus
Brunsdale	Hall	Niewoehner
Burke	Hewitt	Norheim
Clarke	Holthusen	O'Brien
Cosgriff	Holte	Odegard
Cunningham	Hurd	Oglesby
Dahl, Traill	Johnson	Page
Downey	Kapaun	Peterson, Cass
Dullea	Keidel	Saumur
Erickson, McKenzie	Langford	Schantz
Fjeld	Lavik	Smith
Fitzgerald	Levin	Thompson
Frosaker	Lohrbauer	Traynor
Gessner	Moore	Twichell
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Dittmer	Solberg
Burgum	Halverson	

So the House adjourned.

WALTER S. MARTIN,
Chief Clerk.

FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
January 11, 1935.

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

Prayer by Chaplain N. E. McCoy.

ROLL CALL

The roll was called and there were 108 present, and 5 absent.

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Norheim
Anderson, Bowman	Gilbertson	O'Brien
Anderson, Sargent	Godwin	Odegard
Anfinson	Goodlaxon	Oglesby
Bailey, Eddy	Graham	Olson, Hettinger
Bailey, Dunn	Hall	Olson, Mountrail
Bauer	Halverson	Page
Bettenhausen	Hanson	Parkinson
Biberdorf	Hewitt	Peterson, Bottineau
Bilden	Hill	Peterson, Cass
Bjerke	Holey	Place
Black	Holthusen	Randall
Blaisdell	Holte	Ritter
Born	Hurd	Sand
Borstad	Isaak	Saumur
Brunsdale	Jensen	Savre
Brusseau	Johnson	Schantz
Burgum	Kapaun	Schnell
Burke	Keidel	Scholl
Caddell	Kubischta	Seibel
Child	Langford	Schauss
Clarke	Larson	Shockman
Cosgriff	Lavik	Shurr
Cunningham	Levin	Smith
Dahl, Emmons	Lohrbauer	Stray
Dahl, Traill	Marks	Symington
Dalzell	Moore	Thoreson
Dittmer	Noben	Traynor

Messrs.	Messrs.	Messrs.
Downey	Morgan	Treffry
Dullea	Morris	Tuff
Erickson, McKenzie	McIlraith	Twichell
Erickson, McLean	McLarty	Urschel
Fedje	Mode	Wendland
Fjeld	Muus	Williams
Fitzgerald	Myers	Wolf
Frosaker	Niewoehner	Mr. Speaker

Absent:

Messrs.	Messrs.	Messrs.
Adam	Beggs	Thompson
Anderson, Burke	Solberg	

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

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

On page 4, Mr. Caddell was reported "absent and not voting," whereas he was present and voted in the affirmative.

And when so corrected recommend that the same be approved.

J. C. HANSON,
Chairman.

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

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the resolution which was printed in the Journal yesterday be considered in its regular order on Monday.

Which motion prevailed.

FOURTH ORDER OF BUSINESS

Mr. Oglesby presented a communication from the retiring Acting Governor, Ole H. Olson, to the Chief Clerk, with the request that the same be read at this time.

Which request was granted.

To the Members of the Twenty-fourth Legislative Assembly, Greetings:

I understand that it is my duty under Section 75 of the Constitution, which I have taken an oath to uphold, to present a message to you at the commencement of your session.

The time honored custom has been to present this message in person at a joint meeting of the two bodies, but personal duties make me unable to wait longer to do so. I have been absent from my family for something over five months and I must in a short time again devote myself to fulfilling certain duties on behalf of the Farmers' Union that will again

require my absence from home. I have therefore decided to present the individual members of the Legislative Assembly with my written message and accompanying this letter is a brief communication on the affairs of the state. I only hope that my remarks will be of assistance in shaping laws of benefit and protection to our people. In the transmittal of this message, I feel that I have fulfilled, as I understand it, my last duty as Acting-Governor, and in parting, I wish each of you Godspeed and may you truly serve our beloved state in preserving and promoting the interests of all of our people.

Respectfully submitted,

OLE H. OLSON.

Mr. Godwin moved that the communication and message be received, and that the same be entered in the Journal.

Which motion prevailed.

MESSAGE TO THE LEGISLATURE

By

Ole H. Olson

Acting Governor

Twenty-fourth Legislative Assembly
of the State of North Dakota

1935

MESSAGE

Gentlemen of the Legislative Assembly:

As outgoing Acting-Governor, it devolves upon me to appear before you to give you a short outline of the affairs of State at this time, together with a few recommendations that might be of assistance to you in enacting laws to promote the general welfare of the people of our State.

Four years ago the Legislature found it necessary to replace the old Capitol building destroyed by fire with a new structure which we are meeting in for the first time. We are all agreed that we have a structure which is a credit to the State, and it is being recognized as one of the most modern, practical, up-to-date architectural designs in the country. May this building be an inspiration and an ideal by which we can well be guided, even in the art of law making.

TAXES

Section 208 of our Constitution makes it the settled policy of the State to preserve to the families the homes they occupy. I believe it to be proper and necessary that we have a system of taxation based upon what is commonly known as the graduated land tax principle, that is, that certain exemptions be granted to owners of homes and farms in possession of and using their property as such and shifting some of this burden to those who hold for speculation more land than they can use. Furthermore, I believe that the only title to ownership of land belongs to the men and women who live on and till the soil.

THE DISTRIBUTION OF PUBLIC UTILITY TAX REVENUES

I recommend that the distribution of public utility taxes be so changed that tax revenues from such properties will be more equitably distributed to the various political subdivisions.

STATE CARE FOR INSANE, FEEBLE-MINDED AND TUBERCULAR

I believe that the State as a whole should assume all responsibility for the care of the insane, feeble-minded, and tubercular in state institutions in the same manner as the penitentiary is financed, and relieve the counties of this burden.

STATE SUPPORT OF LOCAL EDUCATION

It is the duty of the State to its citizens to see that they have equal opportunities to secure an education, regardless of location, and in the measure the state should assist financially those who are unable to give that required training. This applies particularly to rural schools.

THE OLD AGE INSURANCE OR PENSION SYSTEM

Realizing the necessity of security in old age, the 1933 Legislative Session enacted an old age pension law. The income which this law provided proved to be inadequate to take care of the 4,000 persons who have been approved as entitled to old age pensions. I urge your serious consideration in correcting this condition in order to make the law more effective.

STATE EMERGENCY RELIEF OF UNEMPLOYED

Because of the extraordinary critical situation brought on by the drought, the Federal Government has financed the relief of the needy people of our State. Because of the very grave situation, I would urge that we draw upon all of the resources of our State to protect our people—that even the issuance of bonds be considered to assist our people in carrying on.

STATE MILL AND ELEVATOR AT GRAND FORKS

Having been interested in the cooperative movement for the past quarter of a century, it was my pleasure, together with the other members of the Industrial Commission, upon assuming my duties as Chairman of the Industrial Commission, to recognize and turn over the grain marketing business of the Mill and Elevator to the agency established as the Farmers National Grain Corporation, which has rendered us a most valuable and efficient service.

The Mill and Elevator at Grand Forks was originally promoted for the purpose of demonstrating the high quality of North Dakota Hard Spring Wheat and supplying the State with its products made from this wheat at a reasonable cost. It was also hoped that the institution would

operate at a profit that would meet the operating expenses, and in addition set up a fund to eventually pay the construction costs of the plant.

I believe the people of the state have realized considerable benefits in reasonable flour prices and also in wheat prices, due to the operations of the Mill and Elevator during the past twelve years, but all our hopes for these benefits have not been fully realized. In my opinion, the greatest obstacle in the way of successful operation of the Mill and Elevator has been the influence of political turmoil the business has encountered from time to time. This obstacle, or disadvantage, was recognized in the earliest operations of the plan, and legislation was passed from time to time, with the view of correcting this condition.

At the outset, the Mill and Elevator was managed by the State Industrial Commission, organized as the State Mill and Elevator Association. To remove the institution from politics, the Mill and Elevator Law was amended, providing for the placing of the management of the Mill and Elevator in the hands of a Board of Managers, consisting of five members. This arrangement resulted only in adding five more politicians to the Mill and Elevator management.

To correct this condition, the next Legislature amended the Mill and Elevator Act by giving the Governor full and complete management of the State Mill and Elevator.

In 1931 the Law was again amended, providing that the management be placed in the hands of three persons to be appointed by the Governor.

The Mill and Elevator law was again amended by the Legislature of 1933, re-establishing the Mill and Elevator association, consisting of the State Industrial Commission, which leaves the management in the same position as the original law under which the plant was built and started operations. In other words, we have made the rounds of all these plans to take the Mill out of politics and now we are back where we started.

I have come to the conclusion that the Mill and Elevator is in politics only as far as it is put in by its management in charge. I believe that we should benefit from our past experiences gained from the changes and leave the Mill and Elevator management in the hands of the Industrial Commission as originally planned. The Mill and Elevator will be in politics to the extent it is put in, and responsibility can then be centered in the Commission of elected officials.

When I became a member of the Industrial Commission, one of the first moves made was to reduce the amount of wheat required at the Mill in exchange for a barrel of our Dakota Maid Flour from seven to six bushels, in this way saving farmers a bushel of wheat for each barrel of flour they consume. About 27,000 barrels of flour have been exchanged for wheat by the State Mill since this rule was put into effect about August 1. This meant a saving during

this time of about \$27,000 to the people who dealt with the State Mill. The other flour mills of the State generally followed suit, which means that several times this amount was saved by all the farmers of the State. The price of flour sold for cash in the State has been kept down to a reasonable margin of profit during this time.

The compilation of the financial results of the operation of the Mill for the month of December, 1934, has not been completed and is not available at this time. The statement of affairs as compiled by the Mill Accountant and presented to the Industrial Commission for the period from August 1 to November 30, 1934, shows an operating profit for the period of \$88,854.99, or about \$22,000.00 per month. This is the profit before taking into account charges for depreciation and bond interest. The previous period of the year, January 1 to July 31, 1934, as compiled by the State Board of Auditors, shows an operating loss of \$16,519.39 before considering bond interest and depreciation.

The report from the Mill shows 240,314 barrels of flour manufactured during the four months from August 1 through November 30, 1934, or an average of over 60,000 barrels per month, which is one of the best showings in the history of the Mill. We have made considerable progress toward the use of the Mill and Elevator for service to our people and not for profit and despite expectations by some, have found this to be the best financial policy as well.

This was done with the high quality of our Pure Northern Spring Wheat flour as the only sales argument, which leads me to continue believing that the results of the operations of the State Mill and Elevator could be made to fulfill all our expectations if it is operated on a sound service and business basis and kept out of factional politics.

The employment of a competent and qualified manager, free from political influence and with a free hand of business policies, is the most important factor in the successful operation of the Mill.

BANK OF NORTH DAKOTA

The Bank of North Dakota has been conducted with a view to efficient and profitable administration. An operating profit of approximately \$300,000 was made during the current year.

The Industrial Commission ordered the payment of \$4,000,000 of North Dakota bonds not yet due, which made a total payment and cancellation of \$5,000,000.

The experience of the Bank of North Dakota in collecting interest on farm loans clearly indicates that funds for interest must be obtained from other sources. The past year \$1,100,000 was transferred from the Motor Vehicle Registration Fund. Unless another source of income is found for the Real Estate Interest Fund, it might be well to renew the law again, transferring a part of the Motor Vehicle Registration fees.

This institution has been of immeasurable service to the people of our State.

BUDGETS

I urge your serious consideration of the budgets as submitted by the Budget Board. Of course, we realize that it is necessary to keep expenses down as much as possible, but we must not go so far as to cripple the successful operations of the state departments. The Budget Board has tried as near as possible to keep within the limits recommended by the last Legislature, and I believe the vetoing of items passed by the Legislature was a serious mistake and not in line with good business policy.

GOVERNOR'S OFFICE

On July 20, 1934, when the affairs of that office came into my hands, I found that the appropriation supposed to last until July 1, 1935, was practically exhausted. In order to secure the assistance needed to carry on the efficient work of the office, I appointed C. Liebert Crum as Grain Storage Commissioner, and as the duties of that position are now light, he loyally and ably devoted practically all of his time to problems of the moratorium and other legal business concerning the Governor's office, and in cooperation with others in the office whose loyalty and assistance I value highly, relieved me of the burden of many troublesome and important matters. I estimate that something over 3,000 cases involving the moratorium have been handled during the past six months.

In general, I may say that the many serious problems that today confront our people cause them to apply more and more to the governor's office for guidance, assistance, and advice, and unless this demand is to be ignored, or lessens, provisions must be made for an increased staff of more than ordinary training and ability for that office.

GENERAL POLITICAL CONDITIONS

I believe we all admit that for some time in North Dakota we have experienced a hectic and unsettled political situation. There have been charges and counter-changes, great surges of human passion have swept over the prairie, and have found bitter expression. We face the New Year for which I have great hope. Let us not be discouraged. Let us remember that such situations have occurred before. Let us not, however, forget the lessons we have learned. These United States themselves were founded amid turmoil and in its infancy the Father of our Country, George Washington, our first President, discussed a similar situation in the following words. I quote from his farewell address, delivered in 1796.

"The alternate domination of one faction over another, sharpened by the spirit of revenge natural to party disension, which in different ages and countries has perpetrated the most horrid enormities, is itself a frightful despotism.

But this leads at length to a more formal and permanent despotism. The disorders and miseries which result gradually incline the minds of men to seek security and repose in the absolute power of an individual; and sooner or later, the chief of some prevailing faction, more able or more fortunate than his competitors, turns this disposition to the purposes of his own elevation, on the ruins of public liberty.

"It serves always to distract the public councils and enfeeble the public administration. It agitates the community with ill-founded jealousies and false alarms, kindles animosity of one part against another, foment occasional riot and insurrection. It opens the doors to foreign influence and corruption."

I sincerely feel that the warning and advice uttered by the father of our country nearly 139 years ago as the essence of an unselfish wisdom distilled from long experience in public life have been confirmed over and over again and that one must be unworthy indeed to refuse to profit by our recent demonstrations of the soundness of such remarks.

MORATORIUM

I earnestly recommend that serious consideration be given to the question of the moratorium by the Legislature that we may have a legal moratorium and thus take this responsibility off of the shoulders of the Chief Executive.

PUBLIC OWNERSHIP

I feel that the trend of our national government is and should be toward an extension of the practice of public ownership, of public utilities, and I believe that the state should encourage, in a practical way, municipal ownership and operation of public utilities, and that cooperative groups of farmers should be assisted to set up a system of storage, distribution, and marketing of their products.

CONCLUSION

Too long have we had a tendency to classify all suggested solutions of our economic and social problems by labeling them socialism, capitalism, or some other "ism." Such tactics have in the past taken the place of thinking and have retarded progress. I trust that this legislature will face its problems free from such prejudice and as free as possible from party prejudices and examine each issue presented in the manner of one sincerely working for the common good.

In closing, may I thank the officers and employees of the State for the courtesy and consideration that has been shown me. To the gentleman who succeeds me, I sincerely extend my best wishes and may he bring the people of North Dakota peace, progress, prosperity, and rain.

In retiring from the responsibilities which circumstances thrust unexpectedly upon me, I feel that despite my personal shortcomings, I have honestly done my duty as it

came to me. I have tried to be unafraid and sincere, and I now leave you with my conscience clear and without regrets and may God guide you in shaping the destinies of the State toward better things and times.

OLE H. OLSON,
Acting Governor.

Mr. Burke moved that the communication from Governor Moodie, which he understood had been sent to the Desk, be read at this time.

Which motion prevailed.

Mr. Burke moved that the letter of transmittal and the message from Governor Moodie, be received and printed in the Journal.

Which motion prevailed.

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

January 11, 1935.

To the House of Representatives of the Twenty-fourth Legislative Assembly of the State of North Dakota.

Gentlemen:

Pursuant to the provisions of Section 75 of the Constitution of our State, I am submitting herewith my message to the Legislative Assembly.

Respectfully,

THOS. H. MOODIE,
Governor.

MESSAGE TO THE LEGISLATURE

by

Thomas H. Moodie
Governor

Twenty-fourth Legislative Assembly
of the State of North Dakota
1935

MESSAGE

To the Members of the Twenty-fourth Legislative Assembly:

I have the honor to submit to you, in accordance with constitutional provisions, a message as the incoming Governor of the State of North Dakota.

May I assure you at the outset of an honest and sincere desire to cooperate with the members of this legislature, which meets at a time when it must face and intelligently dispose of many grave problems touching the welfare of North Dakota.

May we together approach these problems, not in the spirit of political opponents, but as servants of the state elected by the people and charged with great responsibility.

In that spirit may we recognize and manfully face the fact that 250,000 of our people, or more, in approximately 50,000 families, at this time are upon federal relief rolls. May we recognize that these are times of social and economic crises, not only in North Dakota, but throughout the nation, which demand the most unselfish service, the most kindly consideration of the plight of the unfortunate, the keenest and closest analysis, and vision and planning which will fit the needs of the times and the condition in which approximately one-third of the people of North Dakota find themselves.

May we hope that as we honestly and resourcefully face this great human problem we shall have the support and co-operation of all the people and that splendid spirit they have ever demonstrated. May we be guided by the principle that the welfare of the people must be the first concern of the state. Upon the honor and integrity of the individual, and upon his individual resourcefulness, much depends at this time in North Dakota.

The relief situation in North Dakota is largely the result of forces which the people cannot control, such as continued drouth, crop failure, low prices for agricultural products, to gether with unemployment, which finds upon our registered unemployed lists more than 30,000 people in the state's towns and cities.

The results of these conditions are pitiful in the extreme. They are a challenge to co-operation which should submerge all merely partisan considerations and invoke not only sympathy but constructive action, since the social and moral consequences of these conditions are clearly evident all about us.

May the same splendid spirit which has sustained the people through continuing years of crises inspire the officers of the state to the highest sense of duty, to a realization that political situations should never rank above human considerations, and that as North Dakotans we must resolutely go forward to better days and to the honest and constructive solution of the many vexed matters with which we are now confronted.

I am confident we shall have this co-operation, and for my part I cheerfully pledge it to the members of this legislature and to the people of the state.

North Dakota is an agricultural state with a fixed destiny. Basic to the prosperity of every interest in this state is the interest and the welfare of the North Dakota farmer. May this fact always be borne in mind in the shaping and passage of economic legislation by our legislature. I stand firmly for the co-operation of the state in assisting farm co-operatives, in disseminating education which will make available to our people the tremendous recent results of scientific re-

search. So far as it is within the province of the state to do so, it should continue to take an active interest in the farmers' marketing problem, and to support very well-considered measure which will safeguard his interests in the field of marketing.

There has recently been created under federal supervision, and is now functioning, a state planning board. It is directing study to intelligent and co-ordinated plans for the fullest development of all the state's resources. It is my understanding that it will give special attention to a land use program which I am convinced is the place of beginning for the solution of many of our agricultural problems. May I hope for the fullest co-operation from the legislature for this body and its work.

In addition to the land use program it will give special attention, I am informed, to the subject of water conservation which has become of outstanding interest in North Dakota. The planning board will also take up many others matters within its legitimate field.

The theory under which it is organized and work which it is undertaking follows like action in other states which has already had splendidly constructive results.

From my limited opportunity to become familiar with the financial situation of the state I am convinced that the most important matter which will come before this legislature is consideration of our taxation problem.

It is my belief that the system of taxation under which we are operating no longer fits the times nor the needs of the state of North Dakota.

Evidence that our present taxation system has broken down is plentiful in the figures covering delinquent taxation, in foreclosures under which our people have lost their homes or their property, in the plight of the state educational system, and in the abuses which have grown up as a result of these conditions. The state must continue to function; it must continue to pay its bills; it must continue to support an adequate educational system; it must discharge its duties to the aged and indigent; it must continue to care for those who, because of mental affliction or physical limitation, are unable to take care of themselves.

It is most evident that many appealing plans for social betterment already under way in other states must await better times and more ability on the part of the people to support them than is now evident in North Dakota.

I believe consideration of the taxation problem is a matter which should be gotten under way, at the earliest possible moment, by the committees on taxation of the House and the Senate, to the end that as soon as possible the legislature may have available for debate and consideration a revised system of taxation which will meet the vexed conditions with which we are confronted in this field today.

It is also most evident that there must be the most rigid economy in the conduct of all the departments of the state. We have too often in the past promised economy without effecting it. There is a distinct and emphatic challenge in present conditions to make economy in the administration of state affairs a reality rather than a campaign promise or a party shibboleth.

To this end it is possible that the interests of the state may be well served by a survey of all its departments made by competent authorities to the end that duplications be avoided, that a consolidation of duties be effected within departments and that systems of operation be developed which will reduce operating expenses to a minimum which will still insure the utmost efficiency.

I hope this session of the state's legislature will again go on record in support of the Great Lakes-St. Lawrence Waterway, and also for a resurvey of the Missouri River Diversion project which I am convinced has been dismissed without the consideration it merits from the federal government at a time when it is most apparent, because of unemployment and general conditions, that large unit water conservation projects of practical utility are most necessary in the new national economy.

The harassing experiences of the past few years have caused grave concern among our people concerning their homes. I am continuing the moratorium of Governor Ole Olson during the present emergency conditions, since I believe that it is of paramount importance that our people shall be assured they shall not lose their homes at a time when they are handicapped by drouth, low prices for agricultural products, the pitiful results of unemployment and other factors which enter into the distress situation of these times. I am opposed to and shall oppose moratorium by executive order except in cases of the gravest emergency. I shall favor and advocate a moratorium law which will protect our homeowners, our businessmen who are suffering the reaction of general farm conditions, and all honest interests which now find themselves in financial difficulties which are the result of an emergency situation. I hope for the passage of a moratorium law embodying the feature of judicial determination which will meet the needs now so clearly in evidence in the field it is designed to cover.

I am unalterably opposed to the practice which has grown up within our state of collecting campaign funds from either state or federal employees on a percentage of salary basis. It is my belief that this system has resulted in much corruption, in rewards for inefficiency, in vitiated morale among state employees, and in a train of evils that should give all friends of clean and honest government the greatest concern. I favor civil service for all state employees in classifications to be determined in accordance with the civil service system as it has been successfully demonstrated in other states.

The need for economy in conducting the affairs of the state is so evident that I hope the legislature may find time and

opportunity to consider the advisability of adopting certain measures to effect it. May I suggest as worthy of consideration to the end of effecting economies:

1. The abolition of the preferential presidential primary.
2. The election of state officers for terms of six years, no officer to be eligible for re-election after having served a six years' term.
3. Investigation of the economies which may be effected by the abolition of minor political subdivisions, which have not the ability to meet current tax levies; consolidation of counties and school districts.
4. Consideration for the unicameral legislative system.

I do not deem it a duty of an incoming governor to discuss in detail the affairs of state departments. These are before the legislature in reports of state officers with much fidelity to detail. I commend them to the careful investigation of the members of the house and senate.

In conclusion may I reaffirm a pledge that I will co-operate in every way possible along sound and constructive lines to make the present session of the legislature constructive and effective in dealing with all the problems of the state.

Mr. Godwin at this time moved that the Chief Clerk notify retiring Acting Governor Olson that his message had been duly received by the House.

Which motion prevailed.

SIXTH ORDER OF BUSINESS

Mr. Cunningham, Chairman of the Committee on Printing and Distribution of Bills and Journals reported that the House Committee met and organized, and went to meet with a like committee from the Senate, and were told that the Committee of the Senate was not yet appointed.

Upon the request of Mr. Fedje, Chairman of the Committee on Employment the Chief Clerk read a list of names proposed for the offices listed opposite their names.

Your Committee on Employment places in nomination the names of the following, for the respective positions and recommend their employment with your approval:

M. G. Frank, Page, Wishek, N. D.

Kenneth Morgan, Page, Walcott, N. D.

A. Anderson, Voucher Clerk and Assistant Mailing Clerk, Devils Lake, N. D.

Hans Solheim, Bill Clerk, Pt. Barnes, Kathryn, N. D.

John Bergheim, Clerk and Committee Room Attendant, Minot, N. D.

Mable Engeseth, Stenographer, Bismarck, N. D., (temporary.)

Sam Labrenz, Second Assistant Mailing Clerk, Fredonia, N. D.

R. W. Frazier, Bill Messenger, Crosby, N. D.

F. E. Karges, First Assistant Enrolling and Engrossing Clerk, Oliver County.

J. F. Link, Committee Room Attendant and Messenger, Golden Valley, N. D.

Florence Maercklein, Stenographer, Ashley, N. D.

Mrs. Grace, Telephone Messenger.

H. R. Long, Proof Reader, Hurdsfield, N. D.

I. Sandford, Assistant Proof Reader, Watford City, N. D.

Mose Wilkie, Night Watchman, Ft. Yates, N. D.

J. A. Engen, Assistant Postmaster, Finley, N. D.

Harold Gaulke, Page, Thompson, N. D.

J. Schoonover, Page, Jamestown, N. D.

Evelyn Dada, Stenographer, Forman, N. D.

Marna Cushman, Stenographer, Fargo, N. D.

Clara Kane, Stenographer, Fargo, N. D.

Joe Vlassoff, Janitor, Beach, N. D.

S. M. Jensen, Janitor, Powers Lake, N. D.

Mr. Fedje moved that the names be voted on collectively if there were no objections from the floor.

There being no objections the roll was called.

ROLL CALL

The question being on the election of:

M. G. Frank as Page; Kenneth Morgan as Page; A. Anderson as Voucher Clerk and Assistant Mailing Clerk; John Bergheim as Clerk and Committee Room Attendant; Mabel Engeseth as Stenographer; Sam Labrenz as Second Assistant Mailing Clerk; F. E. Karges as First Assistant Engrossing and Enrolling Clerk; J. F. Link as Committee Room Attendant and Messenger; Florence Maercklein as Stenographer; Mrs. Grace as Telephone Messenger; H. R. Long as Proof Reader; I. Sandford as Assistant Proof Reader; Mose Wilkie as Night Watchman; J. A. Engen as Assistant Postmaster; Harold Gaulke as Page; J. Schoonover as Page; Evelyn Dada as Stenographer; Marna Cushman as Stenographer; Clara Kane as Stenographer; Joe Vlassoff as

Janitor, and S. M. Jensen as Janitor, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	O'Brien
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Page
Bailey, Dunn	Hanson	Parkinson
Bauer	Hill	Peterson, Bottineau
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holthusen	Place
Bilden	Holte	Randall
Bjerke	Hurd	Ritter
Black	Isaak	Sand
Blaisdell	Jensen	Saumur
Born	Johnson	Savre
Borstad	Kapaun	Schantz
Brunsdale	Keidel	Schnell
Brusseau	Kubischta	Scholl
Burgum	Langford	Seibel
Burke	Larson	Schauss
Caddell	Lavik	Shockman
Child	Levin	Shurr
Clarke	Lohrbauer	Smith
Cosgriff	Marks	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McLean	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	Solberg
Beggs	Hewitt	Thompson
Dittmer		

So the nominees were duly elected.

The Speaker administered the oath to the following employees:

M. G. Frank as Page; Kenneth Morgan as Page; A. Anderson as Voucher Clerk and Assistant Mailing Clerk; John Bergheim as Clerk and Committee Room Attendant; Mabel Engeseth as Stenographer; Sam Labrenz as Second Assist-

ant Mailing Clerk; F. E. Karges as First Assistant Engrossing and Enrolling Clerk; J. F. Link as Committee Room Attendant and Messenger; Florence Maercklein as Stenographer; Mrs. Grace as Telephone Messenger; H. R. Long as Proof Reader; I. Sanford as Assistant Proof Reader; J. A. Engen as Assistant Postmaster; Harold Gaulke as Page; J. Schoonover as Page; Evelyn Dada as Stenographer; Joe Vlasoff as Janitor; S. M. Jensen as Jenitor, and Frank Wald as Chief Mailing Clerk.

Mr. Hill moved that the absent members be excused.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved the unanimous consent of the House to enter into a gentlemen's agreement that no controversial matters be brought before the House until Monday afternoon.

No objections having been raised, the motion prevailed.

Mr. Hill moved that the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
January 12, 1935.

The House convened at two o'clock P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by Rev. R. E. Strutz, Jamestown, N. Dak.

ROLL CALL

The roll was called and there were present, 74; absent, 39.

Present:

Messrs.	Messrs.	Messrs.
Aljets	Goodlaxon	Olson, Mountrail
Anderson, Burke	Hanson	Page
Anderson, Sargent	Hill	Parkinson
Anfinson	Holey	Peterson, Bottineau
Bailey, Eddy	Holthusen	Peterson, Cass
Bailey, Dunn	Holte	Place
Bauer	Isaak	Randall
Bettenhausen	Keidel	Sand
Biberdorf	Langford	Saumur
Bjerke	Larson	Savre
Borstad	Lavik	Schnell
Brunsdale	Levin	Scholl
Brusseau	Lohrbauer	Shurr
Burke	Marks	Smith
Child	Morgan	Stray
Clarke	Mode	Symington
Cunningham	Moore	Thoreson
Dahl, Emmons	Myers	Traynor
Dalzell	Niewoehner	Treffry
Dittmer	Noben	Tuff
Erickson, McKenzie	Norheim	Twichell
Erickson, McLean	O'Brien	Urschel
Fedje	Odegard	Williams
Fjeld	Oglesby	Wolf
Fitzgerald	Olson, Hettinger	Mr. Speaker
Gessner		

Absent:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Morris

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gilbertson	McIlraith
Beggs	Godwin	McLarty
Bilden	Graham	Muus
Black	Hall	Ritter
Blaisdell	Halverson	Schantz
Born	Hewitt	Seibel
Burgum	Hurd	Schauss
Caddell	Jensen	Shockman
Cosgriff	Johnson	Solberg
Dahl, Traill	Kapaun	Thompson
Downey	Kubischta	Wendland
Dullea		

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

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

On page 2, in roll call Representative Bauer is recorded as being absent, whereas he should be recorded present.

On page 13, line 19, change letter "I" to word "In."

On page 15, lines 2 and 3 from bottom of page strike out "Hans Solheim as Bill Clerk."

On page 16, line 12 add name of Frank Wald as Chief Mailing Clerk.

And when so corrected recommend that the same be approved.

J. O. HANSON,
Chairman.

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

The following further corrections were made from the floor:

On page 2, Mr. Sand is reported absent, whereas he was present.

On page 2, Mr. Olson of Adams and Hettinger is reported as absent, whereas he was present.

Also, on page 2, Mr. Bauer is reported as absent, whereas he was present.

Also, on page 2, the spelling of the name "McIlraith" should be corrected to read "McIlraith."

The question being upon the adoption of the amended report of the Committee on Revision and Correction of the Journal, the motion was adopted.

PETITIONS AND COMMUNICATIONS

The following communications were read from the Desk:

A telegram from Ashley deploring dilatory tactics of the House.

Resolutions relative to land acquired by the State of North Dakota from the County Commissioners of Wells County, Pierce County and Bowman County.

Resolutions relative to fees paid for the registration of motor vehicles from the Wells County Commissioners and the Pierce County Commissioners; a resolution requesting consideration of a Memorial day for General Pulaski.

MOTIONS AND RESOLUTIONS

Mr. Cunningham moved that the Chair appoint two additional members to the Committee on Printing and Distribution of the Journal.

Which motion prevailed.

Thereupon the chair appointed Representatives Hill and Brunsdale to the Committee on Printing and Distribution of the Journal.

Mr. Aljets moved that the Chair be authorized to appoint a committee of three on rules.

Which motion prevailed.

The Chair then appointed on this committee Representatives Aljets, Twichell and Scholl.

TENTH ORDER OF BUSINESS

FIRST READING OF HOUSE BILLS

Mr. Aljets and Mr. Dahl introduced:

House Bill No. 1: A Bill for an Act Imposing a Tax Upon All Wheat Flour Imported into the State of North Dakota for sale and/or Consumption Within the State; Providing for Issuance of License for Making Sales Thereof; Providing for Bond, and Providing Penalty for Violation of This Act.

Was read the first time.

Mr. E. J. McIlraith introduced:

House Bill No. 2: A Bill for an Act to Amend Section Four of Chapter 257 of the Session Laws of the State of North Dakota for the Year 1933. Relating to Redemption of Real Estate Sold or Forfeited to County for Taxes.

Was read the first time.

Mr. Parkinson introduced:

House Bill No. 3: A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first time.

Mr. Scholl introduced:

House Bill No. 4: A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended, Defining Usury.

Was read the first time.

The Speaker asked that the Bills be laid on the table until the committees were appointed.

There being no objections, the bills were laid on the table.

SEVENTH ORDER OF BUSINESS

Mr. Hill moved the absent members be excused.

Which motion prevailed.

Mr. Aljets moved that the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 14, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Rev. R. E. Strutz of Jamestown, North Dakota, offered prayer.

Roll Call: All members present except Representatives Adams, Dahl of Traill, Halverson, Johnson, Solberg and Thompson.

ROLL CALL

The roll was called and there were present, 107; absent, 6.

Present:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Bilden	Holthusen	Ritter
Bjerke	Holte	Sand
Black	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burgum	Langford	Schauss
Burke	Larson	Shockman
Caddell	Lavik	Shurr

Messrs.	Messrs.	Messrs.
Child	Levin	Smith
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thoreson
Dahl, Emmons	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson,McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker
Fitzgerald	Norheim	

Absent:

Messrs.	Messrs.	Messrs.
Adam	Halverson	Solberg
Dahl, Trail	Johnson	Thompson

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

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

On page 1, in roll call, record Representative Moore as being present instead of being absent.

On page 2, line 2 from the bottom of page, change second word "of" to read "on."

On page 2, line 22 correct spelling of word "absent."

On page 3 between lines 12 and 13 insert "Motions and Resolutions."

And when so corrected recommend that the same be approved.

J. C. HANSON,
Chairman.

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

The following corrections of the Journal of the Fifth Day were made from the floor:

Mr. Myers, reported as being absent on page 2 of the Journal of the Fifth Day, was present.

The motion being on the amended report of the Committee on Revision and Correction of the Journal, a vote was taken and the motion carried.

PETITIONS AND COMMUNICATIONS

The following communications were read:

A telegram from the Logan County Holiday Association requesting impeachment of the Supreme Court.

Letter of transmittal and report of the Secretary of the Board of State Capitol Commissioners.

A resolution from the Board of County Commissioners of Benson County relative to state lands off the tax lists.

A resolution from the Board of County Commissioners of McKenzie County, relative to the restoration of all motor vehicle license fees for road purposes.

Also the same form of petition from the County Commissioners of Sargent County.

Also a resolution relative to the payment of mileage and per diem for school officers who attend county meetings.

Also a resolution from Greenfield School District No. 2, Griggs County, North Dakota, relative to many matters pertaining to school finance.

Mr. Traynor moved that the last communication read be printed in the Journal.

Which motion prevailed.

RESOLUTION

To the State Legislature at Bismarck,
North Dakota:

At the regular meeting of the School Board of Greenfield School District No. 2 of Griggs County, North Dakota, held January 8, 1935, the Board authorized the clerk to draw up the following Resolution and have same presented to the state legislature:

WHEREAS, we, the members of the School Board of Greenfield School District No. 2, Griggs County, North Dakota, have the schools in our custody, and looking after the interest of the same and too for the best interest of the taxpayers, and

WHEREAS, we deem it a vital necessity, in these times, to economize to the fullest extent possible and thereby relieving the taxpayers of some unnecessary tax burden,

NOW THEREFORE BE IT RESOLVED, That we be in favor of combining the offices of Clerk and Treasurer of the School District into one office, and the office of Clerk and Treasurer of the townships in like manner, thereby discontinuing the Treasurer's and making it Clerk-Treasurer, that is the clerk on each Board assume the work as Clerk-Treasurer, and further

BE IT RESOLVED that said Clerks to be bonded in the same proportion as the now existing Treasurers; by making this change would mean a saving in Griggs County alone of over \$1,000.00 in taxes annually.

Submitted to the State Legislature for rejection or approval.

Signed:

Bennie H. Haugen, Clerk
Greenfield School District No. 2,
Griggs County, N. Dak.

At this time a resolution relative to the lands off the State tax rolls which was adopted by the Board of County Commissioners of Benson County, was read.

Mr. Twichell moved that the resolutions and communications read today and on previous days of this Session, be referred by the Speaker to the proper committees as soon as they are appointed.

Which motion prevailed.

SIXTH ORDER OF BUSINESS

Mr. Cunningham asked that the report of the Committee on the Printing and Distribution of Bills and Journals be read by the Clerk.

The Clerk read the report.

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

We recommend the printing of 4000 copies of the Journal of each day's proceedings of each House, and that there be assigned to the presiding officer of the House and Senate, also to each member of the respective houses, ten copies of this Journal; and that in addition thereto there be placed on the mailing list all state institutions, public libraries, State Historical Society, high schools, consolidated rural schools, all county judges, county auditors, the auditor of each incorporated city, the president of any incorporated village, any newspaper published in the state, and by request any farmers' club, commercial club, or women's club within the state may be placed on the mailing list at the request of any member of either House; that all bills and Journals authorized by this resolution to be printed shall be delivered by the printer direct to the secretary of the Publication and Printing Commission, who shall receipt therefor to the printer.

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

And, we would recommend that there be printed 500 copies of the Permanent Journals, the 500 copies of the Permanent Journals herein provided for to be distributed as follows:

One copy to each member of the respective Houses and the balance to be delivered to the office of the Secretary of State and by him to be distributed as provided by law.

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

D. C. CUNNINGHAM,
Chairman.

Mr. Godwin moved the adoption of the report.

ROLL CALL

The question being on Cunningham's report of special committee on Printing and Distribution of Bills and Journals, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holthusen	Randall
Bilden	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Schnell
Brunsdale	Kubischta	Scholl
Brusseau	Langford	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shockman
Caddell	Levin	Shurr
Child	Lohrbauer	Smith
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thoreson
Dahl, Emmons	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Halverson	Solberg
Dahl, Traill	Holey	Thompson
Fedje	Johnson	

So the report was adopted.

Mr. Fedje requested that the Clerk read the list of employes, as presented by the Committee on Employment.

The Clerk read the following report:

Your Committee on Employment places in nomination the names following for the respective positions and recommend their employment with your approval:

Assistant Sergeant-at-Arms—C. O. Carlson, Glenburn, N. D.

Stenographer—Beatrice Field, Edinburg, N. D.

Page—R. Broschat, Cathay, N. D.

Clerk Committee on State Affairs—E. K. Shaffer, Carrington, N. D.

Clerk Committee on Judiciary—Evelyn Olson, Hettinger, N. D.

Clerk, Committee on Taxes, Tax Laws—H. D. Crockett, Langdon, N. D.

Clerk, Committee on Appropriations—Herman Butt.

Janitor—H. E. Dyste, Forman, N. D.

Attendant—August Krenz, DeSart, N. D.

Attendant—Oscar Nelson, Lakota, N. D.

ROLL CALL

The question being on the election of C. O. Carlson of Glenburn, as Assistant Sergeant-at-Arms and Doorkeeper; Beatrice Field of Edinburg, as Stenographer; R. Broschat of Cathay, as Page; E. K. Shaffer, Carrington, Clerk of Committee on State Affairs; Evelyn Olson, Hettinger, Clerk Committee on Judiciary; H. D. Crockett, Langdon, Clerk Committee on Taxes and Tax Laws; Herman Butt, Parshall, Clerk of Committee on Appropriations; H. E. Dyste, Forman, Janitor; August Krenz, DeSart, Attendant, and Oscar Nelson, Lakota, Attendant, the roll was called and there were ayes, 97; nays, 4; absent and not voting, 10; passed, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Noben
Anderson, Bowman	Frosaker	Odegard
Anderson, Burke	Gessner	Oglesby

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Olson, Hettinger
Anfinson	Godwin	Olson, Mountrail
Bailey, Eddy	Goodlaxon	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Born	Isaak	Schantz
Borstad	Jensen	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shockman
Caddell	Levin	Shurr
Child	Lohrbauer	Smith
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thoreson
Dahl, Emmons	Morris	Treffry
Dalzell	McIlraith	Tuff
Dittmer	McLarty	Urschel
Downey	Mode	Wendland
Dullea	Muus	Williams
Erickson, McKenzie	Myers	Wolf
Fedje	Niewoehner	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	O'Brien	Randall
Norheim		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Halverson	Langford
Dahl, Traill	Johnson	Solberg
Erickson, McLean	Kapaun	Thompson
Graham		

Passed:

Messrs.	Messrs.
Traynor	Twichell

So the report was adopted.

So the report was adopted and C. O. Carlson was elected as Assistant Sergeant-at-Arms and Doorkeeper; Beatrice Field, Stenographer; R. Broschat, Page; E. K. Shaffer, Clerk of Committee on State Affairs; Evelyn Olson, Clerk of the Committee on Judiciary; H. D. Crockett, Clerk of the Com-

mittee on Taxes and Tax Laws; Herman Butt, Clerk of Committee on Appropriations; H. E. Dyste, Janitor; August Krenz, Attendant, and Oscar Nelson, Attendant.

Mr. Fedje: On behalf of the Committee on Employment, I move that the name of Florence Maercklein of Ashley, N. D., employed as stenographer, be removed from the employment list, of Friday, January 11, 1935, as she is not available.

Which motion prevailed.

The Special Committee on Rules made the following report:

REPORT OF COMMITTEE ON RULES

Mr. Speaker: Your House Committee on Rules makes the following unanimous report:

We recommend that the House Rules in force, as printed, in the 23rd Legislative Assembly, be adopted as the permanent rules of the House for the 24th Legislative Assembly, with the following changes:

I.

That rule five be amended to read as follows:

"5. The Speaker shall vote on all questions taken by ayes and nays (except on appeals from the Speaker's decision) and in all elections or decisions called for by any member."

II.

That rule seven thereof be amended to read as follows:

"7. Every member, previous to his speaking, shall rise from his seat and respectfully address the Speaker as such, and remain standing in his place before proceeding to speak, until he is recognized by the chair."

III.

That rule 17 be amended to read as follows:

"17. Petitions, memorials and other papers addressed to the House shall be presented by the Speaker or by a member in the Speaker's place."

IV.

That rule 26 be amended to read as follows:

"26. Every bill, memorial, order or resolution, requiring the approval of the Governor, or a change in the Constitution of the State of North Dakota, shall, after first reading, be referred to its proper committee, and if reported without amendment, shall pass to its second reading, unless otherwise ordered, and when amended it shall go to the committee of the Whole House."

V.

That rule 27 be amended to read as follows:

"27. All House bills amended in committee or in general orders shall be properly engrossed before their second reading and final passage."

VI.

That the title to rule 28 be amended to read "AMENDMENT ON SECOND READING" and that rule 28 shall be amended to read as follows:

"28. No amendment shall be received on the second reading, except to fill blanks, without unanimous consent of the House, but all bills and resolutions may be committed at any time previous to their passage. If any amendment be reported on such commitment by any other than a committee of the whole, it shall be again read, and the question of second reading and passage put."

VII.

That the title to rule 39 be amended to read as follows:

"SECOND READING, WHEN" and rule 39 be amended to read as follows:

"39. No bill reported from standing or select committees or from the committee of the whole shall come up for a second reading until the first day after such report, unless the House by a two-thirds vote otherwise orders."

VIII.

That rule 47 be amended to read as follows:

"47. No person shall be admitted to the floor of the House except State Officers; Judges of the Supreme and District Courts; present and former members of congress; present and former members of the Legislative Assembly; present officers and officials; all employees of both Houses of the Legislative Assembly; members of the Constitutional Convention; Federal officials for the State; reporters for newspapers, and any other person granted admission by a majority vote of the House. The floor of the House is hereby defined as all of the first floor of the House Chamber including the corridor along the outer wall thereof."

IX.

That rule number 61 be abolished and such rule be not included in the House Rules of the 24th Legislative Assembly.

X.

That House rule 62 of the 23rd Legislative Assembly be renumbered as House Rule 61 of the 24th Legislative Assembly.

XI.

That House rule number 63 of the 23rd Legislative Assembly be renumbered as House rule 62 of the 24th Legislative Assembly.

Respectfully submitted,

GEO. ALJETS, Chairman,
L. L. TWICHELL,
R. R. SCHOLL.

Mr. Aljets moved the adoption of the report.

Mr. Twichell moved the following amendments to the report of the Committee on Rules:

After the word "force," in the first line of the recommendation of the committee, insert a comma and the words "as printed",

In the rules as adopted of the Twenty-third Legislative Assembly in rule 48, Order of Business Number "10", strike out the words "and second"; in Order of Business Number "11", strike out the word "third" and insert in lieu thereof the word "second"; in Order of Business Number "13", strike out the words "and second," and the letter "s" from the readings; in Order of Business Number "14" strike out the word "third" and insert in lieu thereof the word "second".

The question being on the adoption of Mr. Twichell's amendments, a vote was taken and the amendments were adopted.

The question being on the adoption of the amended report of the Committee on Rules, a vote was taken, and the motion was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Godwin read from the floor a telegram announcing the death in Washington, D. C., of the wife of the Senior Senator from North Dakota, Hon. Lynn J. Frazier.

Joint Memorial Resolution No. "1-b" was introduced by Mr. Godwin.

JOINT MEMORIAL RESOLUTION No. 1-B

WHEREAS, The all-wise Creator has called to the Great Beyond Lottie Frazier, wife of our Senior United States Senator, Lynn J. Frazier,

BE IT RESOLVED, that this Legislative Assembly hereby expresses to Senator Frazier and the members of his family its sincere sympathy and condolence upon this great loss which he and they have suffered.

That a telegraphic copy hereof be sent to Senator Frazier signed by the President of the Senate and the Speaker of the House.

That there be also prepared and sent to Senator Frazier an engrossed copy hereof, signed by both of said officers.

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

The resolution was unanimously adopted.

Mr. Godwin moved that Mr. James Curran of Bismarck, be allowed the payment of three days' wages for services rendered in preparing the Legislative Hall and calling the House to order on January 8th.

ROLL CALL

The question being on the payment of three days' wages to Mr. James Curran of Bismarck, for services rendered in preparing the legislative hall and calling the House to order on January 8th, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	O'Brien
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Hanson	Parkinson
Bauer	Hewitt	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holey	Place
Biberdorf	Holthusen	Randall
Bilden	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Schnell
Brunsdale	Kubischta	Scholl
Brusseau	Langford	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shockman
Caddell	Levin	Shurr
Child	Lohrbauer	Smith
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thoreson
Dahl, Emmons	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Halverson	Solberg
Dahl, Traill	Johnson	Thompson
Erickson, McLean		

So Mr. James Curran of Bismarck was awarded three days' pay for services rendered in preparing the legislative hall and calling the House to order on January 8th.

Mr. Godwin moved that Miss Margaret Sheehan be allowed one day's pay for service as Desk Reporter on January 8th.

ROLL CALL

The question being on payment of one day's wage as Desk Reporter to Margaret Sheehan for services rendered on January 8th, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hanson	Parkinson
Bauer	Hewitt	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holey	Place
Biberdorf	Holthusen	Randall
Bilden	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Schnell
Brunsdale	Kubischta	Scholl
Brusseau	Langford	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shockman
Caddell	Levin	Shurr
Child	Lohrbauer	Smith
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thoreson
Dahl, Emmons	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fjeld	Norheim	Mr. Speaker
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Halverson	Solberg
Dahl, Traill	Johnson	Thompson
Hall		

So Margaret Sheehan was paid one day's wage as desk reporter for January 8th.

Mr. Godwin moves the adoption of House Resolution "A."

Mr. Burke requested the printing in the Journal of a letter of inquiry which he had sent to the Attorney General of the State of North Dakota, P. O. Sathre; also a copy of Mr. Sathre's reply to the same, and a certified copy of an affidavit from the office of the Attorney General.

Which request was granted.

January 11, 1935.

The Honorable P. O. Sathre,
Attorney General,
Bismarck, North Dakota.

My dear Mr. Sathre:

Under provisions of Section 83 of the Constitution and Section 157 of the Compiled Laws of North Dakota, 1913, the Attorney General is made the legal advisor of both branches of the Legislature. As a member of the Legislature, therefore, I am taking the liberty of asking your opinion upon the following questions:

1. In what manner, if at all, can the pending court proceedings attacking the qualifications of Thomas H. Moodie to hold the office of Governor of the State affect the official acts of the Legislative Assembly?
2. Does the presumptive uncertainty which may be said to exist as to Mr. Moodie's future status in any way affect the legality of his acts as Governor of this State?

Respectfully submitted,

THOMAS BURKE.

State of North Dakota

OFFICE OF ATTORNEY GENERAL

Bismarck

January 11, 1935.

Honorable Thos. J. Burke,
Member of the House of Representatives,
Bismarck, North Dakota.

My dear Mr. Burke:

I have your letter of January 11th, asking for an opinion upon the following questions: (1) In what manner, if at all, can the pending court proceedings attacking the qualifications of Thomas H. Moodie to hold the office of Governor

of the State affect the official acts of the Legislative Assembly?; (2) Does the presumptive uncertainty which may be said to exist as to Mr. Moodie's future status in any way affect the legality of his acts as Governor of this State? I shall answer your second question first.

At the election in the State on November 6, 1934, Thomas H. Moodie received the highest vote cast for Governor. Thereafter in due course the State Canvassing Board met and canvassed the vote and thereupon issued to Thomas H. Moodie a certificate of election to the office of Governor, he having received the highest vote cast for that office. Thereafter Mr. Moodie filed his Oath of Office in the office of the Secretary of State and on January 7, 1935, entered upon the discharge of his duties as such.

An action is now pending in the Supreme Court in which Mr. Moodie's right to hold the office of Governor is challenged on the grounds that he is not eligible under Section 73 of the Constitution.

Mr. Moodie having received his certificate of election, filed his Oath of Office, and entered upon the discharge of the duties of said office has a prima facie right to the office and in any event is an officer de facto. The general rule of law is that a person will be held to be a de facto officer when he has possession, and is exercising the duties of the office or when he has at least a fair color or right or title to the office or has acted as an officer for such a length of time as to afford a presumption of appointment or election. 46 C. J. 1053. See also 22 Ruling Case Law p. 588.

The law is also that the acts of a de facto officer are to be upheld as valid so far as they involve the interests of the public and of third persons, or until his title to the office is adjudged insufficient. The practical effect of the rule is that there is no difference between the acts of a de facto and a de jure officer so far as the public and third persons are concerned. Third persons have the right to assume that officials apparently qualified and in office are legally such, even though a contest is pending.

I am, therefore, of the opinion that any official act performed by Mr. Moodie as Governor during the pendency of the action referred to is legal and valid notwithstanding a subsequent decision that he is disqualified.

The same reasoning applies to your first question and it follows logically that the pending court action cannot in any way affect the official acts of the legislative assembly. See *Chandler vs. Starling et al*, 19 N. D. 144. *State of North Dakota ex rel William Langer vs. McDonald*, 41 N. D. 389.

Respectfully submitted,

P. O. SATHRE,
Attorney General.

IN THE SUPREME COURT OF THE STATE OF THE
STATE OF NORTH DAKOTA

The State of North Dakota, on the relation of P. O. Sathre, Attorney General, Relator, —vs— Thomas H. Moodie, and Walter Welford, Respondents.	}	AFFIDAVIT
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STATE OF NORTH DAKOTA, County of Burleigh	}	ss.
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P. O. Sathre, being first duly sworn, deposes and says that he is the duly appointed, qualified and acting Attorney General in and for the State of North Dakota; that at the time the petition in the above entitled matter was prepared and presented to this court praying for an order fixing a day for hearing, and requiring respondent Thomas H. Moodie to show cause by what warrant he claims the office of Governor of the State of North Dakota, sufficient facts were laid before your affiant as Attorney General to raise a serious doubt as to whether or not the respondent, Thomas H. Moodie, was a citizen of the United States. That since the preparation and filing of said petition, this affiant has made a personal research and investigation with reference to the citizenship of the said Thomas H. Moodie, and that such research and investigation has revealed to the satisfaction of this affiant that the said Thomas H. Moodie is a citizen of the United States. That this affidavit is made and filed in aid of the request herewith presented to this court for leave to strike and withdraw from said petition, hereinbefore filed, that portion thereof alleging that the said Thomas H. Moodie is not a citizen of the United States, said portion being Paragraph Nine of said petition.

(Signed) P. O. SATHRE,

Subscribed and sworn to before me this 31st day of December, 1934.

(Signed) Chas. A. Verret,
Notary Public, Burleigh County,
North Dakota.

(SEAL)

My Commission expires Aug. 11, 1935.

STATE OF NORTH DAKOTA, In the Supreme Court,	}	ss.
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I. J. H. Newton, Clerk of the Supreme Court within and for the State of North Dakota, do hereby certify that the above and foregoing is a full, true and correct copy of the Affidavit of P. O. Sathre, filed Jan. 2, 1935, as the same remains on file in my said office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at Bismarck, this 11th day of January, 1935.

(SEAL) J. H. NEWTON,
Clerk, Supreme Court.

Mr. Fedje moved the previous question.

ROLL CALL

The question being "Shall the main question be now put," the roll was called and there were ayes, 67; nays, 39; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fedje	Peterson, Bottineau
Anderson, Bowman	Godwin	Place
Anderson, Burke	Goodlaxon	Randall
Anderson, Sargent	Hanson	Ritter
Anfinson	Hill	Sand
Bailey, Eddy	Isaak	Savre
Bailey, Dunn	Jensen	Schnell
Bauer	Kubischta	Scholl
Beggs	Larson	Seibel
Bettenhausen	Levin	Schauss
Biberdorf	Marks	Shockman
Bilden	Morgan	Shurr
Bjerke	McIlraith	Stray
Blaisdell	McLarty	Symington
Born	Mode	Thoreson
Borstad	Myers	Treffry
Brusseau	Noben	Tuff
Caddell	Odegard	Urschel
Child	Olson, Hettinger	Wendland
Dahl, Emmons	Olson, Mountrail	Williams
Dalzell	Page	Wolf
Dittmer	Parkinson	Mr. Speaker
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Gessner	Moore
Brunsdale	Gilbertson	Morris
Burgum	Graham	Muus
Burke	Hall	Niewoehner
Clarke	Hewitt	Norheim
Cosgriff	Holthusen	O'Brien
Cunningham	Holte	Oglesby
Downey	Hurd	Peterson, Cass
Dullea	Kapaun	Saumur
Erickson, McKenzie	Keidel	Schantz
Fjeld	Langford	Smith
Fitzgerald	Lavik	Traynor
Frosaker	Lohrbauer	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Holey	Solberg
Dahl, Traill	Johnson	Thompson
Halverson		

So the previous question was rejected.

Mr. Godwin's motion for the adoption of House Resolution "A" being the question before the House, a roll was demanded and granted.

ROLL CALL

The question being on the adoption of House Resolution "A," the roll was called and there were ayes, 66; nays, 40; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Peterson, Bottineau
Anderson, Bowman	Goodlaxon	Place
Anderson, Burke	Hanson	Randall
Anderson, Sargent	Hill	Ritter
Anfinson	Isaak	Sand
Bailey, Dunn	Jensen	Savre
Bauer	Kubischta	Schnell
Beggs	Larson	Scholl
Bettenhausen	Levin	Seibel
Biberdorf	Marks	Schauss
Bilden	Morgan	Shockman
Bjerke	McIlraith	Shurr
Born	McLarty	Stray
Borstad	Mode	Symington
Brusseau	Myers	Thoreson
Caddell	Niewoehner	Treffry
Child	Noben	Tuff
Dahl, Emmons	Odegard	Urschel
Dalzell	Olson, Hettinger	Wendland
Dittmer	Olson, Mountrail	Williams
Erickson, McLean	Page	Wolf
Fedje	Parkinson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Frosaker	Lohrbauer
Black	Gessner	Moore
Blaisdell	Gilbertson	Morris
Brunsdale	Graham	Muus
Burgum	Hall	Norheim
Burke	Hewitt	O'Brien
Clarke	Holthusen	Oglesby
Cosgriff	Holte	Peterson, Cass
Cunningham	Hurd	Saumur
Downey	Kapaun	Schantz
Dullea	Keidel	Smith

Messrs. Erickson, McKenzie Fjeld Fitzgerald	Messrs. Langford Lavik	Messrs. Traynor Twichell
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Absent and not voting:

Messrs. Adam Dahl, Traill Halverson	Messrs. Holey Johnson	Messrs. Solberg Thompson
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So the resolution was adopted.

Mr. Savre moved that the vote by which House Resolution "A" was passed be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

EIGHTH ORDER OF BUSINESS

The Speaker administered the oath of office to the following employees:

E. K. Sheaffer, Carrington, N. Dak., State Affairs Committee Clerk; Roland Broschat, Cathay, N. Dak., Page, Patterson Hotel; C. O. Carlson, Glenburn, N. Dak., Assistant Sergeant-at-Arms and Doorkeeper, Patterson Annex; A. P. Krenz, DeSart, N. Dak., Attendant, 418 Second Street; Howard Crockett, Langdon, N. Dak., Clerk Committee on Taxes and Tax Laws, Patterson Hotel; Hans Solheim, Kathryn, N. Dak., Bill Clerk, Patterson Annex; H. E. Dyste, Forman, N. Dak., Janitor, Patterson Annex; Oscar Nelson, Lakota, N. D., Attendant, 309 8th Street; Evelyn Olson, Hettinger, N. Dak., Clerk Committee on Judiciary, 212 8th Street, Telephone 1130; M. Wilkie, Fort Yates, N. Dak., Night Watchman, Telephone 344W; Herman Butt, Parshall, N. Dak., Clerk Committee on Appropriations, 925 5th Street; Marna Cushman, Fargo, N. Dak., Stenographer; Clara Kane, Fargo, N. Dak., Stenographer.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, N. D., Jan. 14, 1935.

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

Very respectfully,

F. E. TUNELL,
Secretary.

The Clerk read Senate Concurrent Resolution "A."

Mr. Twichell moved that Concurrent Resolution "A" be re-

ferred to the proper committee, as soon as the committees are appointed.

Which motion prevailed.

The Clerk read Senate Concurrent Resolution "B."

Mr. Godwin moved that Concurrent Resolution "B" be referred to the proper committee, as soon as the committees are appointed.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Noben moved that the absent members be excused.

Which motion prevailed.

Mr. Place moved that the House do now adjourn.

Which motion prevailed.

COURTESY OF THE FLOOR

The courtesy of the floor was extended to:

Mr. A. L. Morgan, Walcott, North Dakota.

WALTER S. MARTIN,
Chief Clerk.

EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
January 15, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Rev. R. E. Strutz of Jamestown, North Dakota, offered prayer.

Roll call: All members present except Representatives Adams, Dahl of Trail, Page and Thompson.

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

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

In Journal of January 11 omit name of R. W. Frazier as having been elected.

In Journal of January 11, on page 16, omit names of R. W. Frazier, Clara Kane and Marna Cushman as having taken oath of office.

On page 6, line 14, correct spelling of word "assistant."

On page 11 in roll call Representative Fedje is recorded absent whereas he was presented and voted "aye."

On page 18 in eighth order of business omit name of R. W. Frazier as having taken oath of office.

And when so corrected recommend that the same be approved.

J. C. HANSON,
Chairman.

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

PETITIONS AND COMMUNICATIONS

The following communications were read:

Resolution relating to changes in licensing department from City Council of Jamestown, N. Dak.

Resolution from Hans Freitag, Scranton, N. Dak.

Resolution from Chas. F. Wolf and 72 others.

Communication from J. E. Long, Fargo.

Communication from North Dakota Firemen's Association.

Resolution from County Commissioners, Towner County.

Resolution from County Commissioners signed by Geo. Timms, Chairman.

Communication from Tigers Club, Turtle Lake, N. D.

Communication from Associated Contractors of North Dakota.

Communication from the Constitutional Defenders Alliance, Thomas Swiggum, Chairman.

Communication from Walter Welford, Lieutenant Governor.

Mr. Godwin moved the communications and resolutions be referred to proper committees.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Cunningham moved to add to the list of those receiving the Journals of the House the names of the various labor organization secretaries, of the state.

Which motion prevailed.

Your committee on employment places in nomination the names following for the respective positions and recommend their employment with your approval:

Inga Jensen (temporary) ladies' cloak room attendant.

The name of W. C. Mills to be substituted for R. W. Frazier as bill messenger (temporary).

The question being on the election of Inga Jensen as temporary ladies' cloak room attendant, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	O'Brien
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Blaisdell	Hurd	Saumur
Born	Isaak	Savre
Borstad	Jensen	Schantz
Brunsdale	Johnson	Schnell
Brusseau	Kapaun	Scholl
Burgum	Keidel	Seibel
Burke	Kubischta	Schauss
Caddell	Langford	Shockman
Child	Larson	Shurr
Clarke	Lavik	Smith
Cosgriff	Levin	Solberg
Cunningham	Lohrbauer	Stray
Dahl, Emmons	Marks	Symington
Dalzell	Moore	Thoreson
Dittmer	Morgan	Traynor
Downey	Morris	Treffry
Dullea	McIlraith	Tuff
Erickson, McKenzie	McLarty	Twichell
Erickson, McLean	Mode	Urschel
Fedje	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf
Frosaker	Noben	Mr. Speaker
Gessner	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Black	Page
Bjerke	Dahl, Traill	Thompson

So Inga Jensen was declared duly elected.

ROLL CALL

The question being on the election of W. C. Mills as bill messenger, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	O'Brien
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Parkinson

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Blaisdell	Hurd	Saumur
Born	Isaak	Savre
Borstad	Jensen	Schantz
Brunsdale	Johnson	Schnell
Brusseau	Kapaun	Scholl
Burgum	Keidel	Seibel
Burke	Kubischta	Schauss
Caddell	Langford	Shockman
Child	Larson	Shurr
Clarke	Lavik	Smith
Cosgriff	Levin	Solberg
Cunningham	Lohrbauer	Stray
Dahl, Emmons	Marks	Symington
Dalzell	Moore	Thoreson
Dittmer	Morgan	Traynor
Downey	Morris	Treffry
Dullea	McLraith	Tuff
Erickson, McKenzie	McLarty	Twichell
Erickson, McLean	Mode	Urschel
Fedje	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf
Frosaker	Noben	Mr. Speaker
Gessner	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Black	Page
Bjerke	Dahl, Traill	Thompson

So W. C. Mills was declared duly elected.

The Speaker administered the oath to Beatrice Field, W. C. Mills and Inga Jensen.

Mr. Speaker: Your Committee on Mileage and Per Diem beg leave to submit the following report on mileage of the members of the House and recommend that the mileage indicated therein be allowed each member, that this report be printed in the Journal, and that two legislative days be allowed to permit amendments thereof before the same be certified to the State Auditor by the Chief Clerk of the House.

H. R. SOLBERG,
R. R. SCHOLL,
EDWIN TRAYNOR,
CARL H. DITTMER,
O. C. OLSON.

MILEAGE AND PER DIEM

Dist. No.	Name	Miles by Car	Miles by Rail	Total
1.	Alex Dalzell .....	....	724	724
1.	Franklin Page	2	670	672
1.	Earl D. Symington	22	670	692
2.	Chas. H. Black	10	414	424
3.	Palmer Levin	14	570	584
3.	Harry O'Brien .....	....	570	570
4.	H. H. Hewitt .....	....	598	598
5.	Oliver Bilden .....	....	540	540
6.	Geo. H. Saumur	20	544	564
7.	D. C. Cunningham	8	517	525
8.	Karl H. Brunsdale .....	....	504	504
8.	J. A. Dahl .....	....	523	523
8.	L. C. Odegard	12	493	505
9.	Ed. P. Cosgriff .....	....	388	388
9.	Roy R. Hall	2	388	390
9.	J. P. Johnson	2	388	390
9.	Leland J. Smith	2	388	390
9.	L. L. Twichell	2	388	390
10.	M. H. Holte	14	429	443
10.	Fred J. Peterson	15	412	427
11.	Carl H. Dittmer	12	444	456
11.	A. J. Kapaun	14	385	399
12.	J. D. Holthusen	12	495	507
12.	C. E. Moore	10	490	500
13.	O. C. Anderson	8	370	378
13.	A. N. Lavik	4	408	412
14.	Harris Halverson .....	....	365	365
14.	Martin Larson	8	413	421
15.	Sam Oglesby .....	....	266	266
16.	Albert Bjerke	22	527	549
16.	J. E. Langford	8	324	332
16.	Edw. Savre	8	324	332
17.	Albert Fjeld .....	....	491	491
17.	Ejnar Lohrbauer .....	....	569	569
18.	Harvey Brusseau	20	712	732
18.	William Crockett	24	794	818
18.	Ed. A. Hill	8	679	687
19.	Carl Anfinson	24	634	658
19.	Jacob Urschel	6	629	635
20.	J. C. Hanson .....	....	362	362
20.	John F. Randall .....	....	445	445
21.	R. J. Downey .....	....	482	482
21.	Frank Gessner	32	455	487
21.	Edwin Traynor .....	....	530	530
22.	A. J. McLarty	6	530	536
22.	L. O. Norheim	60	618	678
23.	L. R. Burgum .....	....	204	204
23.	Edw. J. Dullea .....	....	246	246
23.	Ben Gilbertson .....	....	204	204
23.	H. J. Morris .....	....	204	204
24.	Earl E. Clarke .....	....	301	301
24.	Zack Shockman .....	....	301	301
25.	Joe Fitzgerald .....	....	246	246

Dist. No.	Name	Miles by Car	Miles by Rail	Total
25.	G. Wendland	24	220	244
26.	Val P. Wolf	8	167	177
26.	Math Dahl	20	94	114
27.	Thos. J. Burke	2	.....	2
27.	William M. Schantz	1	.....	1
27.	J. M. Thompson .....	.....	69	69
28.	Howard Parkinson .....	.....	516	516
28.	Peter Peterson .....	.....	594	594
28.	Fred J. Shurr .....	.....	500	500
29.	Joe C. Blaisdell, Jr. ....	.....	380	380
29.	Ole G. Forsaker .....	.....	380	380
29.	M. D. Graham	8	394	402
29.	Einar Muus .....	.....	379	379
30.	W. J. Godwin	14	.....	14
30.	Carl Keidel	4	12	16
30.	Gus A. Schauss	32	.....	32
31.	Fred Born .....	.....	182	182
31.	Anton Kubischta	12	251	363
31.	Ray Schnell .....	.....	230	230
32.	Dave L. Bailey	28	322	350
32.	W. W. Treffry	8	323	331
33.	Geo. Aljets	22	292	313
33.	Leonas Myers	18	346	364
34.	W. O. Biberdorf .....	.....	639	639
34.	L. E. Goodlaxon .....	.....	280	280
34.	H. F. Niewoehner	22	602	624
35.	John J. Adams	16	280	296
35.	Chas. Mode	88	.....	88
36.	William Bauer .....	.....	179	179
36.	William H. Bettenhausen ..	18	159	177
36.	Christ P. Ritter	20	139	159
37.	C. H. Morgan	28	406	434
37.	H. C. Williams	20	405	425
38.	James G. Thoreson	30	272	302
39.	A. C. Anderson	6	773	779
39.	Nels P. Noben .....	.....	360	360
39.	W. S. Place	66	747	813
40.	O. F. Anderson	520	.....	520
40.	E. J. Marks	478	.....	478
40.	E. J. McIlraith	496	.....	496
41.	F. W. Erickson	3	604	607
41.	M. L. Holey	2	636	638
42.	Paul A. Sand .....	.....	328	328
42.	Wm. H. Tuff .....	.....	352	352
43.	F. D. Hurd	20	509	529
44.	Axel Olson	4	271	275
44.	Ole B. Stray	6	487	493
45.	Christ Borstad	10	542	552
45.	Ben Fedje	40	620	660
45.	Harvey Solberg	56	620	676
46.	Arlo Beggs	28	150	178
46.	J. A. Erickson	42	156	198
46.	R. R. Scholl .....	.....	90	90
47.	James Caddell .....	.....	362	362

Dist. No.	Name	Miles by Car	Miles by Rail	Total
47.	Fred Seibel	20	218	238
48.	J. W. Bailey	60	230	290
48.	Gottlieb Isaak	14	202	216
48.	Nels P. Jensen	30	143	173
49.	E. A. Child	12	290	302
49.	O. C. Olson	14	827	841

Mr. Solberg moved the report be adopted.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Peterson introduced:

HOUSE CONCURRENT RESOLUTION No. A-1

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

Mr. Morgan introduced:

CONCURRENT RESOLUTION No. A-2

Memorial to Our President and Congress.

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

Mr. Erickson of McKenzie introduced:

House Bill No. 5. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

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

Mr. Hewitt, by request, introduced:

House Bill No. 6. A Bill for an Act Entitled "An Act to Amend and Re-enact Section 4609c2 of the 1925 Supplement of the Compiled Laws of North Dakota, Relating to Public Utilities."

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

ANNOUNCEMENTS

The Speaker announced the following committees:

STANDING COMMITTEES

AGRICULTURE: Shurr, (chairman), Erickson of McLean, Seibel, Ritter, Anderson of Bowman, Black, Bilden, Oglesby, Bailey of Dunn, Brusseau, Keidel, Graham, Thompson, Borstad, Morris, Thoreson, Levin.

APPROPRIATIONS: Anderson of Sargent, (chairman), Dahl of Emmons, Wendland, Parkinson, Place, Erickson of

McKenzie, Thompson, Beggs, Morgan, Symington, Holte, Fedje, Hurd, Anfinson, Marks, Saumur, Frosaker, Schnell, McLarty.

APPORTIONMENT: Symington, (chairman), Black, Levin, Hewitt, Bilden, Saumur, Cunningham, Dahl of Traill, Twichell, Peterson of Cass, Dittmer, Moore, Anderson of Sargent, Larson, Oglesby, Savre, Fjeld, Hill, Anfinson, Randall, Downey, McLarty, Gilbertson, Schockman, Wendland, Dahl of Emmons, Thompson, Peterson of Bottineau, Blaisdell, Schauss, Schnell, Treffry, Aljets, Biberdorf, Mode, Ritter, Morgan, Thoreson, Noben, Anderson of Divide, Erickson of McKenzie, Tuff, Hurd, Olson of Mountrail, Fedje, Scholl, Caddell, Jensen, Child.

BANKS AND BANKING: Wolf (chairman), Savre, Page, Norheim, Holey, Levin, Traynor, Born, Muus, Hanson, Frosaker, Treffry, Gessner, Shockman, Hall, Sand, Graham,

CITIES AND MUNICIPAL CORPORATIONS: Odegard (chairman), Anfinson, Dahl of Traill, Downey, Schnell, Bjerke, Anderson of Sargent, Hewitt, Schantz, Oglesby, Kubischta.

CORPORATIONS OTHER THAN MUNICIPAL: Anderson of Divide (chairman), Anfinson, Schantz, Adams, Smith, Caddell, Morris, Marks, Dalzell.

COUNTIES: Brusseau (chairman), Noben, Urschel, Goodlaxon, Odegard, Levin, Burgum, Holte, Hall.

DELAYED BILLS: Noben (chairman), Schauss, Bailey of Eddy, McLarty, Mode.

DRAINAGE AND IRRIGATION: Scholl (chairman), Fedje, Smith, Biberdorf, Gilbertson, Twichell, Thoreson, Olson of Mountrail, Hall, Tuff, Holey.

EDUCATION: Schauss (chairman), Bjerke, Niewoehner, Solberg, Lavik, Clarke, Blaisdell, Burgum, Myers, Sand, Erickson of McLean, Bilden, Wolf, Adams, Bauer, Norheim, Holte.

ELECTIONS AND ELECTION PRIVILEGES: Peterson of Bottineau (chairman), Schauss, Caddell, Halverson, Hill, Schantz, Smith, Hewitt, Fjeld Bauer, Erickson of McKenzie, Kapaun, Anfinson, Parkinson, Place.

ENGROSSMENT AND ENROLLMENT: Wolf (chairman), Odegard, Norheim, McIlraith, Muus, Lavik, Cosgriff, Brusseau, Anderson of Divide.

FEDERAL RELATIONS: Place (chairman), Olson of Mountrail, Ritter, Dalzell, Hewitt, Burke, Shockman.

GAME AND FISH: Olson of Hettinger, (chairman), Anderson of Sargent, Tuff, Stray, Burke, Dullea, Downey, Kapaun, Bilden.

HIGHWAYS AND BRIDGES: Bettenhausen, (chairman), Isaak, Urschel, Frosaker, Williams, Fjeld, Bailey of Eddy, Norheim, Aljets, Brusseau, Dalzell, Bilden, Traynor, Shurr, Born, Burgum, O'Brien.

INSURANCE: Fedje, (chairman), Larson, Dahl of Traill, Seibel, Holte, Lohrbauer, Niewoehner, Dittmer, Myers, Page, Biberdorf, Langford, Cosgriff, Olson of Adams-Hettinger, McLarty, Erickson of McLean, Noben.

JUDICIARY: Savre, (chairman), Hill, Symington, Isaak, Wolf, Bjerke, Godwin, Odegard, Traynor, Fitzgerald, Cosgriff, Blaisdell, Burgum, Olson Hettinger, Thoreson, Peterson of Cass, Anderson of Divide, Myers, Moore.

LIVESTOCK: Treffry, (chairman), Hanson, Langford, Borstad, Goodlaxon, Shockman, Ritter, Dullea, Urschel, Burke, Beggs, Cunningham, Thoreson, Biberdorf, Bjerke, Cosgriff, and Wendland.

MILITARY AFFAIRS: Parkinson, (chairman), Symington, Halverson, Blaisdell, Child, Borstad, Morgan, Beggs, Isaak.

MINES AND MINING: Wendland, (chairman), Isaak, Savre, Solberg, Peterson of Bottineau, Burke, Frosaker, Anderson of Billings, Fedje.

PUBLIC DEBT: Williams, (chairman), Bettenhausen, Burke, Stray, Hurd, Black, Keidel, Gessner, Fitzgerald, Thoreson, Shockman.

PUBLIC HEALTH: Morgan (chairman), Erickson of McKenzie, Lohrbauer, Anderson of Billings, Anderson of Divide, Moore, Fitzgerald, Gessner, Wendland.

PUBLIC PRINTING: Erickson of McLean (chairman), Wolf, O'Brien, Stray, Thompson, Hurd, McLarty, Page, Parkinson.

PUBLIC SAFETY: Dittmer (chairman), Hill, Shurr, Bailey of Eddy, Bjerke, Wolf, Holthusen, Keidel, Langford.

RAILROADS: Larson (chairman), Dahl of Emmons, Stray, Mode, Black, Johnson, Child, Holthusen, Borstad, Olson of Hettinger, Cunningham, Kubischta, Godwin.

REVISION AND CORRECTION OF JOURNAL: Niewoehner (chairman), Marks, Fitzgerald, Kapaun, Gilbertson, Peterson of Cass, Graham.

RULES: Aljets (chairman), Scholl, Twichell, Solberg, Brunsdale, Fjeld, Adams, Page, Williams.

SCHOOL AND PUBLIC LANDS: Hanson of Benson (chairman), McIlraith, Blaisdell, Larson, Holte, Dullea, Myers, Norheim, Clark.

STATE AFFAIRS: Aljets (chairman), Godwin, Treffry, Scholl, Goodlaxon, Twichell, Brunsdale, Peterson of Bottineau, Hanson, McIlraith, Page, Cunningham, Dittmer, Muus, Jenson, Olson of Mountrail, Holthusen, Fedje, Brusseau.

TAX AND TAX LAWS: Hill (chairman), Scholl, Marks, Levin, Stray, Savre, Child, Traynor, Kubischta, Williams, Jensen, McIlraith, Oglesby, Mode, Blaisdell, Shurr, Brunsdale.

TEMPERANCE: Sand, (chairman), Erickson of McLean, Clark, Bailey of Dunn, Muus, Odegard, Gilbertson, Goodlaxon, Adams, Smith, Caddell, Morris, Lohrbauer, Halverson, Schantz.

WAREHOUSE AND GRAIN GRADING: Isaak, (chairman), Noben, Levin, Morgan, Gessner, Holte, Dalzell, Oglesby, Beggs, Fitzgerald, Dittmer, Peterson of Cass, Solberg, Urschel, Marks, Born, Schnell.

WAYS AND MEANS: Anfinson, (chairman), Peterson of Bottineau, Anderson of Billings, O'Brien, Hall, Dahl of Traill, Hurd, Seibel, Bettenhausen.

HOUSE JOINT COMMITTEES

JOINT ON RULES: Place, (chairman), Schnell, Treffry, Tuff, Cosgriff, Thompson, Downey.

JOINT ON CHARITABLE INSTITUTIONS: Born, (chairman), Williams, Cunningham, Bailey of Dunn, Clark, Randall, Biberdorf.

JOINT ON EDUCATIONAL INSTITUTIONS: Randall, (chairman), Shurr, Keidel, Parkinson, O'Brien, Holey, Myers.

JOINT ON PENAL INSTITUTIONS: Levin, (chairman), Schauss, Schantz, Halverson, Gilbertson, Sand, Mode.

JOINT ON INSURANCE: Jensen, (chairman), Olson of Hettinger, Langford, Johnson, Seibel, Ritter, Holthusen.

JOINT ON LABOR: Tuff, (chairman), Thorson, O'Brien, Gilbertson, Saumur, Adams, Parkinson.

JOINT ON PUBLIC BUILDINGS: McIlraith, (chairman), Savre, Morris, Bauer, Bailey of Dunn, Child, Anderson of Billings.

JOINT ON STATE LIBRARY: McLarty, (chairman), Sand, Jensen, Kapaun, Urschel, Johnson, Bauer.

The House returned to the Seventh Order of Business.

Mr. Godwin moved that all absent members be excused.

Which motion prevailed.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

W. J. Gilchrist, St. John; W. J. Flannigan, Jamestown; J. H. Radcliff, Leonard; J. E. Campbell, Jamestown; E. H. Mattingly, Jamestown; A. L. Newton, Jamestown; Ed Newman, Plaza; Helmer Thauelson, Plaza; Dave Bartelson, Plaza; Henry Tuxinger, Parshall; Harry Bergstrom, Plaza.

WALTER S. MARTIN,
Chief Clerk.

NINTH DAY

House of Representatives,
Bismarck, North Dakota,
January 16, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Rev. N. E. McCoy of Carrington offered prayer.

Roll Call: All members present except Representatives Adams, Dahl of Traill, Page, Thompson and Traynor.

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

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

On page 1, line 26, correct spelling of word "present".

On page 2, line 17, from bottom of page, omit comma.

On pages 3 and 4, in roll calls, Representatives Bilden and Halverson are recorded as being absent whereas they were present.

On page 6, line 6, correct total mileage to read 175 and in line 26 correct mileage to read 314.

On page 6, line 22, change total of mileage to read 263 instead of 363.

On page 9, line 6, correct spelling of name of Rep. Jensen.

On page 4, Journal of the Seventh day, Sixth Order of Business, on line 24, omit the words, "by the chairman."

On page 10, Journal of the Seventh day, Seventh Order of Business, referring to Joint Memorial Resolution, on line 11, appears the word "embossed," which should be "engrossed."

Line 24, page 2, Journal of the Seventh day, after word "secretaries" add "and Taxpayers Associations."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

The following communications were read:

Resolution adopted by the Board of County Commissioners of Stutsman County.

Resolution adopted by the Board of County Commissioners of McIntosh County.

Resolution adopted by Citizens of Southeastern Mountrail County.

Seven Resolutions adopted by the Ransom County Legislative Committee.

Resolution adopted by Farmers' Union Local No. 745.

Communication from R. A. Lathrop, Hope, N. Dak.

Communication from Alfred S. Olson and 18 others.

Communication from Kenmare Association of Commerce.

Communication from O. P. Helzeth of McHenry County.

Communication from the Executive Committee of the N. P. L. of Cavalier County.

Mr. Speaker: Your committee to arrange for committee rooms recommend the following assignment of same:

	Room
Standing Committee and Appropriation	G-1
Agricultural	G-1
State Affairs	G-2
Taxes and Tax Laws	G-2
Judiciary	G-3
Insurance	G-3
Education	G-5
Banks and Banking	G-5
Highways	G-6
Ways and Means	G-6
Temperance	Hearing Room
Warehouse and Grading.....	Balcony, right
Cities and Municipalities	Balcony, left

Chairmen of other committees are asked to confer with this committee for assignment of their respective committee rooms.

L. C. ODEGARD,
Chairman.

Mr. Odegard moved that the report be adopted.

Which motion prevailed.

HOUSE RESOLUTION "B"

Introduced by Messrs. Fedje and Borstad

Requiring All Members of the House of Representatives of the State of North Dakota who are at Present on Retainers by Public Service Corporations Doing Business in the State of North Dakota, to File with the Clerk of the House of Representatives a List of the Corporations They Are Thus Serving.

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

Mr. Godwin moved that Resolution "B" be printed as a Bill.

Which motion prevailed.

UNFINISHED BUSINESS

The Speaker referred House Bill 1 to the Committee on State Affairs.

Also, House Bill 2 to the Committee on Taxes and Tax Laws.

Also, House Bill 3 to the Committee on Banks and Banking.

Also, House Bill 4 to the Committee on Banks and Banking.

FIRST READING OF HOUSE BILLS

Messrs. Hanson of Benson, Cunningham and Treffry introduced:

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

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

Mr. Morgan introduced:

House Bill No. 8. A Bill for an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof."

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

The Committee on Appropriations introduced:

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

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

The Committee on Appropriations introduced:

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

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

The Committee on Appropriations introduced:

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

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

The Committee on Appropriations introduced:

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

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

The Committee on Appropriations introduced:

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

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

The Committee on Appropriations introduced:

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

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

The Committee on Appropriations introduced:

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

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

The House returned to the Third Order of Business:

Mr. Brunsdale moved that the report of the Committee on Printing and Distribution of the Journals be amended as follows:

In the Journal of the House of January 14th, line 34, strike out the word "village" after the word "incorporated," and insert the word "city" instead.

Also, strike out the semicolon and make the following amendment: "The President of any incorporated village."

Also, in the same line, insert the phrase "any newspaper published in the state."

Which motion prevailed.

ANNOUNCEMENTS

Division of Food and Chemistry

NORTH DAKOTA REGULATORY DEPARTMENT

Bismarck

January 16, 1935.

An "open house" of the state laboratories, where foods, drugs, feeds, oils and other products are analyzed and tested, is to be held for members of the legislature Wednesday and Thursday evenings from 7 to 9 P. M.

Some of the laboratory work will be in progress both evenings and exhibits covering some of the work have been prepared.

All members of the legislature are requested to spend a few minutes between 7 and 9 o'clock this evening or Thursday evening to see these laboratories. They are located on the 4th floor of the Bank of North Dakota building.

C. S. LADD,
State Food Commissioner
and Chemist.

The House returned to the Seventh Order of Business.

Mr. Brunsdale moved that all absent members be excused.

Which motion prevailed.

Mr. Hill moved that the House do now adjourn.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: Mrs. A. M. Omdahl, Bismarck, N. Dak.; Mrs. O. F. Brumm, Dilworth, Minn.; Gust Land, Mohall, N. Dak.; Mrs. L. M. Rockne, Mohall, N. Dak.; Harry Bergstrom, Plaza, N. Dak.; Floyd B. Sperry, Golden Valley, N. Dak.

WALTER S. MARTIN,
Chief Clerk.

TENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 17, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Rev. N. E. McCoy of Carrington, N. Dak., offered prayer.

Roll Call: All members present except Representatives Adams, Anfinson, Dahl of Traill, Scholl and Traynor.

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

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

In Journal of Jan. 15, on page 7, bottom line, strike out name of Representative Hill and insert name of Representative Wendland, and on page 9, same Journal, add to Committee on Livestock the following names: Cunningham, Thoreson, Biberdorf, Bjerke, Cosgriff and Wendland.

On page 3, line 17 from bottom of page, correct spelling of word "practice."

On page 2 the initials of Mr. Lathrop should be "R. A."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

The following communication from Governor Moodie was presented by Representative Gilbertson:

State of North Dakota
 OFFICE OF THE GOVERNOR
 Bismarck

January 17, 1935.

To the House of Representatives of the
 Twenty-fourth Legislative Assembly,
 Bismarck, North Dakota.

I hereby acknowledge receipt of your resolution of January 14, calling upon me to submit evidence of my citizenship. By this resolution, I have been suddenly called upon to produce records and public documents over half a century old. These records are widely scattered over the United States, and being of a personal nature, are not available except upon sworn application setting forth the reasons for their being made public. This last requirement was unknown to me when I first attempted to secure such documents.

I have in my possession now such documents that have convinced the Attorney General of the state of my citizenship, but to eliminate all possibility of future doubt in the minds of any sincere persons, I desire to secure one more document before submitting this proof to you. Application has been made for this document, and it will be secured as speedily as possible.

Respectfully,

THOS. H. MOODIE,
 Governor.

THM:MS

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

Which motion prevailed.

Communication from W. H. Courtright Pub. Co., signed by E. K. Koon.

Resolution adopted by Bull Butte Local No. 385 of the Farmers Union.

Resolutions adopted by the Board of County Commissioners of Ransom County.

Communication signed by Oscar Anderson of Velva and 30 others.

Communication signed by William Hartl of Fessenden and 32 others.

Communication from New England Lions Club.

Communication signed by C. D. Gilbertson of Lansford and 51 others.

Communication from K. L. Esterby of Appam, N. Dak.

Communication from Chester W. Olson of Barnes County and 40 others.

FIRST READING OF HOUSE BILLS

The Committee on Appropriations introduced:

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

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

The Committee on Appropriations introduced:

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

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

Mr. Parkinson introduced:

House Bill No. 21. A Bill for an Act to Prohibit the Governor, the Executive Head, the Manager or any Member or Members of any State Board, Bureau, Commission, Industry, Department or Institution, or any Person Employed Either Directly or Indirectly by the State, from Appointing a Member of the Legislative Assembly to any Civil Office or Other Employment of Whatsoever Nature During the Term for Which Such Legislative Member Shall Have Been Elected, and Prohibiting a Member of the Legislative Assembly from Accepting Such Appointment, Providing Penalty Therefor and Declaring an Emergency.

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

Mr. Smith introduced:

House Bill No. 22. A Bill for an Act to Repeal Section 5126 of the North Dakota Compiled Laws of 1913 and to Amend and Re-enact Section 5128 of the North Dakota Com-

piled Laws of 1913, Relating to the Maximum Fines, Interest, and Premiums Which May Be Charged by Building and Loan Associations.

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

The House returned to the Seventh Order of Business.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

The House returned to the Fourth Order of Business.

Communication from Representative Twichell.

Mr. Treffry moved that the House do now adjourn.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: Nels Peterson, Watford City, N. Dak.; Anton Skedsvold, Alexander, N. Dak.; Halvor Ambrosen, Watford City, N. Dak.; Einar Dahl, Watford City, N. Dak.; Clint Grantier, Watford City, N. Dak.; Doran Kragro, Alexander, N. Dak.; Mrs. Mary Ness, Grand Forks, N. Dak.; Mr. and Mrs. J. H. Isaak, Golden Valley, N. Dak.; N. W. McDougal, Cleveland, N. Dak.; L. A. Beyers, Buchanan, N. Dak.; J. H. Phillips, Cleveland, N. Dak.; N. B. Livingston, Minot, N. Dak.; Donald Murtha, Dicknison, N. Dak.; P. W. Lanier, Fargo, N. Dak.; Rose Lefor, Dickinson, N. Dak.; J. A. Patterson, Minot, N. Dak.; Mr. Florence, Minot, N. Dak.; Geo. Kalbfleish, Minot, N. Dak.

WALTER S. MARTIN,
Chief Clerk.

ELEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 18, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Rev. N. E. McCoy of Carrington, N. Dak., offered prayer.

The roll was called and all members were present except Representatives Dahl of Trail, and Traynor.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the tenth day and recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communication from Parent-Teachers Association of Tokio, N. Dak.

Resolution from W. E. Black of Fargo, and others.

Resolution from Albert Schwanke of Casselton, and others.

Resolution from Ed Stoltz of Medina, and others.

Resolution from Farmers Union Local No. 791.

Communication from Olof Bjerken, Page, N. Dak.

Resolution from Odense Local, Farmers Holiday Association.

Communication from Adams Executive Committee, N.P.L.

Communication from Alice Adams, New Rockford, N. Dak.

Communication from Holiday Association, Fargo, N. Dak.

Communication from R. N. Haugen and others.

Communication from Cass County Republican Central Committee.

Communication from Velva Holiday Association.

Communication from Hans Brandford and others.

Communication from W. E. Black of Fargo, N. Dak.

Communication from John Solum of Devils Lake, N. Dak.

Mr. Speaker: Your Committee on Mileage and Per Diem beg leave to submit the following amended report on mileage of the members of the House and recommend that the mileage indicated therein be allowed each member; that this report be printed in the Journal, and that the same be immediately certified to the State Auditor by the Chief Clerk of the House.

H. R. SOLBERG, Chairman
 CARL H. DITTMER
 EDWIN TRAYNOR
 R. R. SCHOLL
 O. C. OLSON.

MILEAGE AND PER DIEM

Dist. No.	NAME	Miles by Car	Miles by Rail	TOTAL
1.	Alex Dalzell .....	...	724	724
1.	Franklin Page	2	670	672
1.	Earl D. Symington	44	670	714
2.	Chas. H. Black	10	414	424
3.	Palmer Levin	14	674	688
3.	Harry O'Brien .....	...	674	674
4.	H. H. Hewitt .....	...	612	612
5.	Oliver Bilden .....	...	540	540
6.	Geo. H. Saumur	20	544	564
7.	D. C. Cunningham	8	517	525
8.	Karl H. Brunsdale .....	...	504	504
8.	J. A. Dahl .....	...	523	523
8.	L. C. Odegard	12	493	505
9.	Ed. P. Cosgriff .....	...	388	388
9.	Roy R. Hall	2	388	390
9.	J. P. Johnson	2	388	390
9.	Leland J. Smith	2	388	390
9.	L. L. Twichell	2	388	390
10.	M. H. Holte	14	429	443
10.	Fred J. Peterson	15	412	427
11.	Carl H. Dittmer	12	444	456
11.	A. J. Kapaun	14	385	399
12.	J. D. Holthusen	12	495	507
12.	C. E. Moore	10	490	500

Dist. No.	NAME	Miles by Car	Miles by Rail	TOTAL
13.	O. C. Anderson	8	370	378
13.	A. N. Lavik	4	408	412
14.	Harris Halverson .....	....	365	365
14.	Martin Larson	8	413	421
15.	Sam Oglesby .....	....	266	266
16.	Albert Bjerke	22	573	595
16.	J. E. Langford	8	346	354
16.	Edw. Savre	8	346	354
17.	Albert Fjeld .....	....	595	595
17.	Ejnar Lohrbauer .....	....	569	569
18.	Harvey Brusseau	20	724	744
18.	William Crockett	24	794	818
18.	Ed. A. Hill	16	794	810
19.	Carl Anfinson	24	634	658
19.	Jacob Urschel	6	629	635
20.	J. C. Hanson .....	....	362	362
20.	John F. Randall .....	....	445	445
21.	R. J. Downey .....	....	482	482
21.	Frank Gessner	32	455	487
21.	Edwin Traynor .....	....	530	530
22.	A. J. McLarty	12	530	542
22.	L. O. Norheim	60	618	678
23.	L. R. Burgum .....	....	204	204
23.	Edw. J. Dullea	8	246	254
23.	Ben Gilbertson .....	....	204	204
23.	H. J. Morris .....	....	204	204
24.	Earl E. Clarke .....	....	342	342
24.	Zack Shockman .....	....	342	342
25.	Joe Fitzgerald .....	....	246	246
25.	G. Wendland	24	220	244
26.	Val. P. Wolf	8	167	175
26.	Math. Dahl	20	94	114
27.	Thos. J. Burke	2	....	2
27.	William M. Schantz	1	....	1
27.	J. M. Thompson .....	....	69	69
28.	Howard Parkinson .....	....	516	516
28.	Peter Peterson .....	....	594	594
28.	Fred J. Shurr .....	....	500	500
29.	Joe C. Blaisdell, Jr. ....	....	380	380
29.	Ole G. Frosaker .....	....	380	380
29.	M. D. Graham	8	394	402
29.	Einar Muus .....	....	379	379
30.	W. J. Godwin	14	....	14
30.	Carl Keidel	4	12	16
30.	Gus A. Schauss	32	....	32
31.	Fred Born .....	....	182	182
31.	Anton Kubischta	12	251	263
31.	Ray Schnell .....	....	230	230
32.	Dave L. Bailey	28	322	350
32.	W. W. Treffry	8	323	331
33.	Geo. Aljets	22	292	314
33.	Leonas Myers	18	346	364

Dist. No.	NAME	Miles by Car	Miles by Rail	TOTAL
34.	W. O. Biberdorf .....	...	639	639
34.	L. E. Goodlaxon .....	...	280	280
34.	H. F. Niewoehner	22	602	624
35.	John J. Adam	16	280	296
35.	Chas. Mode	88	...	88
36.	William Bauer .....	...	179	179
36.	William H. Bettenhausen	18	159	177
36.	Christ P. Ritter	20	139	159
37.	C. H. Morgan	28	406	434
37.	H. C. Williams	20	405	425
38.	James G. Thoreson	30	272	302
39.	A. C. Anderson	6	773	779
39.	Nels P. Noben .....	...	360	360
39.	W. S. Place	66	747	813
40.	O. F. Anderson	520	...	520
40.	E. J. Marks	478	...	478
40.	E. J. McIlraith	496	...	496
41.	F. W. Erickson	3	604	607
41.	M. L. Holey	2	636	638
42.	Paul A. Sand .....	...	328	328
42.	Wm. H. Tuff .....	...	502	502
43.	F. D. Hurd	20	509	529
44.	Axel Olson	4	271	275
44.	Ole B. Stray	6	487	493
45.	Christ Borstad	10	520	530
45.	Ben Fedje	40	620	660
45.	Harvey Solberg	56	620	676
46.	Arlo Beggs	28	150	178
46.	J. A. Erickson	42	156	198
46.	R. R. Scholl .....	...	90	90
47.	James Caddell .....	...	362	362
47.	Fred Seibel	20	218	238
48.	J. W. Bailey	60	230	290
48.	Gottlieb Isaak	14	202	216
48.	Nels P. Jensen	120	...	120
49.	E. A. Child	12	290	302
49.	O. C. Olson	14	827	841

Mr. Solberg moved that the report be adopted.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary

Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws

of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

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

O. C. ANDERSON,
Chairman.

O. C. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS
HOUSE RESOLUTION "C"

Representative Matt Dahl of Emmons County introduced and moved the adoption of the following resolution:

Resolution of the Impeachment of the Honorable Thomas H. Moodie, Governor of the State of North Dakota.

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

WHEREAS, It appears from the testimony taken in a proceeding now pending which testimony has been duly considered and from other facts, that there is grave and probable cause to believe that the Honorable Thomas H. Moodie, Governor of the State of North Dakota, is guilty of impeachable offenses,

AND WHEREAS, The belief in the existence of such probable cause of impeachment is evidenced by written records, common reports and public charges, so extensive as to militate against and destroy the confidence of the people in the affairs of state.

AND WHEREAS, That such confidence cannot be restored except by an open trial of such charges,

NOW THEREFORE, BE IT RESOLVED, That the said Thomas H. Moodie, Governor of the State of North Dakota, be and he hereby is, impeached of crime, corrupt conduct, malfeasance and misdemeanors in office.

AND BE IT FURTHER RESOLVED, That a Board of Managers consisting of five members of this House be appointed by the Speaker to conduct such impeachment proceedings in accordance with law and to prepare specifications of impeachment and present the same to the bar of the Senate of the State of North Dakota for trial.

BE IT FURTHER RESOLVED, That said Board of Managers be and it is hereby authorized and directed to employ such counsel as it may deem necessary to assist it in the preparation of the articles and specifications of impeachment and the conduct of the trial thereof against Thomas H. Moodie in the manner and form provided by law.

Mr. Clarke moved that the House do now adjourn.

A roll call was demanded and granted.

ROLL CALL

The question being on the motion to adjourn, the roll was called and there were ayes, 46; nays, 65; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gilbertson	Moore
Black	Goodlaxon	Morris

Messrs.	Messrs.	Messrs.
Blaisdell	Graham	Muus
Brunsdale	Hall	Niewoehner
Burgum	Halverson	Norheim
Burke	Hewitt	O'Brien
Clarke	Holthusen	Oglesby
Cosgriff	Holte	Peterson, Cass
Cunningham	Hurd	Saumur
Downey	Johnson	Schantz
Dullea	Kapaun	Smith
Erickson, McKenzie	Keidel	Solberg
Fjeld	Langford	Thompson
Fitzgerald	Lavik	Traynor
Frosaker	Lohrbauer	Twichell
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Place
Aljets	Hanson	Randall
Anderson, Bowman	Hill	Ritter
Anderson, Burke	Holey	Sand
Anderson, Sargent	Isaak	Savre
Anfinson	Jensen	Schnell
Bailey, Dunn	Kubischta	Scholl
Bauer	Larson	Seibel
Beggs	Levin	Schauss
Bettenhausen	Marks	Shockman
Biberdorf	Morgan	Shurr
Bilden	McIlraith	Stray
Bjerke	McLarty	Symington
Born	Mode	Thoreson
Borstad	Myers	Treffry
Brusseau	Noben	Tuff
Caddell	Odegard	Urschel
Child	Olson, Hettinger	Wendland
Dahl, Emmons	Olson, Mountrail	Williams
Dalzell	Page	Wolf
Erickson, McLean	Parkinson	Mr. Speaker
Fedje	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.
Dahl, Traill	Dittmer

So the motion was lost.

Mr. Cosgriff moved that consideration of the resolution be put over until Monday and the resolution be printed in the Journal.

Mr. Godwin moved that the motion of Mr. Cosgriff be laid on the table.

Which motion prevailed.

ROLL CALL

The question being on the adoption of House Resolution "C," the roll was called and there were ayes, 60; nays, 52; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Place
Aljets	Hanson	Ritter
Anderson, Bowman	Hill	Sand
Anderson, Burke	Holey	Savre
Anfinson	Isaak	Schnell
Bailey, Dunn	Jensen	Scholl
Bauer	Kubischta	Seibel
Beggs	Larson	Schauss
Bettenhausen	Levin	Shockman
Biberdorf	Marks	Shurr
Bilden	Morgan	Stray
Bjerke	McLarty	Symington
Born	Mode	Thoreson
Borstad	Myers	Treffry
Brusseau	Noben	Tuff
Child	Odegard	Urschel
Dahl, Emmons	Olson, Hettinger	Wendland
Dalzell	Olson, Mountrail	Williams
Erickson, McLean	Parkinson	Wolf
Fedje	Peterson, Bottineau	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gessner	Morris
Bailey, Eddy	Gilbertson	McIlraith
Black	Goodlaxon	Muus
Blaisdell	Graham	Niewoehner
Brunsdale	Hall	Norheim
Burgum	Halverson	O'Brien
Burke	Hewitt	Oglesby
Caddell	Holthusen	Page
Clarke	Holte	Peterson, Cass
Cosgriff	Hurd	Randall
Cunningham	Johnson	Saumur
Dittmer	Kapaun	Schantz
Downey	Keidel	Smith
Dullea	Langford	Solberg
Erickson, McKenzie	Lavik	Thompson
Fjeld	Lohrbauer	Traynor
Fitzgerald	Moore	Twichell
Frosaker		

Absent and not voting:

Messrs.
Dahl, Traill

So the resolution was adopted.

Mr. Sand moved that the vote by which House Resolution "C" was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

The Committee on State Affairs introduced:

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

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

The Committee on Appropriations introduced:

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

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

The Committee on Appropriations introduced:

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

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

The Committee on Appropriations introduced:

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

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

The Committee on Appropriations introduced:

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913. Compiled Laws of North Dakota, and Declaring an Emergency.

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

The Committee on Appropriations introduced:

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

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

The Committee on Appropriations introduced:

House Bill No. 29. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary of the Grain Storage Commissioner.

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

The Committee on Appropriations introduced:

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

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

The Committee on Appropriations introduced:

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921; the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

Mr. Niewoehner introduced:

House Bill No. 34. A Bill for an Act Requiring all Public Hospitals Under the Control of Religious or Charitable Institutions, Used Wholly or in Part for Public Charity, to Keep and Maintain a room or Other Convenient Place Where Bodies of Patients Who Died in Said Hospitals May Be Prepared for Burial.

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

The Committee on Appropriations introduced:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

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

The Committee on Appropriations introduced:

House Bill No. 36. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

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

The Committee on Appropriations introduced:

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

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

The Committee on Appropriations introduced:

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

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

The Committee on Appropriations introduced:

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

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

The Committee on Appropriations introduced:

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

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

The Committee on Appropriations introduced:

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

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

The Committee on Appropriations introduced:

House Bill No. 42. 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.

The Committee on Appropriations introduced:

House Bill No. 43. 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.

The Committee on Appropriations introduced:

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

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

Messrs Odegard and Brunsdale introduced:

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

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

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 18, 1935.

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

Very respectfully.

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

Senate Resolution "C":

Senate Resolution "C" was read the first time and referred to Committee on State Affairs.

The House returned to the Seventh Order of Business.

Mr. Brunsdale moved that all absent members be excused.

Mr. Brunsdale moved that the Speaker appoint a committee of three to confer with the Postmaster of Bismarck to establish satisfactory forwarding of House mails.

Which motion prevailed.

The Speaker appointed as such committee, Messrs. Brunsdale, Myers and Ritter.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Ludwig Berntson, Parshall, N. D.; Oliver Rosenberg, New Rockford, N. D.; Clyde Gelleu, Hammer, N. D.; Fred Schuler, Cleveland, N. D.; C. Schuler, Cleveland, N. D.; H. Troutman, Cleveland, N. D.; Fred Schuler, Jr., Cleveland, N. D.; Henry Handtman, Mandan, N. D.; O. R. Vold, Minot, N. D.; Agnes I. Helgeson, Wales, N. D.; Margaret Swenson, Haynes, N. D.; Inga Helling, Golden Valley, N. D.; Mrs. Gus Schauss, Mandan, N. D.; E. M. Davis, Bismarck, N. D.; Mr. and Mrs. E. L. Pheister, Mandan, N. D.; Chas. Rader, Cando, N. D.; A. A. Mauger, Rock Lake, N. D.; Richard Fenske, Cando, N. D.; F. F. Vaughn, Cando, N. D.; J. S. Kelly, Bismarck, N. D.; A. C. Stolt, Sherwood, N. D.; Lew Beyers, Buchanan, N. D.; Edwin M. Casey, Bismarck, N. D.; Anita Scholl, Bismarck, N. D.; Marian Larson, Washburn, N. D.; Mary Thomas, Flasher, N. D.

WALTER S. MARTIN,
Chief Clerk.

Communication from Herman Geiger of Beach, N. D., and others.

Communication from Mrs. J. P. Kupper of LaMoure, and others.

Communication from C. J. Erickson of Edgeley, and others.

Communication from Warner Peterson of Williston, and others.

Communication from J. J. Jacobson of Tuttle, N. D., and others.

Communication from Board of County Commissioners of Oliver County.

Communication from Sharpe Pruetz, Secretary Logan County Schools.

Communication from Louis C. Bohnhoff, Chairman Strehlow Township Board.

Communication from Nonpartisan Women's Club of Hazelton.

Communication from A. E. Walley, and others.

Communication from R. E. Swendseid, Stanley, N. D.

Telegram from M. M. Broman, and others.

Telegram from Martin Commercial Club.

Telegram from Christine Haugen and family.

Telegram from Bob and Carl Strutz of Jamestown.

Telegram to Ramsey Delegation from Dan Daley, and others.

Telegram from E. A. Tuftedal.

Telegrams to Messrs. Gessner, Traynor and Downey from Willard Greenlead, and others.

The employment committee having considered the salaries of employees to be paid during the Twenty-fourth Legislative Assembly, offer the following resolution; that the daily rate of pay for employees for services performed during this session shall be as follows:

Walter S. Martin, Chief Clerk	\$ 8.00
Minnie D. Craig, 1st Assistant Chief Clerk	7.00
Rex Stair, 2nd Assistant Chief Clerk	6.00
James Bothne, Desk Reporter	8.00
A. M. Peterson, Sergetant-at-Arms	5.00
Helen Ulsrud, Chief Stenographer	6.00
Evelyn Dada, Stenographer	5.00
Mabel Engeseth, Stenographer	5.00
Marna Cushman, Stenographer	5.00
Clara Kane, Stenographer	5.00

Beatrice Field, Stenographer	5.00
Llye George Chief Engrossing and Enrolling Clerk.....	5.00
F. E. Karges, Assistant Chief Engrossing and Enrolling Clerk	5.00
E. K. Shaeffer, Clerk Committee on State Affairs.....	5.00
Hans Solheim, Bill Clerk	5.00
Herman Butt, Clerk, Committee on Appropriations	5.00
Evelyn Olson, Clerk, Committee on Judiciary	5.00
H. D. Crockett, Clerk, Committee on Taxes and Tax Laws	5.00
Frank Wald, Chief Mailing Clerk	5.00
Lloyd Engh, First Assistant Mailing Clerk	5.00
Sam Labrenz, Second Assistant Mailing Clerk	5.00
A. Anderson, Voucher Clerk and Assistant Mailing Clerk	5.00
Joe LePire, Postmaster	5.00
J. A. Engen, Assistant Postmaster	5.00
Anton S. Kraft, Bill Room Clerk	5.00
W. C. Mills, Bill Messenger and Clerk	5.00
John Bergheim, Committee Room Attendant and Messenger	5.00
J. F. Link, Committee Room Attendant and Messenger	5.00
C. O. Carlson, Assistant Sergeant-at-Arms and Doorkeeper	5.00
Ed Martell, Doorkeeper, Main Floor	5.00
Otto Bruns, Doorkeeper, Main Floor	5.00
Mike Tousaind, Doorkeeper, Gallery	5.00
Hjelmer Solwick, Doorkeeper, Gallery	5.00
Chas. Roth, Cloak Room Attendant	5.00
Elizabeth Grace, Telephone Messenger	5.00
G. W. McCutchen, Page and Messenger	5.00
George Schuch, Page and Messenger	5.00
Harold Gaulke, Page and Messenger	5.00
J. Schoonover, Page and Messenger	5.00
Roland Broschat, Page and Messenger	5.00
M. G. Frank, Page and Messenger	5.00
Kenneth Morgan, Page and Messenger	5.00
H. R. Long, Proof Reader	5.00
I. Sanford, Assistant Proof Reader	5.00
Rev. N. E. McCoy, Chaplain	3.00
H. G. Kapfer, Special Messenger to Governor	5.00
Martin Lund, Janitor	5.00
Lars Soiseth, Janitor	5.00
A. H. Oksendahl, Janitor	5.00
Jacob Bender, Janitor	5.00
Joe Vlassoff, Janitor	5.00
Mose Wilkie, Janitor	5.00
H. E. Dyste, Janitor	5.00
S. M. Jensen, Night Watchman	5.00
August Krenz, Attendant	5.00
Oscar Nelson, Attendant	5.00
Inga Jenson, Attendant, Ladies' Cloak Room	5.00

BEN FEDJE,
Chairman.

Mr. Fedje moved that the schedule of salaries be adopted.

Mr. Twichell moved as a substitute motion that all salaries of employees be cut 10 per cent below the salaries shown in the report of the employment committee.

Roll call was demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Twichell, the roll was called and there were ayes, 38; nays, 63; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gessner	Moore
Bailey, Eddy	Graham	Morris
Bailey, Dunn	Holey	Muus
Black	Holthusen	Odegard
Born	Holte	Oglesby
Brunsdale	Hurd	Page
Burke	Jensen	Peterson, Cass
Cosgriff	Kapaun	Saumur
Downey	Kubischta	Thompson
Erickson, McKenzie	Langford	Traynor
Erickson, McLean	Lavik	Twichell
Fjeld	Levin	Wolf
Frosaker	Lohrbauer	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Godwin	Randall
Anderson, Burke	Goodlaxon	Ritter
Anfinson	Halverson	Sand
Bauer	Hill	Savre
Beggs	Isaak	Schnell
Bettenhausen	Keidel	Scholl
Biberdorf	Larson	Seibel
Bilden	Marks	Schauss
Bjerke	Morgan	Shockman
Blaisdell	McIlraith	Shurr
Borstad	McLarty	Smith
Brusseau	Mode	Solberg
Burgum	Myers	Stray
Caddell	Niewoehner	Symington
Clarke	Noben	Thoreson
Cunningham	Norheim	Treffry
Dahl, Emmons	Olson, Hettinger	Tuff
Dullea	Olson, Mountrail	Urschel
Fedje	Parkinson	Wendland
Fitzgerald	Peterson, Bottineau	Williams
Gilbertson	Place	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Dalzell	Hewitt
Aljets	Dittmer	Johnson

Messrs.	Messrs.	Messrs.
Child	Hall	O'Brien
Dahl, Traill	Hanson	Schantz

So the motion was lost.

ROLL CALL

The question being on the motion of Mr. Fedje to adopt the schedule of salaries for employees as set forth in the employment committee report, the roll was called and there were ayes, 78; nays, 23; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Frosaker	Olson, Mountrail
Anderson, Burke	Gessner	Page
Anderson, Sargent	Gilbertson	Parkinson
Anfinson	Godwin	Peterson, Bottineau
Bauer	Goodlaxon	Place
Beggs	Graham	Randall
Bettenhausen	Hall	Ritter
Biberdorf	Halverson	Sand
Bjerke	Hill	Savre
Black	Holey	Schnell
Blaisdell	Hurd	Scholl
Borstad	Isaak	Seibel
Brusseau	Keidel	Schauss
Burgum	Larson	Shockman
Burke	Marks	Shurr
Caddell	Morgan	Smith
Clarke	Morris	Solberg
Cosgriff	McIlraith	Stray
Dahl, Emmons	McLarty	Symington
Downey	Muus	Thoreson
Dullea	Myers	Treffry
Erickson, McKenzie	Niewoehner	Tuff
Erickson, McLean	Noben	Urschel
Fedje	Norheim	Wendland
Fjeld	Odegard	Williams
Fitzgerald	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Jensen	Oglesby
Bailey, Dunn	Kapaun	Peterson, Cass
Bilden	Kubischta	Saumur
Born	Langford	Thompson
Brunsdale	Lavik	Traynor
Cunningham	Levin	Twichell
Holthusen	Lohrbauer	Wolf
Holte	Moore	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Dittmer	Mode
Aljets	Hanson	

Messrs.	Messrs.	Messrs.
Child	Hewitt	O'Brien
Dahl, Traill	Johnson	Schantz
Dalzell		

Which motion prevailed.

Mr. Traynor explained his vote, as follows:

Mr. Speaker: The Chief Clerk never called my name at all. I desire to vote "no," and explain my vote at this time. I vote "no" on this measure, because I do not wish to go on record in favor of establishing a basis of compensation for Pages and Janitors, who require practically no experience, and putting them on a basis of compensation almost equal to the pay the state is giving the Deans of the University and Normal Schools of this State.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

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

In line three of the printed bill strike out the figures \$4,292.00, and insert in lieu thereof the figures \$3,992.00.

In line 16, strike out the figures \$600.00, and insert in lieu thereof the figures \$400.00.

In line 17, strike out the figures \$400.00, and insert in lieu thereof the figures \$300.00.

In line 19, strike out the figures \$4,292.00, and insert in lieu thereof, the figures \$3,992.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, In-

clusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

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

On line two of the original bill, strike out the figures \$40,000.00, and insert in lieu thereof \$30,000.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

REPORT OF SELECT COMMITTEES

Mr. Brunsdale made a verbal report of the Select Committee appointed to interview the Postmaster, and moved that the report be adopted, and the committee be discharged.

Which motion prevailed.

Mr. Godwin moved that the State House Representative of the Associated Press be placed in charge of the press room.

Which motion prevailed.

The House returned to the Seventh Order of Business.

Mr. Twichell moved that the Chief Clerk be instructed to see that 30 chairs be made available for those who enjoy the privileges of the floor.

Which motion prevailed.

Mr. Hill moved that all absent members be excused.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Messrs. Muus and Scholl introduced:

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures for Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There is Not a Sufficient Unexpended Balance in any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor.

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

Mr. Scholl introduced:

House Bill No. 47. A Bill for an Act Requiring All Public Service Corporations Doing Business in the State of North Dakota to Publish Annually a True and Complete List of All of its Agents, Employees, Attorneys, and Officers Employed and Engaged in Carrying on the Business of Said Corporation in the State of North Dakota, or Whose Salary, Bonus or Commission Shall Be Paid, in Whole or in Part, Out of the North Dakota Earnings of the Corporation, Together with a List of Salaries, Wages, Bonus' and Commissions Paid to Each.

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

Messrs. Anderson and Marks introduced:

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1934, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

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

Mr. Borstad introduced:

House Bill No. 49. A Bill for an Act Amending and Re-enacting Section 5 of Chapter 106, Session Laws of North Dakota for the Year 1927, as Amended by Chapter 105, Session Laws for the Year 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing Bond; Providing for the Levy, Assessment, Collecting and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof and Penalty for Violation of the Act; and Defining the Duties of the Attorney General, of the State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing That any Person Violating This Act Shall Be Enjoined and That any Building or Premises Made Use of for Purposes in Violation of This Act Shall be Deemed a Nuisance and Abated by Injunction; and to Include Snuff Within the Provisions and Requirements Thereof.

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

Mr. Anderson of Bowman introduced:

House Bill No. 50. A Bill for an Act Fixing the Qualifications of all School and Township Officers; Penalty for Violation.

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

Messrs. Symington and Dalzell introduced (by request):

House Bill No. 51. A Bill for an Act Relating to Unclaimed Deposits in Banks, Trust Companies and Building and Loan Associations Doing Business in North Dakota; Requiring All Banks, Trust Companies and Building and Loan Associations to Report to the State Bank Examiner All Unclaimed Deposits and Providing for Payment of Such Unclaimed Deposits Into the School Funds of the State of North Dakota; Providing Penalty for Violation, and Providing Protection to Owners.

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

Mr. Anderson of Bowman introduced:

House Bill No. 52. A Bill for an Act Fixing the Qualifications of All School and Township Officers; Penalty for Violation.

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

Mr. C. H. Morgan introduced:

HOUSE CONCURRENT RESOLUTION A-3

Concurrent Resolution Relating to Great Lakes-St. Lawrence Waterway.

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

Mr. Jensen introduced:

HOUSE CONCURRENT RESOLUTION A-4

A Concurrent Resolution Provided for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota, as Amended by Article 41 of the Amendments Thereof, and as Amended by Chapter 84 of the 1933 Laws of the State of North Dakota, Relating to County Officers.

Was read the first time and referred to the Committee on Election and Election Privileges.

Messrs. Dahl and Treffry introduced.

HOUSE RESOLUTION D

Resolution to Appoint the Official Photographer for the House of Representatives of the Twenty-fourth Legislative Assembly of the State of North Dakota.

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

ANNOUNCEMENTS

Due to extremely cold weather and absence of many members from the Senate we are postponing previous invitation

relative to Fort Lincoln State Park trip Sunday until further notice. Trust this meets with your approval.—Mandan Lions Club, C. E. Arnold, Secretary.

The Speaker announced as the Board of Managers under House Resolution C Messrs. Dahl of Emmons, chairman, Bjerke, Place, Marks and Schauss.

Mr. Godwin moved that the House recess until 1:00 o'clock P. M. Monday.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Margaret Sheehan, Bismarck; Mrs. F. W. Erickson, Charbonneau; Miss Mary Erickson, Charbonneau; O. W. Bettenhausen, Wishek; Arlan Stair, Bottineau; Rollin Stair, Bottineau; P. A. Timbo, Bismarck; R. W. Frazier, Crosby; Hartford Anderson, Fargo.

WALTER S. MARTIN,
Chief Clerk.

TWELFTH DAY AFTER RECESS AND
FOURTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 21, 1935.

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

Mr. Godwin moved that the House do now adjourn.

Which motion prevailed.

FOURTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 21, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Rev. N. E. McCoy of Carrington offered prayer.

Roll Call: All members present except Representatives Adam, Child, Dahl of Trail, Hewitt and Johnson.

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

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

On page 2, line 19, correct initials of A. E. Walley.

On page 2, line 17 from bottom of page, correct spelling of Rep. Downey.

On page 5 in roll call Rep. Bettenhausen is recorded as voting "no" whereas he voted "aye."

On page 6, line 8, change word "by" to read "my."

On page 5, in roll call, Rep. Kapaun is recorded absent whereas he was present and voted "no."

On page 9, strike out lines 14, 15 and 16 and insert instead, "House Bill No. 52. A Bill for an Act to Amend and Re-enact Sec. 9192a5 of the 1925 Supplement to the Compiled Laws of 1913, and Chapter 187 of the Session Laws of 1929, and to Repeal Chapter 217 of the Session Laws of 1931, and All Other Acts or Parts of Acts in Conflict Herewith."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House of Representatives from:

E. S. Houghton of Hurdsfield and others.
 J. H. Dornal of Stark County and others.
 Christian Schloss of Esmond and others.
 Jacob Geiringer of Berwick and others.
 E. C. Mahler of Wahpeton and others.
 J. M. Wilberding of Dickinson and others.
 Chas. Johnson of Sentinel Butte and others.
 F. H. Dissell of Noonan and others.
 Mrs. Wesley Alder of Tuttle and others.
 Harold M. Dalley of Garrison and others.
 County Commissioners of Rolette County.
 County Commissioners of Barnes County.
 Mrs. D. J. Gumb of Hope, N. Dak.
 M. A. Knudson of Voltaire and others.
 Citizens of Zeeland, N. Dak.
 Charles Hein of Hankinson, N. Dak.
 Harry K. Peyton of Williston, N. Dak.
 James Goolsbey of Lidgerwood, N. Dak.
 Albert C. Livdahl of Williston, N. Dak.

Mr. Burke moved that the communications submitted by the North Dakota State Association of County Commissioners and North Dakota State Association of County Auditors be referred to appropriate committees.

Which motion prevailed.

The Speaker referred the resolutions to the Committee on Ways and Means.

Mr. Traynor moved that the regular custom in regard to committee reports be followed and no action be taken on reports unless the bill or resolution has been either printed as a bill or in the Journal.

Which motion prevailed.

Mr. Scholl moved that a committee of three be appointed by the Speaker to prepare suitable resolutions in memory of any member of the House who has died during the last two years.

Which motion prevailed and the chair appointed as such committee Messrs. Scholl, Twichell and Fedje.

Mr. Smith of Cass moved that Mrs. Smith be granted the courtesy of the floor.

Which motion prevailed.

Mr. Saumur, by request, introduced:

House Bill No. 53. A Bill for an Act Authorizing Cities and Incorporated Villages to Charge Public Service Corporations a Reasonable Compensation for the Use of Its Streets and Alleys.

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

The Committee on Appropriations introduced:

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

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

The Committee on Appropriations introduced:

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

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

SECOND READING OF HOUSE BILLS

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary

Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Place
Bauer	Hill	Randall
Beggs	Holey	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Saumur
Bilden	Hurd	Savre
Bjerke	Isaak	Schantz
Black	Jensen	Schnell
Blaisdell	Kapaun	Scholl
Born	Keidel	Seibel
Borstad	Kubischta	Schauss
Brunsdale	Langford	Shockman
Brusseau	Larson	Shurr
Burgum	Lavik	Smith
Burke	Levin	Solberg
Caddell	Lohrbauer	Stray
Clarke	Marks	Symington
Cosgriff	Moore	Thompson
Cunningham	Morgan	Thoreson
Dahl, Emmons	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Hewitt	Norheim
Dahl, Traill	Johnson	Peterson, Cass
Erickson, McKenzie		

So the bill passed and the title was agreed to.

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Page
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Kapaun	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burke	Langford	Schauss
Caddell	Larson	Shockman
Clarke	Lavik	Shurr
Cosgriff	Levin	Smith
Cunningham	Lohrbauer	Solberg
Dahl, Emmons	Marks	Stray
Dalzell	Moore	Symington
Dittmer	Morgan	Thompson
Downey	Morris	Thoreson
Dullea	McIlraith	Traynor
Erickson, McKenzie	McLarty	Treffry
Erickson, McLean	Mode	Tuff
Fedje	Muus	Twichell
Fjeld	Myers	Urschel
Fitzgerald	Niewoehner	Wendland
Frosaker	Noben	Williams
Gessner	Norheim	Wolf
Gilbertson	O'Brien	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Burgum	Johnson
Aljets	Child	Parkinson
Borstad	Dahl, Traill	

So the bill passed and the title was agreed to.

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Peterson, Bottineau
Bauer	Halverson	Peterson, Cass
Beggs	Hanson	Place
Bettenhausen	Hill	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Kapaun	Schnell
Borstad	Keidel	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shockman
Burke	Lavik	Shurr
Caddell	Levin	Smith
Child	Lohrbauer	Solberg
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dalzell	McIlraith	Traynor
Dittmer	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fedje	Noben	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Hewitt	Johnson
Aljets	Holey	Parkinson
Dahl, Traill		

So the bill passed and the title was agreed to.

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holthusen	Place
Biberdorf	Holte	Randall
Bilden	Hurd	Ritter
Bjerke	Isaak	Sand
Black	Jensen	Saumur
Blaisdell	Johnson	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Schnell
Brunsdale	Kubischta	Scholl
Brusseau	Langford	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shockman
Caddell	Levin	Shurr
Clarke	Lohrbauer	Smith
Cosgriff	Marks	Solberg
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Symington
Dalzell	Morris	Thompson
Dittmer	McIlraith	Thoreson
Downey	McLarty	Traynor
Dullea	Mode	Tuff
Erickson, McKenzie	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Gessner	O'Brien	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Traill	Holey
Aljets	Frosaker	Treffry
Child	Hewitt	

So the bill passed and the title was agreed to.

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Odegard
Anderson, Bowman	Gilbertson	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bilden	Hurd	Sand
Bjerke	Isaak	Saumur
Black	Jensen	Savre
Blaisdell	Johnson	Schantz
Born	Kapaun	Schnell
Borstad	Keidel	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shockman
Burke	Lavik	Shurr
Caddell	Levin	Smith
Child	Lohrbauer	Solberg
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dalzell	McIlraith	Traynor
Dittmer	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fedje	Noben	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Hewitt
Dahl, Traill		

So the bill passed and the title was agreed to.

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Aljets	Frosaker	Odegard
Anderson, Bowman	Gessner	Oglesby
Anderson, Burke	Gilbertson	Olson, Mountrail
Anderson, Sargent	Godwin	Page
Anfinson	Goodlaxon	Parkinson
Bailey, Eddy	Hall	Peterson, Bottineau
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hanson	Place
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Bilden	Holte	Saumur
Bjerke	Hurd	Savre
Black	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Kapaun	Seibel
Brunsdale	Keidel	Schauss
Brusseau	Kubischta	Shockman
Burgum	Langford	Shurr
Burke	Larson	Smith
Caddell	Lavik	Solberg
Child	Levin	Stray
Clarke	Lohrbauer	Symington
Cosgriff	Marks	Thompson
Cunningham	Moore	Thoreson
Dahl, Emmons	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl, Traill	Hewitt	Olson, Hettinger
Graham	Norheim	

So the bill passed and the title was agreed to.

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hill	Place
Beggs	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Hurd	Sand
Bilden	Isaak	Saumur
Bjerke	Jensen	Savre
Black	Johnson	Schantz
Blaisdell	Kapaun	Schnell
Born	Keidel	Scholl
Borstad	Kubischta	Seibel
Brunsdale	Langford	Schauss
Brusseau	Larson	Shockman
Burgum	Lavik	Shurr
Burke	Levin	Smith
Caddell	Lohrbauer	Solberg
Child	Marks	Stray
Clarke	Moore	Symington
Cosgriff	Morgan	Thompson
Cunningham	Morris	Thoreson
Dahl, Emmons	McIlraith	Traynor
Dalzell	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fedje	Noben	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.
Dahl, Traill	Hewitt
Dittmer	Holte

So the bill passed and the title was agreed to.

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, 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, 108; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Bildea	Holthusen	Ritter
Bjerke	Holte	Sand
Black	Hurd	Savre
Blaisdell	Isaak	Schantz
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Hewitt	Saumur
Dahl, Traill	Muus	

So the bill passed and the title was agreed to.

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Odegard
Anderson, Bowman	Gilbertson	Oglesby
Anderson, Burke	Godwin	Olson, Hettinger
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shockman
Burke	Lavik	Shurr
Caddell	Levin	Smith
Child	Lohrbauer	Solberg
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dalzell	McIlraith	Traynor
Dittmer	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fedje	Noben	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.
Adam	Hewitt
Dahl, Traill	Keidel

So the bill passed and the title was agreed to.

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Odegard
Anderson, Bowman	Gilbertson	Oglesby
Anderson, Burke	Godwin	Olson, Hettinger
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Smith
Child	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Traill	Hewitt

So the bill passed and the title was agreed to.

GENERAL ORDERS

Mr. Gilbertson moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Gilbertson to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration:

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

And recommend that House Bill No. 13 do pass as amended by the standing committee as follows:

In line three of the printed bills strike out the figures \$4,292.00, and insert in lieu thereof the figures \$3,992.00.

In line 16, strike out the figures \$600.00, and insert in lieu thereof the figures \$400.00.

In line 17, strike out the figures \$400.00, and insert in lieu thereof the figures \$300.00.

In line 19, strike out the figures \$4,292.00, and insert in lieu thereof, the figures \$3,992.00.

And when so amended recommend the same do pass.

The committee of the whole have had under consideration:

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

And recommend the same do pass as amended by the standing committee as follows:

On line two of the original bill, strike out the figures \$40,000.00, and insert in lieu thereof \$30,000.00.

And when so amended recommend the same do pass.

BEN GILBERTSON,
Chairman.

The House returned to the Seventh Order of Business.

Mr. Schauss moved that all absent members be excused.

Which motion prevailed.

Mr. Twichell moved that the report of the Board of Capitol Commissioners be accepted.

Which motion prevailed.

Mr. Godwin moved that the report of the Board of Capitol Commissioners be printed in the Journal.

Which motion prevailed.

BOARD OF
STATE CAPITOL COMMISSIONERS
NORTH DAKOTA

SUBJECT: FINANCES

SECRETARY'S ANNUAL REPORT

The Chief Clerk,
House of Representatives,
24th Session of the State Legislature,
Bismarck, North Dakota.

Dear Sir:

Pursuant to paragraph (d) of Section two (2) of Chapter 205 S. L. 1931, I herewith transmit to you two Annual Financial Reports of the Board of State Capitol Commissioners. One includes the period from its organization to December 31, 1933, the other from the date of organization to and including December 31, 1934.

I am adding to this transmittal a receipt for your signature or that of your authorized representative.

Yours very truly,

BOARD OF STATE CAPITOL COMMISSIONERS,

By ED. M. NELSON,
Secretary.

EN:LN

RECEIPT

I hereby acknowledge receipt of the Annual Report of the Board of State Capitol Commissioners as of January 1, 1935, covering the period of existence of the Board to date.

WALTER S. MARTIN.

MONDAY, JANUARY 21, 1935

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ANNUAL FINANCIAL REPORT

to the

BOARD OF STATE CAPITOL COMMISSIONERS

JANUARY 1, 1935

By ED. M. NELSON, Secretary.

Bismarck, North Dakota.

SUBJECT: ANNUAL REPORT.

Board of State Capitol Commissioners,
Bismarck, North Dakota.
Honorable Board:

I herewith submit to you the annual financial report of the Secretary of the Board of State Capitol Commissioners, which is required in Paragraph D, Section 2, Chapter 205, Session Laws of 1931.

All Contracts on the Capitol Building have been completed and the record of all payments in full is included in this statement. However, there are outstanding bills, which will become due after the first of the year for furniture and overhead expense for the amount of approximately \$3,700.00.

Yours very truly,

ED. M. NELSON, Secretary,

BOARD OF STATE CAPITOL COMMISSIONERS.

EN:LN

SUMMARY OF EXPENDITURES FROM CAPITOL BUILDING FUNDS ON VOUCHERS APPROVED BY THE BOARD OF STATE CAPITOL COMMISSIONERS FROM ORGANIZATION TO JANUARY 1, 1935

Board of State Capitol Commissioners—Travel Expense	\$	6,087.29
Technical Expense—DeRemer, Kurke, Holabird & Root—Arch. Fee		108,000.00
Technical Expense—Holabird & Root—Mechanical Arch. Fee		27,000.00
Technical Expense—DeRemer, Kurke, Holabird and Root—Travel Expense		5,000.00
Technical Expense—DeRemer, Kurke, Holabird & Root—Extra Arch. Serv.		2,565.54
Technical Expense—Engineering Service & Expense		959.13
Technical Expense—Soil Testing		1,315.14
Technical Expense—Miscellaneous		447.97
Contracts—S. F. Lambert—Debris Removal		3,900.00
Contracts—Lundoff-Bicknell Co.—General	1,306,105.16	
Contracts—Dearborn Electrical Const. Co.—Electrical		86,883.49
Contracts—T. P. Riley—Heating & Ventilating		141,637.64

Contracts—J. W. Darragh—Plumbing & Gas-fitting	60,495.70
Contracts—Otis Elevator Co.—Elevators	63,736.62
Contracts—Haggart Construction Co.—Sewer and Water Connections	8,789.00
Contracts—Carl Scott—Gravel Hauling	900.00
Contracts—B. K. Skeels—Typical Lighting Fixtures	5,748.76
Contracts—Electric Construction Co.—Special Lighting Fixtures	17,233.29
Contracts—Fargo Linoleum Co.—Floor Covering	24,261.61
Contracts—Webb Bros.—Window Shades & Blinds	4,581.11
Contracts—Bismarck Tribune Co.—Chairs	7,711.84
Contracts—Eddy Furniture Co.—Desks & Rostums	16,571.00
Contracts—Office Specialties Co.—Balcony Chairs	2,821.00
Contracts—Insulation Sales Co.—Accoustical Treatment	1,311.00
Contracts—J. E. Smith—Weatherstripping	3,018.75
Contracts—Remington Rand Co.—Supreme Court Book Stacks	3,500.00
Contracts—W. O. Olsen Furniture Co.—Carpeting	2,640.65
Temporary Heat	8,685.00
Consulting Engineers—Pillsbury Engineering Co.	5,054.63
Light Bulbs	1,216.33
Paving & Sidewalks	2,512.88
Capitol Building Equipment, Material & Expense	6,893.76
Wm. F. Kurke—Architectural Fees on Furniture	1,626.23
Carpenter Work—Windows, Screens, Shelving, etc.	316.20
Painting Work	205.60
Night Watchman's Salary	112.50
Elevator Operator's Salary	908.25
Office Supplies and Expense	5,442.26
Office Furniture and Fixtures	1,364.14
Publication and Advertising	833.16
Secretary's Salary	14,142.08
Auditing	4,790.75
Inspector's Salary	4,033.30
Clerk Hire	3,375.00
Secretary's Expense	1,618.26
Stenography	6,413.28
Publication of Reports	1,458.64
Bond Premiums and Insurance	8,651.17
Legal Expense	161.55
Miscellaneous Expense	977.47
Total Expenditures	\$1,994,064.13

MONDAY, JANUARY 21, 1935

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STATEMENT SHOWING ESTIMATED UNEXPENDED
BALANCE OF FUNDS MADE AVAILABLE FOR
ERECTION OF CAPITOL BUILDING

Appropriated by Legislature for Capitol Building		\$2,000,000.00
Less: Expended to January 1, 1935		1,994,064.13
		\$ 5,935.87
Balance Unexpended January 1, 1935	\$	5,935.87
Less: Estimated Costs to be Paid:		
Payable on Hardware When Equipment Has Been Made Acceptable	\$	1,645.26
Outstanding Bills, Overhead Expense, etc.	2,000.00	3,645.26
		\$ 2,290.61
Estimated Will Be Unexpended of \$2,000,000.00 Appropriated	\$	2,290.61

CONTRACTS LET BY BOARD OF STATE CAPITOL COMMISSIONERS TO JANUARY 1, 1935

CONTRACTS LET DURING 1934

Date of Contract	Contractor	Purpose	Amount
3- 3-34	Electric Construction Co.—Special Lighting Fixtures		\$ 17,233.29
3-31-34	Olsen Furniture Co.—Carpets and Padding		2,614.63
5-14-34	Remington Rand Co.—Book Stacks ..		3,500.00
5-21-34	Bismarck Tribune Co.—Chairs		7,711.84
5-21-34	Eddy Furniture Co.—Fixed Furniture ..		16,571.00
5-21-34	Office Specialties Co.—Opera Chairs ..		2,821.00
3-23-34	J. E. Smith—Weatherstripping		569.00
7-27-34	J. E. Smith—Weatherstripping		2,449.75
	Total Contracts Let During 1934 ..	\$	53,470.51

CONTRACTS LET PRIOR TO JANUARY 1, 1934

8-20-31	S. F. Lambert—Removal of Debris ..	\$	3,900.00
8-28-31	DeRemer, Kurke, Holabird & Ropt—Architectural Services—Architectural fee to be 6% of cost of the work and not less than		108,000.00
	Mechanical fee to be 1½ of cost of the work and not less than		27,000.00
	Travel Allowance		5,000.00
8- 8-32	The Lundoff-Bicknell Co.—General Construction—Guaranteed Maximum Cost		1,403,775.00
9-17-32	J. W. Darragh—Plumbing, Drainage & Gasfitting		62,725.00

Date of Contract	Contractor	Purpose	Amount
9-17-32	T. P. Riley—Heating & Ventilating ..		147,750.00
9-17-32	Dearborn Electric Const. Co.—Elec- trical Wiring		94,500.00
11-15-32	Otis Elevator Co.—Elevators & Dumb- waiter		73,310.00
6-14-33	Haggart Construction Co.—Sewer & Water Connections		7,985.00
10-25-33	Fargo Linoleum Co.—Floor Covering		23,286.44
11-10-33	B. K. Skeels—Typical Lighting Fix- tures		5,446.96
11- 8-33	Carl Scott—Haul Approximately 1000 Yd.—Pit Run Gravel at 90c per Yd. —estimates		900.00
12-12-33	Webb Brothers—Window Shades & Blinds		4,581.11
Total Contracts Let Prior to January 1, 1934			\$1,968,159.51
Total Contracts Let During 1934			53,470.51
Total Contracts Let to January 1, 1935			\$2,021,630.02

CONTRACTORS BONDS FILED WITH STATE AUDITOR

Contractor	Bonded With	Amount
S. F. Lambert—Western Surety Co., Sioux Falls, S. D.		\$ 3,900.00
DeRemer, Kurke, Holabird & Root—Northern & Dakota Trust Co., Fargo, N. Dak.		50,000.00
Lundoff-Bicknell Co.—Aetna Casualty & Surety Co., Hartford, Connecticut		500,000.00
American Surety Co., New York		500,000.00
Maryland Casualty Co., Baltimore Mary- land		500,000.00
J. W. Darragh—Northern & Dakota Trust Co., Fargo, N. D.		10,666.67
Maryland Casualty Co., Baltimore, Md.		10,666.67
Central Casualty Co., Detroit, Mich.		10,666.67
T. P. Riley—Aetna Casualty & Surety Co., Hart- ford, Connecticut		45,000.00
American Surety Co., of New York		45,000.00
Maryland Casualty Co., Baltimore, Mary- land		45,000.00
Dearborn Elec. Const. Co.—Aetna Casualty & Surety Co., Hartford, Connecticut		31,500.00
American Surety Co., of New York		31,500.00
Maryland Casualty Co., Baltimore, Mary- land		31,500.00
Otis Elevator Company—Aetna Casualty & Sur- ety Co., Hartford, Connecticut		25,000.00
American Surety Co., of New York		25,000.00
Maryland Casualty Co., Baltimore, Mary- land		25,000.00

Contractor	Bonded With	Amount
Haggart Const. Co.—Northern & Dakota Trust Co., Fargo, N. D.		4,000.00
Fargo Linoleum Co.—Northern & Dakota Trust Co., Fargo, N. D.		23,286.44
B. K. Skeels—Northern & Dakota Trust Co., Fargo N. D.		5,446.96
Carl Scott—Western Surety Co., Sioux Falls, S. D.		500.00
Webb Bros.—U. S. Fidelity & Guaranty Co., Baltimore, Maryland		4,581.11
Electric Const. Co.—Northern & Dakota Trust Co., Fargo, N. D.		17,233.29
Bismarck Tribune Co.—Northern & Dakota Trust Co., Fargo, N. D.		7,711.84
Eddy Furniture Co.—Northern & Dakota Trust Co., Fargo, N. D.		16,571.00
Office Specialties Co.—Northern & Dakota Trust Co., Fargo, N. D.		2,821.00
J. E. Smith—Northern & Dakota Trust Co., Fargo, N. D.		2,525.55
Remington Rand Co.—American Surety Co., of New York		3,500.00
W. O. Olsen Furniture Co.—Maryland Casualty Co., Baltimore, Maryland		2,614.63

ITEMIZED STATEMENT OF EXPENDITURES BY BOARD OF STATE CAPITOL COMMISSIONERS FROM JANUARY 1, 1934, TO JANUARY 1, 1935

Voucher No.	Payable to and Issued For	Amount
831	N. W. Bell Telephone Co., January Service and Tolls	\$ 33.05
832	N. W. Bell Telephone Co., January Service and Tolls for Inspector's Office	12.80
833	Harris-Woodmansee, Inc., Office Supplies	29.15
834	French & Welch Hdwe. Co., Three Flashlights	3.00
835	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 14 Architect Fees	425.00
836	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 15 Architect Fees	425.00
837	Carl Scott, Moving Equipment, etc., from old building to 10th floor	30.00
838	Hoskins-Meyer, Letter File, Kodak Finishing	45.07
839	Capital Typewriter Co., One Line-a-Time, Repair Work	21.70
840	State Supply Dept., Office Supplies	6.55
841	Board of Administration, Temporary Heat	8,685.00
842	Murphy Insurance, Inc., Insurance Premiums	612.34
843	T. P. Riley, Payment No. 10 on Contract	5,519.05
844	Otis Elevator Co., Payment No. 8 on Contract	540.00

Voucher No.	Payable to and Issued For	Amount
845	Fargo Linoleum Co., Payment No. 2 on Contract	6,300.00
846	Carl Scott, Payment No. 3 on Contract	162.00
847	Northern & Dakota Trust Co., Payment No. 2 on B. K. Skeels Contract	2,981.07
848	Northern & Dakota Trust Co., Payment No. 9 on J. W. Darragh Contract	1,444.57
849	Lundoff-Bicknell Co., Payment No. 26 on Contract	43,946.81
850	Carl Scott, Payment No. 4 on Contract	81.00
851	Carl Scott, Freight and Drayage for Kitchen Equipment	3.77
852	Fargo Linoleum Co., Floor Wax	180.00
853	The Butler Studio, Three Pictures	2.50
854	Rembrandt Studio, Pictures of Capitol and Frames	23.50
855	Harris-Woodmansee, Inc., Office Supplies	14.95
856	N. W. Bell Telephone Co., February Service and Tolls for Inspector's Office	9.25
857	N. W. Bell Telephone Co., February Service and Tolls	27.25
858	Home Decorator's Store, Paint	8.75
859	F. L. Anders, Secretary Salary for January	333.33
860	Ed M. Nelson, Inspector's Salary for January	250.00
861	Lester S. Diehl, Auditor's Salary for January	250.00
862	Marie Jacobson, Salary for January	100.00
863	Ellen Stitzel, Salary for January	100.00
864	Marjorie Cordner, Salary for January	100.00
865	Elmer Brown, Night Watchman's Salary for two weeks, Lundoff-Bicknell to pay half	24.00
866	M. J. O'Connor, Salary for January, as Elevator Operator	90.80
867	Theodore L. Moe, January Salary, Elevator Operator	96.80
868	Theodore L. Moe, Labor during December—Elevator Operator	32.00
869	J. L. Ryan, Elevator Operator Salary—Half of Month	44.05
870	Capital Typewriter Co., Repair Work, Rent on Typewriter	11.50
871	Hoskins-Meyer, Stationery Rack	4.25
872	Carl Scott, Moving Records and Equipment from 10th floor to 18th Floor	28.50
873	Carl Scott, Payment No. 5—Final Payment on Contract	90.00
874	Murphy Insurance Co., Insurance Premiums	256.39
875	Dearborn Electrical Const. Co., Payment No. 10 on Contract	5,776.38
876	Elmer Brown, Night Watchman's Salary from Feb. 1 to 14. One-half of salary paid by Lundoff-Bicknell	21.00

Voucher No.	Payable to and Issued For	Amount
877	Jennie Ulsrud, Travel Expenses to Minneapolis	22.11
878	Nelson Sauvain, Travel Expenses to Minneapolis	23.73
879	R. M. Rishworth, Travel Expenses to Minneapolis	33.11
880	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 16 on Contract	425.00
881	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 17 on Contract	425.00
882	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 18 on Contract	425.00
883	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 19 on Contract	425.00
884	Crane Co., Sinks and Faucets	100.17
885	Fargo Linoleum Co., Floor Wax	165.00
886	Webb Brothers, Payment No. 1 on Contract	3,919.50
887	Northern & Dakota Trust Co., Payment No. 3 on B. K. Skeels Contract	87.72
888	Fargo Linoleum Co., Payment No. 3 on Contract	1,800.00
889	Lundoff-Bicknell Co., Payment No. 27 on Contract	47,882.34
890	Bismarck Tribune, Bids for Certificates of Indebtedness of Capitol Building Fund	10.44
891	Bismarck Tribune, Advertising for Carpet Bids	11.78
892	Harris-Woodmansee, Inc., Office Supplies ..	27.45
893	Ward County Independent, Advertisement of Bond Issue	10.26
894	Elmer Brown, Night Watchman's Wages from Feb. 15 to 28, Lundoff-Bicknell pays one-half	21.00
895	B. K. Skeels, Electric Supplies and Labor	58.28
896	B. K. Skeels, Fixtures	62.62
897	Capital Publishing Co., Advertisement for Proposal for Removal of Old Bldg.	4.40
898	B. K. Skeels, Extension	2.95
899	Bismarck Tribune, Adv. for Proposal for Removal of Old Bldg.	6.00
900	State Supply Department, Office Supplies ..	24.66
901	Melville Electric Shop, Lamps	196.81
902	Otis Elevator Co., Maintenance of No. 1 Elevator for 37 days	64.75
903	Western Union Teleg. Co., Telegrams	13.28
904	French & Welch Hdwe. Co., Supplies	1.55
905	Lundoff-Bicknell Co., Use of Elevator	45.00
906	Otis Elevator Co., Elevator hooks and pad	45.00
907	L. E. Zimmer, Cement Sealer on 17th and 19th floors	180.00
908	Jamestown Sun, Advertisement for Competing	12.36
909	Forum Publishing Co., Advertisement for Bond Issue	9.88

Voucher No.	Payable to and Issued For	Amount
910	Minot Daily News, Advertisement for Carpeting	4.48
911	Forum Publishing Co., Advertisement for Carpeting	11.97
912	F. L. Anders, Secretary's Salary for Feb.	333.33
913	Ed M. Nelson, Inspector's Salary for Feb. ...	250.00
914	Lester S. Diehl, Auditor's Salary for Feb. ...	240.00
915	Marie Jacobson, Salary for February	100.00
916	Ellen Stitzel, Salary for February	100.00
917	Marjorie Cordner, Salary for February	100.00
918	Theodore L. Moe, Salary for February—Elevator Operator	92.80
919	M. J. O'Connor, Salary for February—Elevator Operator	90.00
920	J. L. Ryan, Salary for February—Elevator Operator	90.00
921	L. M. French, Sr., Labor assisting in moving	12.00
922	The Leader, Publishing during January	156.87
923	Jamestown Sun, Publication of Financial Report	195.72
924	Journal Publishing Co., Annual Report Publishing	133.84
925	North Dakota Times, Annual Report Published	163.55
926	Northern & Dakota Trust Co., Payment No. 10 on J. W. Darragh Contract	2,319.39
927	Dickinson Press, Advertisement for Sale of Certificates of Indebtedness	11.02
928	H. H. Pilmoor, Temporary Signs	4.00
929	Obert A. Olson, Insurance Premium	619.06
930	N. W. Bell Telephone Co., March Service and Tolls	30.35
931	Bismarck Tribune, Imprint on Mimeo Sheets	2.00
932	Railway Express Agency, Packages Sent	2.60
933	Murphy Insurance, Inc., Insurance Premiums	168.00
934	William Wilson, Drain Boards for Kitchen ..	15.75
935	DeRemer, Kurke, Holabird & Root, Payment No 20 on Contract Architect Fees	425.00
936	DeRemer, Kurke, Holabird & Root, Payment No. 21 on Contract Architect Fees	425.00
937	Elmer Brown, Night Watchman's Salary for Half of March, Lundoff-Bicknell pays one-half	22.50
938	Lundoff-Bicknell Co., Payment No. 28 on Contract	49,488.80
939	Fargo Linoleum Co., Payment No. 4 on Contract	1,800.00
940	Wachter Transfer Corp., Hauling Wax .....	.75
941	Capital Typewriter Co., Typewriter Rent	4.00
942	American Bank Note Co., State Capitol Building Fund Certificates	150.00
943	Capital Publishing Co., Letter Heads	32.00
944	Harris-Woodmansee, Inc., Office Supplies	24.75
945	F. L. Anders, Secretary's Salary for March	333.33
946	Ed M. Nelson, Inspector's Salary for March	250.00

Voucher No.	Payable to and Issued For	Amount
947	Lester S. Diehl, Auditor's Salary for March	250.00
948	Marie Jacobson, Salary for March	100.00
949	Ellen Stitzel, Salary for March	100.00
950	Marjorie Cordner, Salary for March	100.00
951	Theodore L. Moe, Salary for March— Elevator Operator	91.80
952	M. J. O'Connor, Salary for March—Eleva- tor Operator	90.00
953	J. L. Ryan, Salary for March—Elevator Operator	90.00
954	William J. Schaeffe, Salary for March— Elevator Operator and Electrician	100.00
955	Elmer Brown, Night Watchman's Salary for half of March, Lundoff-Bicknell pays half	24.00
956	Margaret O. Sheehan, Reporting Service	91.50
957	State Supply Department, Office Supplies	15.95
958	Western Union Teleg. Co., Telegrams	4.08
959	Bismarck Tribune, Transcript Sheets	31.50
960	Bismarck Tribune, Halftone Cut of Mrs. Ulsrud	2.50
961	Rembrandt Studio, Tinted Photos of Building	24.50
962	Melville Electric Shop, Lamps	238.56
963	Burroughs Adding Machine Co., Repairs	1.50
964	Melville Electric Shop, Lamps	35.65
965	N. W. Bell Telephone Co., April Service and Tolls	21.12
966	Otis Elevator Co., Temporary Maintenance of Elevators	99.75
967	French & Welch Hdwe. Co., Equipment for Building	14.95
968	A. W. Lucas Co., Muslin, Safety Pins	7.90
969	Northwestern Trust Co., Premium on Archi- tects Bond	500.00
970	Dan K. Prentice, 3-1 qt. Super A Fire Ex- tinguishers	33.60
971	R. M. Rishworth, Travel Expenses to St. Paul	25.85
972	Ed M. Nelson, Travel Expenses to St. Paul	25.75
973	Capital Typewriter Co., Typewriter Rent	4.00
974	Bismarck Tribune, Yellow Bond Paper	1.80
975	B. K. Skeels, Electric Fixtures	67.05
976	B. K. Skeels, Lamps	39.00
977	B. K. Skeels, Fixtures	22.51
978	B. K. Skeels, Fixtures	38.70
979	Murphy Insurance, Inc., Insurance Premium	138.45
980	Northern & Dakota Trust Co., Payment No. 4 on B. K. Skeels Contract	247.00
981	Otis Elevator Co., Maintenance on Elevators	108.33
982	Railway Express Agency, From American Bank Note	.98
983	Baker Insurance Agency, Bond on W. O. Olsen Furniture Co.	6.54
984	Commercial Service, Postal Cards, Multi- graph, Address	7.35

Voucher No.	Payable to and Issued For	Amount
985	Otis Elevator Co., Payment No. 9 on Contract	142.21
986	Otis Elevator Co., Elevators	6,373.66
987	J. E. Smith, Weatherstripping	46.15
988	Monarch Metal Weatherstrip Corp., Weatherstripping Material	255.52
989	Wachter Transfer Co., Freight and Hauling on Weatherstrips—charged to J. E. Smith	17.83
990	Grand Forks Herald, Advertisement for Library Stacks	13.11
991	Workmen's Compensation Bureau, Premiums due on pay roll	5.69
992	Bismarck Tribune, Advertisement for Library Stacks	13.68
993	Forum Publishing Co., Advertisement for Library Stacks	13.87
994	Minot Daily News, Advertisement for Library Stacks	13.11
995	Bismarck Tribune, Capitol Editions	46.40
996	Western Union Teleg., Telegrams	1.92
997	State Supply Dept., Office Supplies	16.15
998	F. L. Anders, Secretary's Salary for April	333.33
999	Ed M. Nelson, Inspector's Salary for April	250.00
1000	Lester S. Diehl, Auditor's Salary for April	116.09
1001	Lester S. Diehl, Rest of Auditor's Salary	133.91
1002	Marie Jacobson, Salary for April	100.00
1003	Ellen Stitzel, Salary for April	100.00
1004	Marjorie Cordner, Salary for April	96.00
1005	Northern & Dakota Trust Co., Payment No. 11 on J. W. Darragh Contract	450.00
1006	Lundoff-Bicknell Co., Payment No. 29 on Contract	29,157.97
1007	N. W. Bell Telephone Co., May Service and Tolls	31.30
1008	Bismarck Tribune, Transcript Sheets	45.00
1009	J. E. Smith, Payment on Agreement	192.60
1010	J. E. Smith, Final Payment on Agreement ..	56.90
1011	Marjorie Cordner, Salary for part of month ..	12.00
1012	B. K. Skeels, Fixtures	11.79
1013	B. K. Skeels, Fixtures	59.29
1014	Murphy Insurance Co., Insurance Premiums ..	72.80
1015	DeRemer, Kurke, Holabird & Root, Payment No. 22 on Contract	425.00
1016	DeRemer, Kurke, Holabird & Root, Payment No. 23 on Contract	425.00
1017	DeRemer, Kurke, Holabird & Root, Payment No. 24 on Contract	425.00
1018	Jamestown Sun, Advertisement for Furniture	12.92
1019	Fargo Foundry Co., Gate	23.00
1020	W. O. Olsen Furniture, Payment No. 1 on Contract	630.00
1021	Capital Publishing Co., Envelopes	6.00
1022	Capital Publishing Co., Advertisement for Furniture	12.92

Voucher No.	Payable to and Issued For	Amount
1023	Fargo Forum, Advertisement for Furniture	12.16
1024	Minot Daily News, Advertisement for Furniture	
	.....	11.97
1025	Western Union Teleg. Co., Telegrams	5.38
1026	John E. Nuss, Keys	15.76
1027	State Supply Department, Office Supplies	16.52
1028	Capital Publishing Co., Brief Paper	30.50
1029	Regulatory Department, Analysis of Paint	12.50
1030	Bismarck Tribune, Advertisement for Furniture	
	.....	12.54
1031	F. L. Anders, Salary for May, Secretary	333.33
1032	Ed M. Nelson, Inspector's Salary for May	250.00
1033	Lester S. Diehl, Auditor's Salary for May	250.00
1034	Marie Jacobson, Salary for May	100.00
1035	Ellen Stitzel, Salary for May	100.00
1036	Grand Forks Herald, Advertisement for Furniture	
	.....	12.35
1037	Harris-Woodmansee, Inc., Office Supplies	12.45
1038	Lundoff-Bicknell Co., Payment No. 30 on Contract	17,440.09
1039	Pillsbury Engineering Co., Service as Consulting Engineers	1,467.53
1040	Pillsbury Engineering Co., Professional Services	3,587.10
1041	Dearborn Electric Constr. Co., Payment No. 11 on Contract	2,594.71
1042	Murphy Insurance, Inc., Insurance Premium	39.22
1043	Northern & Dakota Trust Co., Final Payment on J. W. Darragh Contract	5,342.47
1044	Lundoff-Bicknell Co., Payment No. 31 on Contract	4,159.99
1045	Fargo Linoleum Co., Payment No. 5 on Contract	2,970.00
1046	William F. Kurke, Architectural Service for Fixed Furniture	985.00
1047	Victor H. Leeby Co., Scrubbing and Waxing Machine	195.00
1048	Tablet & Ticket Co., Bronze Angle Frames	
1049	B. K. Skeels, Fixtures	112.95
1050	Harris-Woodmansee, File Folders, Paper	5.67
1051	Crane Co., Pipe Covering	1.88
1052	French & Welch Hdwe. Co., Fixtures	14.80
1053	Webb Brothers, Shades	7.00
1051	State Supply Department, Office Supplies	3.65
1055	N. W. Bell Telephone Co., June Service and Tolls	40.00
1056	Lyman W. Morley, Bronze Studs	3.40
1057	Capital Typewriter Co., Typewriter Rent	8.00
1058	F. L. Anders, Secretary's Salary for June	333.33
1059	Ed M. Nelson, Inspector's Salary for June	250.00
1060	Lester S. Diehl, Auditor's Salary for June	250.00
1061	Marie Jacobson, Salary for June	100.00
1062	Ellen Stitzel, Salary for June	100.00
1063	Electric Construction Co., Payment No. 1 on Contract	6,378.69

Voucher No.	Payable to and Issued For	Amount
1064	Tablet & Ticket Co., Letters and Figures	15.75
1065	N. W. Bell Telephone Co., July Service and Tolls	31.05
1066	Capital Typewriter Co., Repairing, Rent on Typewriter	11.00
1067	Murphy Insurance, Inc., Insurance Premium	47.91
1068	Northern & Dakota Trust Co., Final Payment on B. K. Skeels Contract	709.87
1069	Dearborn Electric Const. Co., Final Payment on Contract	11,374.48
1070	W. O. Olsen Furniture Co., Payment No. 2 on Contract	1,749.19
1071	W. O. Olsen Furniture Co., Payment No. 3 on Contract	236.46
1072	DeRemer, Kurke, Holabird & Root, Extra Architectural Service for Shades & Blinds	75.00
1073	DeRemer, Burke, Holabird & Root, Extra Architectural Service for Floor Covering	250.00
1074	DeRemer, Kurke, Holabird & Root, Extra Architectural Service for Brick Alternate	971.10
1075	DeRemer, Kurke, Holabird & Root, Extra Architectural Service on Building Changes	1,269.44
1076	DeRemer, Kurke, Holabird & Root, Final Payment on Architects Travel Expense ..	1,245.50
1077	Lundoff-Bicknell Co., Part of Final Payment on Contract	65,000.00
1078	Remington Rand Inc., Payment for Book Stacks	3,500.00
1079	Railway Express Agency, Express on Box from Chicago	7.55
1080	State Supply Department, Office Supplies	5.60
1081	John E. Nuss, Keys .....	.78
1082	B. K. Skeels, Fixtures	13.50
1083	Webb Brothers, Blinds	55.28
1084	B. K. Skeels, Fixtures	7.80
1085	Western Union Teleg. Co., Telegrams	3.90
1086	Rembrandt Studio, Photos	14.85
1087	Forum Publishing Co., Advertisement for Weatherstripping	16.34
1088	The Bismarck Tribune, Advertisement for Weatherstripping	16.53
1089	Grand Forks Herald, Inc., Advertisement for Weatherstripping	16.15
1090	Minot Daily News, Advertisement for Weatherstripping	15.39
1091	Jamestown Sun, Advertisement for Weatherstripping	17.48
1092	Fargo Linoleum Co., Final Payment on Contract	3,257.69
1093	Webb Brothers, Final Payment on Contract	661.61
1094	Wm. J. Noggle, Paving	704.61
1095	Wm. J. Noggle, Paving under steps	829.02
1096	Holabird & Root, Final Payment on Contract	11,700.00

Voucher No.	Payable to and Issued For	Amount
1097	DeRemer, Kurke, Holabird & Root, Final Payment on Contract	16,540.00
1098	Lundoff-Bicknell Co., Part of Final Payment on Contract	59,148.54
1099	F. L. Anders, Secretary's Salary for July	333.33
1100	Lester S. Diehl, Auditor's Salary for July	240.00
1101	Ed M. Nelson, Inspector's Salary for July	200.00
1102	Marie Jacobson, Salary for July	100.00
1103	Ellen Stitzel, Salary for July	100.00
1104	G. J. Larson, Carpenter Work	32.00
1105	Jos. J. Shimek, Carpenter Work	82.40
1106	J. W. Guthrie, Carpenter Work	60.80
1107	Rembrandt Studio, Photos	5.40
1108	Lester S. Diehl, Auditing to August 8, 1934 ..	70.00
1109	F. L. Anders, Secretary's Salary to Aug. 8 ..	86.66
1110	Webb Brothers, Guard Cords	54.00
1111	Marie Jacobson, Salary to August 8	28.00
1112	Ellen Stitzel, Salary to August 8	28.00
1113	Harris-Woodmansee, Office Supplies	17.10
1114	T. P. Riley, Final Payment on Contract	18,762.71
1115	F. L. Anders, Salary for half of August	166.66
1116	Lester S. Diehl, Salary for half of August ..	125.00
1117	Marie Jacobson, Salary for half of August ..	50.00
1118	Ellen Stitzel, Salary for half of August	50.00
1119	Wm. J. Noggle, Paving	504.25
1120	Central Lumber Co., Screens	619.50
1121	Central Lumber Co., Lumber	80.32
1122	T. P. Riley, Type C Enclosure Front	8.00
1123	State Supply Department, Office Supplies	11.65
1124	Harris-Woodmansee, Office Supplies	6.75
1125	French & Welch Hdwe., Screen Screws	1.00
1126	Frank G. Grambs, Plumbing Fixtures	14.57
1127	N. W. Bell Telephone Co., August Service & Tolls	51.45
1128	J. W. Guthrie, Carpenter Work	35.20
1129	G. J. Larson, Carpenter Work	35.20
1130	C. W. Nelson, Staining and Varnishing	57.60
1131	Lundoff-Bicknell Co., Desks and Chairs	25.00
1132	Usher L. Burdick, Legal Services	55.00
1133	Ed M. Nelson, Secretary's Salary for August ..	200.00
1134	Capital Publishing Co., Stamps	2.37
1135	R. M. Rishworth, Travel Expenses to Fargo ..	38.01
1136	Ed M. Nelson, Travel Expenses to Fargo	9.75
1137	J. E. Smith, Weatherstripping	1,287.75
1138	Electric Const. Co., Special Electric Fixtures ..	10,854.60
1139	Melville Electric Shop, Lamps	225.78
1140	B. K. Skeels, Fixtures	83.34
1141	Quanrud, Brink & Reibold, Equipment-Welding Outfit	144.00
1142	Haggart Const. Co., Paving on East Approach	475.00
1143	Electric Const. Co., Fixtures	28.34
1144	The Byrne Agency, Riot Insurance	226.00

Voucher No.	Payable to and Issued For	Amount
1145	Insulation Sales Co., Acoustics	506.00
1146	Insulation Sales Co., Acoustics	805.00
1147	State Supply Department, Office Supplies	2.61
1148	Pilmoor Sign Co., Two Gold Signs	8.60
1149	Office Specialities Co., Lawco Sandurns	112.00
1150	Western Union Teleg. Co., Telegrams for August	1.53
1151	Western Union Teleg. Co., Telegrams for May	3.89
1152	Quanrud, Brink & Reibold, One Tank Acety- lene	5.12
1153	Knape & Vogt Manufacturing Co., Brackets	42.70
1154	R. E. Carlander, Labor building Manhole	18.00
1155	Colborn School Supply Co., Folding Chairs ..	245.00
1156	Joe Campbell, Labor Covering Steam Pipe ..	11.00
1157	Lois Nelson, Salary for Sept.-Part Time Stenographer	44.00
1158	Ed M. Nelson, Secretary's Salary for Sept. ..	200.00
1159	J. E. Smith, Weatherstripping	553.00
1160	Harold Hanson, Carpenter's Helper	14.40
1161	Jos. J. Shimek, Carpenter Work	7.20
1162	N. W. Bell Telephone Co., Long Distance Service & Telegrams	11.55
1163	State Supply Department, Office Supplies	8.35
1164	Carl Scott, Sand	8.00
1165	Sargent & Company, Keys	2.85
1166	Bismarck Tribune Co., First Payment on Contract	5,850.00
1167	Lois Nelson, October Salary—Part Time Stenographer	50.00
1168	Ed. M. Nelson, Secretary's Salary for Oct- ober	200.00
1169	Chicago Flag & Decorating Company, Flags and Stands	56.00
1170	French & Welch Hdwe. Co., Screen Eyes	1.00
1171	Bismarck Tribune, 100 Copies of Sept. 29 Issue	3.00
1172	Rembrandt Studio, Photos of Building	100.00
1173	N. W. Bell Telephone Co., Long Distance Calls	2.30
1174	Western Union Teleg. Co., Telegrams	1.07
1175	Van Duyne-Moran Fixtures Company, Desk Ends	8.00
1176	C. W. Nelson, Painting Lobbies	148.00
1177	State Supply Department, Office Supplies..	4.59
1178	Bismarck Lumber Co., Cement	17.17
1179	Eddy Furniture Co., Furniture—First Pay- ment on Contract	14,913.90
1180	Soo Line Railway Co., Frt. on Extension Trestles	9.77
1181	Office Specialities Co., Final Payment on Contract	2,821.00

Voucher No.	Payable to and Issued For	Amount
1182	Putnam & Company, Two Extension Ladders	62.50
1183	Lois Nelson, Part Time Stenographer—November Salary	50.00
1184	Ed. M. Nelson, Secretary's Salary—November	200.00
1185	Bismarck Tribune Company, Locks for Lockers	116.85
1186	Bismarck Tribune Company, Lockers for House and Senate	939.81
1187	Eddy Furniture Co., Final Payment on Furniture	1,657.10
1188	Bismarck Tribune Company, Final Payment on Chairs	1,861.84
1189	Olson Furniture Company, Final Payment on Carpeting	25.00
1190	Lignite Combustion Engineering Corp., Sprinkler System	45.00
1191	Fargo Linoleum Company, Rubber Tile on Rostrums	37.75
1192	T. P. Riley, Sheet Metal Connections	343.27
1193	J. E. Smith, Weatherstripping	609.00
1194	William F. Kurke, Architectural Fee on Fixed Furniture	641.23
1195	Tuttle-Bailey Corp., Grilles for House and Senate	42.00
1196	Aune Carpenter Shop, Storm Shed	246.40
1197	Fred Wanner, Installing lockers in House, and Senate locker rooms	49.00
1198	N. W. Bell Telephone Co., Long Distance Calls	3.65
1199	Office Specialties Co., Furniture for Reception Room	915.00
1200	Office Specialties Co., Furniture for Private Office	801.00
1201	State Supply Department, Office Supplies ..	3.85
1202	Lois Nelson, Dec. Salary—Part Time Steno.	50.00
1203	Ed. M. Nelson, Secretary's Salary for Dec. ..	200.00
	Total	\$535,591.92
	Less Refunds: N. W. Trust Company ...\$237.38	
	Architects Bond Knappe & Vogt Mfg. Co., Hardware	17.08
		344.46
	Total Expended During 1934	\$535,247.46
	Expended from Date of Organization to March 15, 1933	504,144.05
	Expended from March 16th, 1933 to December 31, 1933	954,672.62
	Total Expended to January 1, 1935	\$1,994,064.13

JOURNAL OF THE HOUSE

REPORT ANNUAL FINANCIAL

to the

BOARD OF STATE CAPITOL COMMISSIONERS

FROM THE SECRETARY

BOARD OF STATE CAPITOL COMMISSIONERS

DECEMBER 31, 1933

FRANK L. ANDERS

Member American Society Civil Engineers

Member American Institute Mining Engineers

SECRETARY

Bismarck, North Dakota

January 10, 1934

SUBJECT: REPORT; ANNUAL

Board of State Capitol Commissioners,
Bismarck, North Dakota.
Gentlemen:

I herewith transmit to you the annual report of the Secretary of the Board of State Capitol Commissioners, which is required in Paragraph D, Section 2, Chapter 205, Session Laws of 1931.

“Section 2. SECRETARY, COMPENSATION, BOND,
DUTIES* * *

*** (d) He shall, as of the first day of January of each year, prepare a financial report for the proceeding year containing an exhibit of all contracts entered into and an itemized and classified statement of all expenditures, and a list of all vouchers issued showing to whom and for what purpose they were issued, which reports shall be filed in the office of the Governor and of the State Auditor and published within thirty (30 days) after the first day of January of each year in two newspapers to be selected by the board, and a copy transmitted by the Board to the Legislature at its next regular session.”

Your special attention is called to the last two lines of the foregoing paragraph which is as follows:

“and a copy transmitted by the Board to the Legislature at its next regular session.

Yours very truly,

F. L. ANDERS,
Secretary,

BOARD OF STATE CAPITOL COMMISSIONERS.

FLA:S

SUMMARY OF EXPENDITURES FROM CAPITOL BUILDING FUNDS ON VOUCHERS APPROVED BY THE BOARD OF STATE CAPITOL COMMISSIONERS FROM ORGANIZATION TO JANUARY 1, 1934

Name of Account	Total Expenditures Approved to Date
Board of Capitol Commissioners—Travel Expense	
Prior Board	\$5,788.08
New Board	156.40
	\$ 5,944.48
Technical Expense—DeRemer, Kurke, Holabird & Root—Architect Fee	86,785.00
Technical Expense—Holabird & Root—Mechanical Architectural Fee	15,300.00
Technical Expense—DeRemer, Kurke, Holabird & Root, Travel Expense	3,754.50
Technical Expense—Engineering Services and Expense	959.13
Technical Expense—Soil Testing	1,315.14
Technical Expense—Miscellaneous	447.97
Contracts—S. F. Lambert—Debris Removal	3,900.00
Contracts—Lundoff-Bicknell Co.—General	986,935.11
Contracts—Dearborn Elec. Const. Co.—Electrical	66,948.35
Contracts—T. P. Riley—Heating & Ventilating	116,692.01
Contracts—J. W. Darragh—Plumbing & Gas-fitting	50,790.48
Contracts—Otis Elevator Co.—Elevators	56,520.00
Contracts—Carl Scott—Gravel Hauling	567.00
Contracts—Haggart Const. Co.—Sewer & Water Connections	8,789.00
Contracts—B. K. Skeels—Typical Lighting Fixtures	1,723.10
Contracts—Fargo Linoleum Co.—Floor Covering	8,096.17
Light Bulbs	480.53
Office Supplies & Expense	4,563.87
Furniture & Fixture Expenditures	1,258.94
Publication and Advertising	580.05
Secretary Salary	10,555.45
Auditing	2,865.75
Inspector of Construction Salary	2,333.30
Clerk Hire	3,375.00
Secretary's Expense	1,618.26
Stenography	4,163.78
Publication of Reports	808.66
Insurance—One-half to be Charged Lundoff-Bicknell Co.	4,966.17
Insurance—One-half to be Charged J. W. Darragh	288.12
Insurance—One-half to be Charged T. P. Riley	618.54

Name of Account	Total Expenditures Approved to Date
Insurance—One-half to be Charged Otis Elevator Company	316.25
Insurance—One-half to be Charged Dearborn Elec. Const. Co.	331.48
Bond Premiums and Insurance	3,530.81
Legal Expense	106.55
Miscellaneous Expense	587.72
Total Expenditures	\$1,458,816.67

ITEMIZED STATEMENT OF EXPENDITURES BY BOARD
OF STATE CAPITOL COMMISSIONERS FROM
JANUARY 1, 1933, TO JANUARY 1, 1934

Voucher No.	Payable to and Issued For	Amount
471	Aaron T. Jahr, December 1932 Salary as Clerk	120.00
472	N. W. Bell Telephone Co., January Service and Tolls	84.70
473	George A. Bangs, Travel Expense—Mileage	12.60
474	Capital Publishing Co., Letterheads	30.00
475	Harris-Woodmansee, Inc., Office Supplies	50.15
476	American Bank Note Co., Printing Cert. of Indebtedness	150.00
477	Capital Typewriter Co., Typewriter Ribbons	2.00
478	B. K. Skeels, Desk Lamp and Cord	2.69
479	Dearborn Elec. Const. Co., Payment No. 1 on Contract	8,820.00
480	Western Union Teleg. Co., Telegram	1.09
481	Railway Express Agency, Express	2.07
482	George A. Bangs, Office Expense and Travel	101.18
483	T. P. Riley, Payment No. 1 on Contract	2,778.30
484	Melville Electric Shop, Light Bulbs	3.24
485	Bismarck Tribune, Mailing Envelopes	9.00
486	Lundoff-Bicknell Co., Payment No. 10 on Contract	22,990.97
487	Hoskins-Meyer, Office Supplies	38.20
488	Commercial Service, Inc., Address, Envelope and Mailing Capitol Commission Reports	25.41
489	The Huey Company, Photostatic Copies of Financial Report	51.70
490	Rembrandt Studio, Progress Photos	21.60
491	Bismarck Tribune, 1500 Copies of Report	203.05
492	F. L. Anders, Secretary Salary for January	333.33
493	Marie Jacobson, Salary for January	100.00
495	French & Welch Hdwe. Co., Hammer and Rope	1.40
496	Webb Brothers, 1 Costumer	7.50
497	Wachter Transfer Co., Moving Office Equipment	11.50

Voucher No.	Payable to and Issued For	Amount
498	Lundoff-Bicknell Co., Payment No. 11 on Contract	13,997.81
499	Aaron T. Jahr, Salary as Clerk for January	120.00
500	State Supply Department, Carbon Paper	27.30
501	Murphy Insurance Co., Insurance Premium	722.82
502	Commercial Service, Inc., Address and Mailing Reports	6.30
503	Harris-Woodmansee, Inc., Office Furniture and Supplies	70.41
504	Bismarck Tribune, Printing 1000 Reports—Mailing Envelopes	85.50
505	Bismarck Tribune, Stationery	45.00
506	Hoskins-Meyer, Office Furniture and Supplies	63.40
507	Minot Daily News, Publishing Annual Report by Secretary	129.74
508	Forum Publishing Co., Publishing Annual Report by Secretary	122.71
509	Bismarck Tribune, Publishing Annual Report by Secretary	147.88
510	Western Union Teleg. Co., Telegrams	2.77
511	N. W. Bell Telephone Co., February Service and Tolls	78.70
512	Lester S. Diehl, January Audit	206.50
513	Lundoff-Bicknell Co., Payment No. 12 on Contract	8,533.82
514	George A. Bangs, Office Expense	83.05
515	George A. Bangs, Travel Expense	75.65
516	George A. Bangs, Travel Expense	29.67
517	Rembrandt Studio, Progress Photos	21.60
518	Cyrilla A. Bangs, Travel Expense	21.71
519	N. W. Bell Telephone Co., March Service and Tolls	70.49
520	A. A. Erickson, Labor for Moving Office	3.00
521	Cyrilla A. Bangs, Travel Expense	25.45
522	George A. Bangs, Travel Expense	134.60
523	George A. Bangs, Travel Expense	64.62
524	Harris-Woodmansee, Inc., Office Furniture & Supplies	87.22
525	Harris-Woodmansee, Inc., Office Supplies ..	1.55
526	F. L. Anders, December Salary Withheld by State Auditor Pending Decision on Salary Reduction Referred Measure. Previously Allowed by Commission on Voucher No. 453 for an Amount of \$51.61.	
527	F. L. Anders, January Salary Withheld by State Auditor Pending Decision on Salary Reduction Referred Measure. Previously Allowed by Commission on Voucher No. 492 for an Amount of \$66.66.	
528	F. L. Anders, Secretary Salary for February	333.33
530	Marie Jacobson, Salary for February	100.00
531	Ellen Stitzel, Salary for Part of February	41.75

Voucher No.	Payable to and Issued For	Amount
533	M. J. O'Connor, January and February Janitor Service and Labor for Moving Office	38.00
535	Lundoff-Bicknell Co., Payment No. 13 on Contract	1,677.46
536	Lundoff-Bicknell Co., Payment No. 14 on Contract	12,127.05
	Vouchers Approved and Paid January 1st to March 15th, 1933, Prior to Change in Board of State Capitol Commissioners	75,248.54
470	DeRemer, Kurke, Holabird & Root, Architect Fees	425.00
494	Harris-Woodmansee, Inc., Office Furniture and Supplies .....	.....
529	N. W. Bell Telephone Co., May Service and Tolls	40.36
532	Grand Forks Herald, Advertisement for Hardware	3.74
534	Lundoff-Bicknell Co., Endorsement—Aetna Liab. Policy	265.00
537	DeRemer, Kurke, Holabird & Root, Soil Inspection and Testing	200.00
538	DeRemer, Kurke, Holabird & Root, Architect Fees	4,250.00
539	Northern & Dakota Trust Co., Architects Bond	\$ 500.00
540	State Bonding Fund, R. M. Rishworth Bond	19.45
541	Aaron T. Jahr, February Salary as Clerk	120.00
542	Dearborn Elec. Const. Co., Payment No. 2 on Contract	7,316.34
543	Capitol Typewriter Co., Typewriter Ribbons	2.00
544	Murphy Insurance, Insurance Premium	355.80
545	Hoskins-Meyer, Office Furniture	14.75
546	E. A. Hughes, Office Rent	17.40
547	E. A. Hughes, Office Rent	69.25
548	N. D. Power & Light Co., Lights	5.38
549	State Supply Dept., Wrapping Paper	4.85
550	Webb Brothers, Office Furniture	32.50
551	Western Union Teleg. Co., Telegrams	7.54
552	Northern & Dakota Trust Co., Payment No. 1 on J. W. Darragh Contract	3,030.00
553	Wm. F. Kurke, Architect Travel Expense	26.99
554	George A. Bangs, Office Expense & Stenography	60.88
555	Wachter Transfer Co., Moving Files for Investigation	2.75
556	Lester S. Diehl, February and March Audit	105.00
557	State Supply Department, Postage and Office Supplies	26.75
558	T. P. Riley, Payment No. 2 on Contract	2,628.90
559	Lundoff-Bicknell Co., Payment No. 15 on Contract	7,844.86
560	Bismarck Tribune, Stationery	9.25

Voucher No.	Payable to and Issued For	Amount
561	George A. Bangs, Travel Expense	21.33
562	Ed. M. Nelson, Salary as Inspector of Construction during March	83.30
563	F. L. Anders, Secretary Salary for March ..	333.33
564	Marie Jacobson, Salary for March	100.00
565	Ellen Stitzel, Salary for March	100.00
566	Laura Fairbanks, Salary as Clerk during March	91.48
567	Dearborn Elect. Const. Co., Payment No. 3 on Contract	1,373.13
568	M. J. O'Connor, Janitor Service for March ..	25.00
569	Commercial Service Inc., Rubber Stamps	6.15
570	Webb Brothers, One Table	4.75
571	Rembrandt Studio, Progress Photos	21.60
572	Commercial Service Inc., Rubber Stamps	1.80
573	E. A. Hughes, March Office Rent	80.00
574	State Bonding Fund, Bonds for Nelson Sauvain and Laura B. Sanderson to July 1, 1933	36.46
575	N. W. Bell Telephone Co., April Service and Tolls	64.17
576	Western Union Teleg. Co., Telegrams	8.58
577	Harris-Woodmansee Inc., Office Supplies ..	21.60
578	Charles G. Bangert, Services and Expenses as Legal Advisor	106.55
579	Lundoff-Bicknell Co., Payment No. 16 on Contract	24,551.42
580	George A. Bangs, Travel Expense	23.50
581	Forum Publishing Co., Advertisement for Hardware	3.74
582	Bismarck Tribune, Advertisement for Hardware	3.63
583	Minot Daily News, Advertisement for Hardware	3.85
584	T. P. Riley, Payment No. 3 on Contract	13,753.85
585	State Bonding Fund, F. L. Anders Bond Less Refund on Bonds of G. A. Bangs; F. L. Conklin and G. A. Fraser	43.00
586	Murphy Insurance, Insurance Premiums	183.38
587	Murphy Insurance, Insurance Premiums	456.31
588	N. D. Workmen's Comp. Bureau, Compensation Insurance	114.45
589	Bismarck Tribune, Stationery	17.50
590	DeRemer, Kurke, Holabird & Root, Payments No. 30 to 35 Inc., Architect Fees....	2,550.00
591	Rembrandt Studio, Progress Photos	7.20
592	N. D. Power & Light Co., Electric Current ..	2.16
593	N. D. Power & Light Co., Electric Current ..	6.98
594	E. A. Hughes, Office Rent in April	10.67
595	State Supply Department, Postage and Office Supplies	14.55
596	Bismarck Tribune, Stationery	27.00
597	Capital Publishing Co., Envelopes	6.25
598	Capital Publishing Co., Pass Cards	4.75

Voucher No.	Payable to and Issued For	Amount
599	F. L. Anders, Secretary Salary for April ..	333.33
600	Lester S. Diehl, Auditing During April	125.00
601	Ed. M. Nelson, Salary as Inspector of Construction for April	250.00
602	Marie Jacobson, Salary for April	100.00
603	Ellen Stitzel, Salary for April	100.00
604	Northern & Dakota Trust Co., Payment No. 2 on J. W. Darragh Contract	12,325.50
605	Lundoff-Bicknell Co., Payment No. 17 on Contract	39,875.25
606	Dearborn Elec. Const. Co., Payment No. 4 on Contract	6,846.20
607	Otis Elevator Co., Payment No. 1 on Contract	19,800.00
608	Bismarck Tribune, Stationery	48.50
609	State Supply Department, Postage and Office Supplies	13.90
610	Murphy Insurance, Insurance Payments	682.76
611	B. K. Skeels, Desk Lamp and Cord	3.69
612	Grand Forks Herald, Publication of Secretary's Annual Report	136.08
613	Capital Typewriter Co., Rubber Keys and Machine Rental	8.50
614	Capital Typewriter Co., One Used Typewriter	46.50
615	Melville Electric Shop, Electric Wiring in Office	46.81
616	Western Union Telg. Co., Telegrams	10.96
617	Capital Publishing Co., Advertisement for Hardware and Sewer and Water	14.48
618	Capital Publishing Co., Scratch Pads	1.00
619	N. W. Bell Telephone Co., May Service and Tolls for Inspector's Office	12.50
620	Bismarck Tribune, Advertisement for Hardware	6.46
621	Bismarck Tribune, Advertisement for Water & Sewer	6.65
622	Capital Publishing Co., Letterheads	16.00
623	Hoskins-Meyer, Office Furniture & Supplies	47.05
624	Minot Daily News, Advertisement for Water & Sewer	6.46
625	Minot Daily News, Advertisement for Hardware	6.27
626	Grand Forks Herald, Advertisement for Hardware	6.08
627	Grand Forks Herald, Advertisement for Water & Sewer	6.27
628	Forum Publishing Co., Advertisement for Water & Sewer	6.84
629	Forum Publishing Co., Advertisement for Hardware	6.46
630	Jamestown Sun, Advertisement for Water & Sewer	7.60

Voucher No.	Payable to and Issued For	Amount
631	Jamestown Sun, Advertisement for Hardware	7.41
632	Joseph Bell DeRemer, Architect Travel Expense	32.52
633	Lundoff-Bicknell Co., Payment No. 18 on Contract	60,691.20
634	T. P. Riley, Payment No. 4 on Contract	11,308.45
635	F. L. Anders, Secretary Salary for May	333.33
636	Ed. M. Nelson, Salary as Inspector of Construction for May	250.00
637	Lester S. Diehl, Auditing for May	250.00
638	Marie Jacobson, Salary for May	100.00
639	Ellen Stitzel, Salary for May	100.00
640	Otis Elevator Co., Payment No. 2 on Contract	10,800.00
641	Northern & Dakota Trust Co., Payment No. 3 on J. W. Darragh Contract	5,736.60
642	Dearborn Elec. Const. Co., Payment No. 5 on Contract	4,932.00
643	DeRemer, Kurke, Holabird & Root, Payments No. 36 to 40 Inc., Architects Fees..	2,125.00
644	Murphy Insurance, Insurance Premiums	660.82
645	Lundoff-Bicknell Co., Payment No. 19 on Contract	67,501.27
646	Harris-Woodmansee, Inc., Office Supplies..	49.40
647	N. W. Bell Telephone Co., June Service and Tolls for Inspector's Office	7.30
648	Rembrandt Studio, Progress Photos	16.20
649	Bismarck Tribune, Labor Questionnaires.....	6.75
650	Capital Typewriter Co., One Line-a-Time....	16.20
651	Minot Daily News, Adversitement for Water & Sewer	5.17
652	Bismarck Tribune, Advertisement for Water & Sewer	9.12
653	State Supply Department, Office Supplies..	2.75
654	Capital Publishing Co., Advertisement for Water & Sewer	8.93
655	Bismarck Tribune, Labor Questionnaires	6.75
656	Harris-Woodmansee, Inc., Office Supplies..	48.10
657	N. W. Bell Telephone Co., June Service and Tolls	20.15
658	George A. Bangs, Office Supplies	57.46
659	Jamestown Sun, Advertisement for Water & Sewer	9.88
660	Western Union Teleg. Co., Telegrams	1.83
661	Fargo Forum, Advertisement for Water & Sewer	8.74
662	Grand Forks Herald, Advertisement for Water & Sewer	8.55
663	Eva Goetz, Salary During June	98.00
664	F. L. Anders, Secretary Salary for June	333.33
665	Ed M. Nelson, Salary as Inspector of Construction for June	250.00
666	Lester S. Diehl, Auditing for June	250.00

Voucher No.	Payable to and Issued For	Amount
667	Marie Jacobson, Salary for June	100.00
668	Ellen Stitzel, Salary for June	100.00
669	Otis Elevator Co., Payment No. 3 on Contract	3,564.00
670	Northern & Dakota Trust Co., Payment No. 4 on J. W. Darragh Contract	12,225.60
671	Dearborn Elec. Const. Co., Payment No. 6 on Contract	2,752.69
672	T. P. Riley, Payment No. 5 on Contract	13,963.89
673	Murphy Insurance, Insurance Premiums	666.51
674	Haggart Construction Co., Payment No. 1 on Contract	6,469.78
675	Lundoff-Bicknell Co., Payment No. 20 on Contract	114,492.07
676	N. W. Bell Telephone Co., July Service and Tolls	40.05
677	Hoskins-Meyer, Progress Photos	10.60
678	N. W. Bell Telephone Co., July Service and Tolls for Inspector's Office	5.40
679	Capital Typewriter Co., Clean and Repair Typewriter	3.00
680	Western Union Telg. Co., Telegrams	3.41
681	Melville Electric Shop, Repair Fan	1.05
682	State Supply Department, Office Supplies..	26.72
683	Harris-Woodmansee, Inc., Office Supplies..	2.85
684	Capital Publishing Co., Letterheads	32.00
685	Bismarck Tribune, Voucher Sheets	23.75
686	F. L. Anders, Secretary Salary for July.....	333.33
687	Ed. M. Nelson, Salary as Inspector of Construction for July	250.00
688	Lester S. Diehl, Auditing for July	250.00
689	Marie Jacobson, Salary for July	100.00
690	Ellen Stitzel, Salary for July	100.00
691	State Bonding Department, Bonds of Jennie Ulrud, Nelson Sauvain, R. M. Rishworth, John Husby, Arthur E. Thompson.....	187.50
692	Otis Elevator Co., Payment No. 4 on Contract	10,836.00
693	Northern & Dakota Trust Co., Payment No. 5 on J. W. Darragh Contract	5,248.80
694	T. P. Riley, Payment No. 6 on Contract	15,582.60
695	Haggart Construction Co., Payment No. 2 on Contract	1,440.32
696	Mrs. Jennie Ulrud, Travel Expense	42.15
697	R. M. Rishworth, Travel Expense	42.10
698	Nelson Sauvain, Travel Expense	42.25
699	Murphy Insurance, Insurance Premiums	905.31
700	Lundoff-Bicknell Co., Payment No. 21 on Contract	77,174.15
701	F. L. Anders, Secretary Salary for August..	333.33
702	Ed. M. Nelson, Salary as Inspector of Construction for August	250.00
703	Lester S. Diehl, Auditing for August	250.00
704	Marie Jacobson, Salary for August	100.00

Voucher No.	Payable to and Issued For	Amount
705	Ellen Stitzel, Salary for August	100.00
706	Bismarck Tribune, Stationery	26.25
707	State Supply Department, Office Supplies..	14.80
708	Western Union Teleg. Co., Telegrams	2.97
709	Hoskins-Meyer, Progress Photos	1.83
710	N. W. Bell Telephone Co., August Service and Tolls	21.70
711	N. W. Bell Telephone Co., August Service and Tolls for Inspector's Office	6.25
712	Rembrandt Studio, Progress Photos	18.00
713	Harris-Woodmansee, Inc., Office Supplies....	13.40
714	Bismarck Tribune, Pass Cards	3.50
715	N. W. Bell Telephone Co., September Serv- ice and Tolls	15.50
716	N. W. Bell Telephone Co., September Serv- ice and Tolls for Inspector's Office	10.60
717	Northern & Dakota Trust Co., Payment No. 6 on J. W. Darragh Contract	3,677.53
718	T. P. Riley, Payment No. 7 on Contract....	29,806.02
719	Dearborn Elec. Const. Co., Payment No. 7 on Contract	6,045.75
720	Haggart Construction Co., Final Payment of 10% on Contract	878.90
721	Murphy Insurance, Insurance Premiums.....	677.28
722	Bismarck Tribune, Stationery	8.50
723	Hoskins-Meyer, Progress Photos	7.31
724	Hoskins-Meyer, Flowers for Gene Marks Funeral	10.00
725	State Supply Department, Postage and Of- fice Supplies	15.79
726	Western Union Telegraph Co., Telegrams..	4.61
727	Bismarck Tribune, Stationery	16.00
728	Capital Publishing Co., Envelopes	6.50
729	N. D. Highway Department, Blue Prints	6.41
730	Harris-Woodmansee, Inc., Office Supplies....	32.50
731	F. L. Anders, Secretary Salary for Septem- ber	333.33
732	Ed. M. Nelson, Salary as Inspector of Con- struction for September	250.00
733	Lester S. Diehl, Auditing for September	250.00
734	Marie Jacobson, Salary for September	100.00
735	Ellen Stitzel, Salary for September	100.00
736	Lundoff-Bicknell Co., Payment No. 22 on Contract	60,936.54
737	Otis Elevator Co., Payment No. 5 on Con- tract	4,695.30
738	N. W. Bell Telephone Co., October Service for Inspector's Office	4.75
739	N. W. Bell Telephone Co., October Service and Tolls	60.90
740	Bismarck Tribune, Stationery	31.50
741	Hoskins-Meyer, Progress Photos	1.59
742	DeRemer, Kurke, Holabird & Root, Amend- ment Payment No. 1—Architect Fees	425.00

Voucher No.	Payable to and Issued For	Amount
743	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 2—Architect Fees	425.00
744	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 3—Architect Fees	425.00
745	T. P. Riley, Payment No. 8 on Contract.....	16,087.16
746	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 4—Architect Fees	425.00
747	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 5—Architect Fees	425.00
748	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 6—Architect Fees	425.00
749	Northern & Dakota Trust Co., Payment No. 7 on J. W. Darragh Contract	2,733.47
750	Murphy Insurance, Insurance Premiums.....	438.86
751	F. L. Anders, Secretary Salary for October	333.33
752	Ed. M. Nelson, Salary as Inspector for Construction for October	250.00
753	Lester S. Diehl, Auditing for October	250.00
754	Marie Jacobson, Salary for October	100.00
755	Ellen Stitzel, Salary for October	100.00
756	State Supply Department, Office Supplies..	16.65
757	Lundoff-Bicknell Co., Payment No. 23 on Contract	40,851.82
758	Western Union Telg. Co., Telegram	1.08
759	Minot Daily News, Advertisement for Light Fixtures	6.27
760	Minot Daily News, Advertisement for Floor Covering	6.27
761	Forum Publishing Co., Advertisement for Floor Covering	6.65
762	Forum Publishing Co., Advertisement for Light Fixtures	6.65
763	Capital Publishing Co., Advertisement for Floor Covering	6.84
764	Capital Publishing Co., Advertisement for Light Fixtures	6.84
765	Jamestown Sun, Advertisement for Floor Covering	7.60
766	Jamestown Sun, Advertisement for Light Fixtures	7.60
767	Bismarck Tribune, Advertisement for Light Fixtures	6.27
768	Bismarck Tribune, Advertisement for Floor Covering	6.27
769	Grand Forks Herald, Advertisement for Floor Covering	6.46
770	Grand Forks Herald, Advertisement for Light Fixtures	6.65
771	Bismarck Tribune, Scratch Pads	1.80
772	Rembrandt Studio, Progress Photos	17.50
773	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 7—Architect Fees	425.00
774	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 8.—Architect Fees	425.00

Voucher No.	Payable to and Issued For	Amount
775	Harris-Woodmansee, Inc., Office Supplies..	26.45
776	N. W. Bell Telephone Co., November Service and Tolls	23.78
777	N. W. Bell Telephone Co., November Service and Tolls for Inspector's Office	12.30
778	Northern & Dakota Trust Co., Payment No. 8 on J. W. Darragh Contract	5,812.98
779	T. P. Riley, Payment No. 9 on Contract	10,782.84
780	Murphy Insurance, Insurance Premiums	434.60
781	Otis Elevator Co., Payment No. 6 on Contract	6,104.70
782	Ed. M. Nelson, Travel Expense	30.15
783	R. M. Rishworth, Travel Expense	29.90
784	Carl Scott, Payment No. 1 on Contract	178.20
785	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 9—Architect Fees	425.00
786	Deremer, Kurke, Holabird & Root, Amendment Payment No. 10—Architect Fees	425.00
787	Obert A. Olson, Carl Scott Bond	15.00
788	Lundoff-Bicknell Co., Elevator Service	3.75
789	State Supply Department, Office Supplies....	3.63
790	Western Union Telg. Co., Telegrams	10.93
791	Western Union Telg. Co., Telegrams	14.22
792	Bismarck Tribune, Publication for Gravel..	1.60
793	Capital Publishing Co., Advertisement for Window Shades	8.15
794	Minot Daily News, Advertisement for Window Shades	7.60
795	Forum Publishing Co., Advertisement for Window Shades	7.79
796	Bismarck Tribune, Advertisement for Window Shades	7.41
797	Grand Forks Herald, Advertisement for Window Shades	7.41
798	Jamestown Sun, Advertisement for Window Shades	8.74
799	F. L. Anders, Secretary Salary for November	333.33
800	Ed. M. Nelson, Salary as Inspector of Construction for November	250.00
801	Lester S. Diehl, Auditing for November....	250.00
802	Marie Jacobson, Salary for November	100.00
803	Ellen Stitzel, Salary for November	100.00
804	Lundoff-Bicknell Co., Payment No. 24, on Contract	76,204.64
805	N. W. Bell Telephone Co., December Service and Tolls for Inspector's Office	9.75
806	N. W. Bell Telephone Co., December Service and Tolls	19.50
807	Harris-Woodmansee, Inc., Office Supplies..	14.15
808	Otis Elevator Co., Payment No. 7 on Contract	720.00
809	Dearborn Elec. Const. Co., Payment No. 8 on contract	22,508.24

Voucher No.	Payable to and Issued For	Amount
810	Fargo Linoleum Co., Payment No. 1 on Contract	8,096.17
811	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 11—Architect Fees	425.00
812	DeRemer, Kurke, Holabird & Root, Amendment No. 12—Architect Fees	425.00
813	DeRemer, Kurke, Holabird & Root, Amendment Payment No. 13—Architect Fees	425.00
814	Bismarck Tribune, Scratch Pads	1.80
815	N. D. Highway Department, Blue Prints....	2.50
816	Hoskins-Meyer, Repair Camera	1.90
817	Soo Line Telg. Co., Telegram .....	.90
818	State Supply Department, Postage and Office Supplies	38.08
819	Bismarck Tribune, Stationery	45.00
820	F. L. Anders, Secretary Salary for December	333.33
821	Ed. M. Nelson, Salary as Inspector of Construction for December	250.00
822	Lester S. Diehl, Auditing for December	250.00
823	Marie Jacobson, Salary for December	100.00
824	Ellen Stitzel, Salary for December	100.00
825	Marjorie Cordner, Salary during December	77.42
826	Melville Electric Shop, Light Bulbs	480.53
827	Carl Scott, Payment No. 2 on Contract	388.80
828	Dearborn Elec. Const. Co., Payment No. 9 on Contract	6,354.00
829	Lundoff-Bicknell Co., Payment No. 25 on Contract	50,797.57
830	Northern & Dakota Trust Co., Payment No. 1 on B. K. Skeels Contract	1,723.10

Vouchers Approved and Paid March 16th to December 31, 1933, after Change in Board of State Capitol Commissioners\$954,672.62

Total Vouchers Approved and Paid During the Year 1933\$1,029,921.16

Vouchers Approved and Paid Prior to January 1, 1933—Previously Reported..... 428,895.51

Total Vouchers Approved and Paid From Date of Organization of Commission to December 31, 1933 1,458,816.67

CONTRACTS LET BY BOARD OF STATE CAPITOL COMMISSIONERS TO JANUARY 1, 1934

CONTRACTS LET DURING 1933

Date of Contract	Contractor	Purpose	Amount
6-14-33	Haggart Construction Co.,	Sewer and Water Connections	\$ 7,985.00

Date of Contract	Contractor	Purpose	Amount
10-25-33	Fargo Linoleum Co.,	Floor Covering	23,286.44
11-10-33	B. K. Skeels,	Typical Lighting Fixtures	5,446.96
11-8-33	Carl Scott,	Hauling Approximately 1000 Yd. Pit Run Gravel at 90c per Yard—Estimated	900.00
12-12-33	Webb Bros.,	Window Shades and Blinds	4,581.11
Total Contracts Let During 1933			\$ 42,199.51

CONTRACTS LET PRIOR TO JANUARY 1, 1933

8-20-31	S. F. Lambert,	Removal of Debris	\$ 3,900.00
8-28-31	DeRemer, Kurke, Holabird & Root,	Architectural Services—Architectural fee to be 6% of cost of the work and not less than	108,000.00
		Mechanical fee to be 1½ of cost of the work and not less than	27,000.00
8-8-32	The Lundoff-Bicknell Co.,	General Construction Guaranteed Maximum Cost	1,403,775.00
9-17-32	J. W. Darragh,	Plumbing, Drainage and Gas Fitting	62,725.00
9-17-32	T. P. Riley,	Heating and Ventilating	147,750.00
9-17-32	Dearborn Elec. Const. Co.,	Electrical Wiring	94,500.00
11-15-32	Otis Elevator Co.,	Elevators and Dumbwaiter	73,310.00
Total Contracts Let Prior to January 1, 1933			\$1,920,960.00

Total Contracts Let to January 1, 1934 \$1,963,159.51

CONTRACTORS BONDS FILED WITH STATE AUDITOR

Contractor	Bonded With	Amount
S. F. Lambert,	Western Surety Co., Sioux Falls, S. D.	\$ 3,900.00
DeRemer, Kurke, Holabird & Root—Northern & Dakota Trust Co., Fargo, North Dakota		50,000.00
The Lundoff-Bicknell Co.—Aetna Casualty & Surety Co., Hartford, Conn.		500,000.00
American Surety Co., of New York		500,000.00
Maryland Casualty Co., Baltimore, Maryland		500,000.00
J. W. Darragh—Northern & Dakota Trust Co., Fargo		10,666.67
Maryland Casualty Co., Baltimore, Md.		10,666.67
Central Casualty Co., Detroit, Mich.		10,666.67

Contractor	Bonded With	Amount
T. P. Riley—Aetna Casualty & Surety Co., Hartford, Connecticut		45,000.00
American Surety Co., of New York		45,000.00
Maryland Casualty Co., Baltimore, Mary- land		45,000.00
Dearborn Elec. Const. Co.—Aetna Casualty & Surety Co., Hartford, Conn.		31,500.00
American Surety Co., of New York		31,500.00
Maryland Casualty Co., Baltimore, Mary- land		31,500.00
Otis Elevator Co.—Aetna Casualty & Surety Co., Hartford, Conn.		25,000.00
American Surety Co. of New York		25,000.00
Maryland Casualty Co., Baltimore, Mary- land		25,000.00
Haggart Construction Co.—Northern & Dakota Trust Co., Fargo, N. D.		4,000.00
Fargo Linoleum Co.—Northern & Dakota Trust Co., Fargo, N. D.		23,286.44
B. K. Skeels—Northern & Dakota Trust Co., Fargo, N. D.		5,446.96
Carl Scott—Western Surety Co., Sioux Falls, S. D.		500.00
Webb Bros.—U. S. Fidelity & Guaranty Co., Baltimore, Maryland		4,581.11

Mr. Twichell moved that the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mrs. Howard Wood and son, of Bismarck, N. D.; Mrs. Smith of Fargo, N. D.; Miss Julia Lee, Bismarck, N. D.; Mrs. Isaac Mattson, Minot, N. D.; Mr. Isaac Mattson, Minot, N. D.; Major T. J. Thompson, Wahpeton, N. D.; I. H. Kohnen, Jamestown, N. D.; Margaret Smith, Fargo, N. D.; Geo. A. Buttles, Bismarck, N. D.; John Goodman, Bismarck, N. D.; Henry Nelson, Barnes, N. D.; Ray Reichert, Bowman, N. D.; Thos. McDonald, Mandan, N. D.; E. E. LaFrance, Bismarck, N. D.; Andreas Dalke, Lehr, N. D.; Gotthilf Juengleng, Lehr, N. D.; Bernice Helgeson, Bismarck, N. D.; Florence Larson, Bismarck, N. D.; Bernice Larson, Bismarck, N. D.; Agnes Priess, Bismarck, N. D.; J. H. Miller, Bismarck, N. D.; Cy Paul, Bismarck, N. D.; Mrs. H. Leonard, Bismarck, N. D.; Mrs. Lilliehaugen, Bismarck, N. D.; Jack Williams, Fargo, N. D.; Fred Gran-Salke, Casselton, N. D.; F. W. Kietzman, Lakota, N. D.; Malda Maddox, Bismarck, N. D.

FIFTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 22, 1935.

The House convened at 2:00 P. M., pursuant to adjournment taken.

Chaplain N. E. McCoy of Carrington offered prayer.

Roll Call: All members present except Adam, Anderson of Sargent, Dahl of Emmons, Dahl of Traill, Holthusen, and Tuff.

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

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

On page 1, line 2 from bottom of page, correct spelling of name Kapaun.

On page 1, in roll call, Rep. Lohrbauer is recorded absent whereas he was present.

On page 10, in roll call, Rep. Lavik is recorded absent, whereas he was present and voted "aye."

On page 15, line 6, correct spelling of word "committee."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications headed "Save the Constitution," signed by R. A. Weigel and 20 others of Selz, N. Dak.; B. A. Grande

and 20 others of Egeland, N. Dak.; Cherk Stienstra and 18 others of Streefer, N. Dak.; H. A. Hammerstaedt and 18 others of Kensal, N. Dak.; Stanley Benson and 40 others of Bowman, N. Dak.; Hetga B. Kolstad and 33 others of Steele, N. Dak.

Resolution requesting the taxation of state-owned lands from Logan County Commissioners.

Resolutions for restoration of all motor vehicle license fees for road purposes from Logan County Commissioners; also from Richland County Commissioners.

Resolutions covering several matters of taxation from Farmers Union Wayzetta Local No. 488, Albert Moerke, secretary.

Three sets of resolutions covering a wide variety of subjects from the North Dakota Labor Association, D. J. Drennan, secretary.

Letter to the Speaker from Horace M. Spaulding.

Letters and telegrams to Chief Clerk Martin and Speaker of House of Representatives from Mrs. A. O. Rambeck of Parshall; a group of Watford City citizens; a group of New Rockford citizens; a group of McHenry County citizens; Beach Lions Club; Citizens' Committee of Williston; O. T. Helseth; C. S. Knutson; John Hames and 14 others; citizens of Penn and vicinity and from a group of citizens of Hettinger, N. Dak.

**TO THE HOUSE OF REPRESENTATIVES,
STATE OF NORTH DAKOTA:**

Our attention has just been directed to certain alleged statements said to have been made by one Sam Clark, former publisher of the now defunct Jim-Jam-Jems and the still later defunct Record, in a recent broadcast over station KFYR to the effect that both of the undersigned are now on the payrolls of the State of North Dakota.

We realize that Sam would sooner injure someone through false statements and down right lies than to tell the truth, and while we have little faith in the truthfulness of his present charges, nevertheless, we respectfully ask that the chair be authorized to direct the Sergeant-at-Arms to escort Sam to the floor of the House and he then and there be requested to inform the members of this assembly of the department of State by which either of the undersigned is employed, the date when said employment commenced and the salary being paid.

We respectfully submit that so far as we know neither of us is employed by the State of North Dakota, and if either of our names is being carried upon the payrolls of any department, such act is a fraud upon the people of this State and the guilty parties should be punished.

**W. J. FLANNIGAN
CHARLES G. BANGERT.**

Bismarck, North Dakota,
January 22, 1935.

A communication was read from Messrs. Flannigan and Bangert.

Mr. Schauss moved the foregoing communication be printed in the Journal.

Which motion prevailed.

The Speaker at this time appointed Representatives Schauss, Symington and Williams to act on the committee requested in the above communication.

Mr. Twichell read a communication from Taylor, Stark County, addressed to him, signed by 63 citizens.

At this time an anonymous communication addressed to the Speaker was read, signed by "The People."

Mr. Schauss moved the communication be printed in the Journal of the House.

Which motion prevailed.

Speaker Crockett:

Whereas, we the people elected you legislators to work for us.

Whereas, you are working for the Felon Brute Langer.

In stead, to the great harm to all of us.

Whereas, you swine Legislators are so ignorant you are unable to distinguish between I Felon and an honest man. You are working against us. You did us much harm past summer thro pass of relief money. You are doing the same now. Your racket must be stopped for all time. You swine must be eliminated for ever from this State. There is only one way to do it. We give you a short time to get ready for your eternal home.

THE PEOPLE.

Mr. Godwin moved the foregoing communication be turned over to the Postoffice Department.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as

Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

REPORT OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

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

HOUSE CONCURRENT RESOLUTION No. A-1

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

FRED J. SHURR,
Chairman.

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

The Committee on Agriculture made the following report:

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

HOUSE CONCURRENT RESOLUTION No. A-2

Memorial to Our President and Congress

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

FRED J. SHURR,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire,

Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

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

J. M. THOMPSON,
Acting Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 22. A Bill for an Act to Repeal Section 5126 of the North Dakota Compiled Laws of 1913, and to Amend and Re-enact Section 5128 of the North Dakota Compiled Laws of 1913, Relating to the Maximum Fines, Interest, and Premiums Which May Be Charged by Building and Loan Associations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

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

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

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

In line 3 of the printed bill, strike out the figures 26,650 and insert in lieu thereof the figures 21,200.

In line 8, strike out the figures 400 and insert the figures 300.

In line 11, strike out the figures 400 and insert in lieu thereof the figures 200.

In line 12, strike out the figures 300 and insert in lieu thereof the figures 150.

In line 13, strike out the figures 17,000 and insert in lieu thereof the figures 12,000.

In line 18, strike out the figures 26,650 and insert in lieu thereof the figures 21,200.

And when so amended recommend the same do pass.

J. M. THOMPSON,
Acting Chairman.

Mr. Thompson moved that the report be adopted, which motion prevailed and the report was adopted, and House Bill No. 26 was sent to General Orders.

The Committee on Appropriations made the following report:

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

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

J. M. THOMPSON,
Acting Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

In line three of the printed bill, strike out the figures 2000 and insert in lieu thereof the figures 1500.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted and the bill was sent to General Orders.

FIRST READING OF HOUSE BILLS

Mr. Saumur introduced (by request):

House Bill No. 63. A Bill for an Act Prescribing the Oath or Affirmation to Be Taken and Subscribed by All Employees of the State of North Dakota or Any Municipal Subdivision Thereof.

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

Mr. Fedje introduced:

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

Was read the first time and referred to the Committee on Game and Fish.

Mr. Niewoehner introduced:

House Bill No. 65. A Bill for an Act to Abolish the Office of Township Justice of the Peace and for Appointment of County Justices of the Peace by the Judge of the District Court in Each County, and for Other Purposes.

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

Mr. Goodlaxon introduced:

House Bill No. 66. A Bill for an Act to Abolish the Offices of Township Constable and County Constable and Provide for the Appointment of One or More Deputy Sheriffs

in Each Village, Town and City, and at Other Necessary Places in Such County, and for Other Purposes.

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

Mr. Peterson of Bottineau introduced:

HOUSE CONCURRENT RESOLUTION No. A-5

Memorializing Congress to Enact Old Age Pension Legislation.

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

SECOND READING OF HOUSE BILLS

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holey	Place
Biberdorf	Holthusen	Randall
Bilden	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Johnson	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burgum	Langford	Schauss
Burke	Larson	Shockman
Caddell	Lavik	Shurr
Child	Levin	Smith
Clarke	Lohrbauer	Solberg
Cosgriff	Marks	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thompson

Messrs.	Messrs.	Messrs.
Dalziel	Morris	Thoreson
Dittmer	McIlraith	Traynor
Downey	McLarty	Treffry
Dullea	Mode	Tuff
Erickson, McKenzie	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.
Adam	Dahl, Traill
Anderson, Sargent	Hewitt

So the bill passed and the title was agreed to.

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 105; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Noben
Anderson, Burke	Gilbertson	Norheim
Anfinson	Godwin	O'Brien
Bailey, Eddy	Goodlaxon	Odegard
Bailey, Dunn	Graham	Oglesby
Bauer	Hall	Olson, Hettinger
Beggs	Halverson	Olson, Mountrail
Bettenhausen	Hanson	Page
Biberdorf	Hewitt	Parkinson
Bilden	Hill	Peterson, Bottineau
Bjerke	Holey	Peterson, Cass
Black	Holthusen	Place
Blaisdell	Holte	Randall
Born	Hurd	Ritter
Borstad	Isaak	Sand

Messrs.	Messrs.	Messrs.
Brunsdale	Jensen	Saumur
Brusseau	Johnson	Schantz
Burgum	Kapaun	Schnell
Burke	Keidel	Seibel
Caddell	Kubischta	Shockman
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Lohrbauer	Symington
Dalzell	Marks	Thompson
Dittmer	Moore	Traynor
Downey	Morgan	Treffry
Dullea	Morris	Tuff
Erickson, McKenzie	McIlraith	Twichell
Erickson, McLean	McLarty	Urschel
Fedje	Mode	Wendland
Fjeld	Muus	Williams
Fitzgerald	Myers	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Savre	Thoreson	Mr. Speaker
Schauss	Wolf	

Absent and not voting:

Messrs.	Messrs.
Adam	Dahl, Traill
Anderson, Sargent	Scholl

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

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
January 22, 1935.

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

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Also,

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Twichell moved the House return to the Seventh Order of Business.

SEVENTH ORDER OF BUSINESS

Mr. Twichell moved that House Rule No. 43 be amended, to strike out the word "third" where it appears as in the third reading, and insert the word "second" in lieu thereof.

Which motion prevailed.

Mr. Brunsdale moved the absent members be excused.

Which motion prevailed.

Mr. Burke moved no communications be read from the desk unless signed or vouched for by a Member of the House.

Which motion prevailed.

Mr. Olson of Hettinger moved the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesy of the floor was extended to:

Leonard Cox, Calvin, N. Dak.

SIXTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 23, 1935.

The House convened at 2:00 P. M., pursuant to adjournment.

Rev. H. E. Bergland, of Bismarck, offered prayer.

Roll call: All members present except Cunningham, Dahl of Traill, Fedje, and Schockman.

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

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

On page 1, line 12, from bottom of page, correct spelling of word "call."

On page 1, in roll call, Rep. Norheim is recorded absent, whereas he was present.

On page 5, line 5, from bottom of page, strike out word "which."

The following record was omitted from the Journal of the Ninth Day, January 16:

EIGHTH ORDER OF BUSINESS

Unfinished Business

The Speaker referred the Report of the Board of State Capitol Commissioners to the Committee on State Affairs.

House Bill No. 1. A Bill for an Act Imposing a Tax Upon All Wheat Flour Imported Into the State of North Dakota for Sale and/or Consumption Within the State; Providing for Issuance of License for Making Sales Thereof; Providing for Bond, and Providing Penalty for Violation of This Act.

Was referred to the Committee on State Affairs.

House Bill No. 2. A Bill for an Act to Amend Section Four of Chapter 257 of the Session Laws of the State of North Dakota for the Year 1933. Relating to Redemption of Real Estate Sold or Forfeited to County for Taxes.

Was referred to the Committee on Taxes and Tax Laws.

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was referred to the Committee on Banks and Banking.

House Bill No. 4. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended, Defining Usury.

Was referred to the Committee on Banks and Banking.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

COMMUNICATIONS

Communications were received by the House of Representatives from:

- Mrs. Edith Stetson, of Hazen, N. Dak., and others.
- Thomas Klupp, Zap, N. Dak., and others.
- John Heartson, Perth, N. Dak., and others.
- Robert Plemel and others.
- Bernice Becker, Underwood, N. Dak., and others.
- R. B. Thu, Sutton, N. Dak., and others.
- Dennis Schwan, Berwick, N. Dak., and others.
- L. C. Hanson, Belfield, N. Dak., and others.
- Anton Polenski, Dix, N. Dak., and others.
- Dan Franchuk, Dickinson, N. Dak., and others.
- Ed. Baumann, New England, N. Dak., and others.
- P. C. Gehring, and others.
- Reuben Haas, Cleveland, and others.
- Board of County Commissioners of Steele County.
- Board of County Commissioners of Burleigh County.
- A. Fischer, Regan, N. Dak.

- W. G. McDonald, Minnewaukan, N. Dak., and others.
 John M. Moline, Sheriff of Williams County, and others.
 W. H. Kuhl, New England, N. Dak., and others.
 D. W. Crabtree, Ellendale, N. Dak., and others.
 C. P. Peterson, Bisbee, N. Dak.
 J. C. Cooke, Dickey County, and others.
 Board of County Commissioners of Williams County.
 Otto Bauman, Dodge, N. Dak., and others.
 Board of County Commissioners, Williams County, N. Dak.
 Albert Holmes, Leeds, N. Dak., and others.
 H. E. Martin, Bottineau County, and others.
 Commercial Club of Strasburg, N. Dak.
 Emmons County Labor Club.
 Civic and Commerce Association, Harvey, N. Dak.
 M. H. Terry, New Rockford, N. Dak., and others.
 H. C. Epping, Hope, N. Dak., and others.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

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

SENATE CONCURRENT RESOLUTION No. C

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

GEO. ALJETS,
 Chairman.

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

The Committee on State Affairs made the following report:

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

HOUSE RESOLUTION "B"

Requiring All Members of the House of Representatives of the State of North Dakota who are at Present on Retainers by Public Service Corporations Doing Business in the

State of North Dakota, to File with the Clerk of the House of Representatives a List of the Corporations They Are Thus Serving.

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

Amendment. In line 18 of the printed Resolution strike out the words "The Constitution and."

In line 19, page two of the printed Resolution, strike out the words "against the" and insert in lieu thereof the words "and against the interests of."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

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

GEO. ALJETS,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

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

In line three of the printed bill, strike out the figures \$20,000, and insert in lieu thereof the figures \$12,000.

In line eight, strike out the figures \$3,250, and insert in lieu thereof the figures \$1,250.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

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

In line three of the printed bill, strike out the figures \$60,000 and insert in lieu thereof the figures \$30,000.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

SEVENTH ORDER OF BUSINESS

Mr. Dahl of Emmons moved the courtesy of the floor be extended to Mr. P. M. Weisbeck, of Emmons County, a former Member of the House.

Which motion prevailed.

Mr. Godwin moved that communications to the House relating to like subjects, be grouped, and subject matter be condensed rather than each being read in full.

Which motion prevailed.

Mr. Aljets moved House Concurrent Resolution A-1 be acted upon by the House at this time.

Which motion prevailed.

Mr. Twichell moved the consideration of the final passage of House Concurrent Resolution A-1.

Which motion prevailed.

Mr. Godwin moved that House Concurrent Resolution A-1 be adopted by the House.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Thoreson introduced:

HOUSE CONCURRENT RESOLUTION NO. A-6

Introduced by Representative Thoreson, Barnes

Memorializing Congress to Enact the Necessary Legislation to Insure Selection of Unbiased Federal Jurors.

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

Mr. Dahl, Emmons, (by request) introduced:

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor.

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

Mr. Symington introduced:

House Bill No. 68. A Bill Relating to the Bonds to be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84 Laws of 1933.

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

Mr. McIlraith introduced:

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

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

Mr. McIlraith introduced:

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

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

Mr. Olson, Mountrail, introduced:

House Bill No. 71 A Bill for an Act to Amend and Re-enact Section 6762 of the 1913 Revised Codes as Amended Relating to Renewal of Chattel Mortgages.

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

Mr. McIlraith introduced:

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required.

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

Messrs. Olson of Adams and Williams of Richland introduced:

House Bill No. 73. A Bill for an Act Defining and Regulating the Practice of Naturopathy in the State of North Dakota, Creating a Board of Naturopathic Examiners to Examine and License Persons to Practice Naturopathy, Providing for the Enforcement of the Provisions of This Act and Prescribing penalties for the Violation of the Provisions of this Act.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 23, 1935.

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

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire,

Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 104; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bilden	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Johnson	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burgum	Langford	Schauss
Burke	Larson	Shockman
Caddell	Lavik	Shurr
Child	Levin	Smith
Clarke	Lohrbauer	Solberg
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Hewitt	Stray
Hanson	Noben	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Dahl, Traill	Fedje

So the bill passed and the title was agreed to.

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

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, 105; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Norheim
Aljets	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anderson, Sargent	Graham	Oglesby
Anfinson	Hall	Olson, Hettinger
Bailey, Eddy	Halverson	Olson, Mountrail
Bailey, Dunn	Hanson	Page
Bauer	Hewitt	Parkinson
Bettenhausen	Hill	Peterson, Bottineau
Biberdorf	Holey	Peterson, Cass
Bilden	Holthusen	Place
Black	Holte	Randall
Blaisdell	Hurd	Ritter
Born	Isaak	Sand
Borstad	Jensen	Saumur
Brunsdale	Johnson	Schantz
Brusseau	Kapaun	Schnell
Burgum	Keidel	Scholl
Burke	Kubischta	Seibel
Caddell	Langford	Schauss
Child	Larson	Shockman
Clarke	Lavik	Shurr
Cosgriff	Levin	Smith
Cunningham	Lohrbauer	Solberg
Dahl, Emmons	Marks	Stray
Dalzell	Moore	Symington
Dittmer	Morgan	Thompson
Downey	Morris	Thoreson
Dullea	McIlraith	Traynor
Erickson, McKenzie	McLarty	Treffry
Fedje	Mode	Tuff
Fjeld	Muus	Urschel
Fitzgerald	Myers	Wendland
Frosaker	Niewoehner	Williams
Gessner	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Anderson, Bowman	Savre
Bjerke	Wolf

Absent and not voting:

Messrs.	Messrs.
Beggs	Erickson, McLean
Dahl, Traill	Twichell

So the bill passed and the title was agreed to.

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 105; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Burke	Godwin	Olson, Hettinger
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Place
Bilden	Hill	Randall
Bjerke	Holey	Ritter
Black	Holthusen	Sand
Blaisdell	Holte	Saumur
Born	Hurd	Savre
Borstad	Isaak	Schantz
Brunsdale	Jensen	Schnell
Brusseau	Johnson	Scholl
Burgum	Kapaun	Seibel
Burke	Keidel	Schauss
Caddell	Kubischta	Shockman
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Lohrbauer	Symington
Dalzell	Marks	Thompson
Dittmer	Moore	Thoreson
Downey	Morgan	Traynor
Dullea	Morris	Treffry
Erickson, McKenzie	McIlraith	Twichell
Erickson, McLean	McLarty	Urschel
Fedje	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf
Frosaker	Norheim	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Anderson, Bowman	Noben
Biberdorf	Tuff

Absent and not voting:

Messrs.	Messrs.
Beggs	Mode
Dahl, Traill	O'Brien

So the bill passed and the title was agreed to.

HOUSE CONCURRENT RESOLUTION A-2

"Memorial to Our President and Congress"

Was read the second time.

Mr. Godwin moved the adoption of the Resolution.

Which motion prevailed.

TWELFTH ORDER OF BUSINESS

The following communications were received from the Senate:

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 23, 1935.

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

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of the Rebellion.

Also,

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

Which the Senate has passed.

Also,

SENATE CONCURRENT RESOLUTION "D"

Memorializing the Congress of the United States to Act Favorably and With as Much Speed as Possible, Upon

House Joint Resolution Number 66, Providing for a Constitutional Amendment Doing Away with the Issuance of Tax Exempt Bonds.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January 23, 1935.

Mr. Speaker: I have the honor to transmit to you a copy of the opinion of the Attorney General regarding the salary to be paid Senate and House Employees:

F. E. TUNELL,
Secretary.

State of North Dakota

OFFICE OF ATTORNEY GENERAL

Bismarck

January 22, 1935.

Mr. F. E. Tunell,
Secretary of the Senate,
Bismarck, N. Dak.

Dear Mr. Tunell:

Replying to your letter of the 22nd inst. relative to salaries of officers and employees of the Senate.

Section 34 C. L. enumerates the officers and employees of the Senate and of the House of Representatives and fixes the compensation which each one of the officers named shall receive for their services. This law has not been amended since 1907 and fixes the maximum salary which each of those officers may receive, and no branch of the legislative assembly may legally increase the salary of any of those officers without the concurrence of the other branch of the assembly through legislative enactment properly adopted.

"A legislative enactment expressing the legislative power of the legislative assembly pursuant to express constitutional provisions concerning the employees of each house and its expenses is paramount to the independent action of each house without the concurrence of the other." *State ex rel Wattam vs. Poindexter*, 48 N. Dak. 135, 183 N. W. 852.

I am, therefore, of the opinion that neither the House nor the Senate can by separate action order the payment of any salary to any of the officers named in Section 34 C. L. higher than that provided by that law, without amending by proper legislative action the section cited, and until the sec-

tion cited is amended no branch of the legislative assembly may by separate action order the payment of any salary to those officers higher than the ones therein provided.

Yours respectfully,

(Signed) CHAS. A. VERRET

CAV*RGM

Assistant Attorney General

Mr. Brunsdale moved the letter from the Attorney General of the State of North Dakota be printed in the Journal.

Mr. Traynor moved as an amendment to the former motion that the letter also be referred to the Committee on Employment.

Which motions prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

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

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of the Rebellion.

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

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

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

SENATE RESOLUTION "D"

A Resolution to Appoint the Official Photographer for the Senate of the Twenty-fourth Legislative Assembly of the State of North Dakota.

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

GENERAL ORDERS

Mr. Dahl of Emmons moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Dahl of Emmons to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration:

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

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

In line 3 of the printed bill, strike out the figures 26,650 and insert in lieu thereof the figures 21,200.

In line 8, strike out the figures 400 and insert the figures 300.

In line 11, strike out the figures 400 and insert in lieu thereof the figures 200.

In line 12, strike out the figures 300 and insert in lieu thereof the figures 150.

In line 13, strike out the figures 17,000 and insert in lieu thereof the figures 12,000.

In line 18, strike out the figures 26,650 and insert in lieu thereof the figures 21,200.

And when so amended recommend the same do pass.

Also,

The committee of the whole have had under consideration:

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

In line three of the printed bill, strike out the figures 2,000 and insert in lieu thereof the figures 1,500.

And when so amended recommend the same do pass.

MATH DAHL,
Chairman.

Mr. Gilbertson moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Gilbertson moved all absent members be excused.

Which motion prevailed.

WEDNESDAY, JANUARY 23, 1935

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FOURTH ORDER OF BUSINESS

Mr. Burke presented to the desk a communication from the Governor which he moved be read and printed in the Journal.

Which motion prevailed.

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

January 23, 1935.

To the House of Representatives of
the 24th Legislative Assembly

Gentlemen:

Pursuant to my previous letter, and in accordance with your resolution, I herewith present photostatic copies of the evidence available at this time as to my citizenship.

For obvious reasons, I am retaining the originals in my possession.

Respectfully,

THM:S:C
E N C

THOS. H. MOODIE,
Governor

U. S. DEPARTMENT OF LABOR
IMMIGRATION AND NATURALIZATION SERVICE
WASHINGTON

Address Reply to Commissioner of
Immigration and Naturalization
and Refer to File Number
23/21804

January 19, 1935.

This is to certify that one Samuel A. McElmurrey, a former subject of Great Britain, was naturalized by the Fourth Judicial District Court, Brookings County, Territory of Dakota, on June 13, 1883, as shown by the files of the Immigration and Naturalization Service. This certification is issued upon the application of Honorable Thomas H. Moodie for use solely in connection with the matter of his citizenship.

This certification is made this nineteenth day of January, in the year of our Lord, nineteen hundred and thirty-five, pursuant to authority contained in section 32 (d) of the act of June 29, 1906, as amended, and the seal of the Department of Labor is affixed pursuant to statute.

By direction of the Commissioner,

SEAL

T. B. SHOEMAKER,
Deputy Commissioner

Affidavit of Mrs. Samuel A. McElmurry
of Brookings, S. D.

My name is Mrs. Samuel A. McElmurry and I am and have been for 54 years last past a resident and citizen of Brookings County, South Dakota, having homesteaded on land approximately three miles north and two miles east of the city of Brookings in 1879.

Thomas Hilliard Moodie is my son, having been born in Ontario in 1878.

After the death of his father, my son, Thomas Hilliard Moodie went to live with his grandparents. Upon my marriage to Mr. McElmurry, I came with him to South Dakota and have lived here continuously ever since.

I make this formal statement that there may be no question as to my own citizenship or that of my son, Thomas Hilliard Moodie.

MRS. SAMUEL A. McELMURRY

Subscribed and sworn to before me, a notary public in and for Brookings County, South Dakota, this 29th day of December, 1934.

P. A. LARSON

Seal

My commission expires June 15, 1937.

The United States of America

To All to whom these presents shall come, greeting:
Homestead Certificate No. 901
Application 10,154.

Whereas, there has been deposited in the general land office of the United States a certificate of the register of the land office at Watertown, Dakota Territory, whereby it appears that, pursuant to the act of congress approved 20th May, 1862, "To secure homesteads to actual settlers on the public domain" and the acts supplemental thereto, the claim of Samuel A. McElmurry has been established and duly consummated in conformity to law for the southwest quarter of section ten in township 110 north of range 49 west of the fifth principal meridian in Dakota territory, containing 160 acres, according to the official plat of the survey of the said land returned to the general land office by the surveyor general.

Now, know ye, that there is, therefore granted by the United States unto the said Samuel A. McElmurry the tract of land above described, to have and to hold the said tract of land with the appurtenances thereof, unto the said Samuel A. McElmurry and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of the courts, and also subject to the right of a proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

In testimony whereof I, Chester A. Arthur, president of the United States of America, have caused these letters to be made patent and the seal of the general land office to be hereunto affixed. Given under my hand at the city of Washington, the fourteenth day of June in the year of our Lord 1884 and of the Independent of the United States the one hundred and eighth.

By the President Chester A. Arthur
By Wm. H. Crook, secretary.

Filed for record this 28th day of January, A. D. 1888 at 1 o'clock p. m., and recorded in Book 1 on page 628. Recorded Vol. 3, Page 233.

B. H. Lien, register of deeds.
By John P. Williams, deputy.

S. W. Clark, recorder of the general land office.

STATE OF SOUTH DAKOTA }
County of Brookings } ss.

I hereby certify that I have Carefully examined the within instrument, and compared the same with the record of this office, on page 628 Book 1 of Patent and that it is a true and correct copy of the same, and that the above is a correct copy of the filing thereon.

Dated December 29th, 1934.

CHAS. ENNIGH,
Register of Deeds.

UNITED STATES OF AMERICA,

Brookings County, Fourth Judicial District, Dakota Territory.
---ss.

BE IT REMEMBERED, That on the 13 day of June, in the year of our Lord, ONE THOUSAND EIGHT HUNDRED and Eighty-three, personally appeared before the Honorable J. P. Kidder, PRESIDING JUDGE OF THE DISTRICT COURT in and for the COUNTY OF BROOKINGS, FOURTH JUDICIAL DISTRICT Territory aforesaid, Samuel A. McElmurrey an alien born, above the age of twenty-one years, and applied in open court to be admitted to become a naturalized citizen of the UNITED STATES OF AMERICA, pursuant to the several acts of Congress heretofore passed on that subject. And the said Samuel A. McElmurrey having thereupon produced to the Court record testimony showing that he had heretofore reported himself and filed his declaration of his intention to become a citizen of the United States, according to the provisions of several said acts of Congress, and the Court being satisfied, as well from the oath of the said Samuel A. McElmurrey as from the testimony of V. W. Norton and J. O. Walker who are known to be citizens of the United States; that the said Samuel A. McElmurrey has resided within the limits and under the jurisdiction of the

UNITED STATES, for at least five years last past, and at least one year last past in the TERRITORY OF DAKOTA, and during the whole of that time he has behaved himself as a man of good moral character, attached to the principles contained in the Constitution of the UNITED STATES, and well disposed to the good order, well being and happiness of the same; and two years and upward have elapsed since the said Samuel A. McElmurray reported himself, and filed his DECLARATION OF INTENTION as aforesaid.

IT WAS ORDERED, That the said Samuel A. McElmurray be permitted to take the oath to support the CONSTITUTION OF THE UNITED STATES, and the usual oath whereby he renounces allegiance and fidelity to every Foreign Prince, Potentate, State or Sovereignty whatever and more particularly to Victoria Queen of Great Britain whereof he was heretofore a subject which said oath having been administered to the said Samuel A. McElmurray by the Clerk of said Court, it was ordered by the Court that the said Samuel A. McElmurray be admitted to all and singular the rights, privileges and immunities of a NATURALIZED CITIZEN OF THE UNITED STATES and that the same be certified by the Clerk of this Court, under the seal of said Court which is done accordingly.

J. P. KIDDER

Judge.

Attest: WM. H. SKINNER,

Clerk.

(Seal)

TERRITORY OF DAKOTA, }
 Brookings County. } ss.

I, WILLIAM H. SKINNER, Clerk of the District Court, in and for said County, [a Court of Record, using a seal of office, and having common law jurisdiction,] do hereby certify that the foregoing is a true copy of the records as appears now in my office. In testimony whereof I have hereunto set my hand and affixed the seal of said Court at my office in BROOKINGS, in said County, this 13th day of June A. D., 1883.

WM. H. SKINNER,

Clerk of the District Court.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mrs. Martin Rosenberg, Bismarck; Marie Birkedahl, Bismarck; N. F. Snyder, Bottineau; R. Smith, Bottineau; Joe Haugen, Bottineau; Adam Wald, Wishek; Mike Grauder, Napoleon; Christoph Just, Wishek; Andrew Erlele, Jr., Lehr; Ed Vosler, Mercer; Jacob Albrecht, Napoleon; John Ackerman, Wishek; D. J. Ford, Devils Lake; O. J. Trumble, Devils Lake; Carl L. Lindburg, Jamestown; H. O. Swenson, Columbus.

SEVENTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 24, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy of Carrington.

Roll call: All members were present except Representatives Dahl of Traill, and Godwin.

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

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

On page 6, line 6, correct spelling of word "memorializing."

On page 12, line 14, substitute the word "Attorney" for "adjutant."

On page 19, add to Calendar House Bill 26 and title, and House Bill 33 and title.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House of Representatives from:

Lee R. Herring, Edgeley, N. D., and others.

Henry T. Meyer, Towner County, N. D., and others.

Frank Scherer, Center, N. D., and others.
 Henry J. Haugen, Hannaford, N. D., and others.
 N. Haroldson, Bowdon, N. D., and others.
 Carl L. Ness, Steele County, and others.
 R. E. Lake, Bowman County, and others.
 Harry F. Dathe, LaMoure, N. D., and others.
 H. Backhaus, Wishek, N. D., and others.
 Henry Dume, Casselton, N. D., and others.
 Peter Vetsch of Pierce County, and others.
 P. S. Stroh, Sanborn, N. D., and others.
 Women's Nonpartisan Club, Casselton, N. D.
 C. O. Greear, Walcott, N. D.
 Robert F. Waldron, Olympia, Wash.

Mr. Twichell moved the resolutions enumerated by the Assistant Chief Clerk from the desk be received.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
 Bismarck, North Dakota,
 January 24, 1935.

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

HOUSE CONCURRENT RESOLUTION No. A-1

Also,

HOUSE CONCURRENT RESOLUTION No. A-2

Memorial to Our President and Congress.

Which the House has adopted.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

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

In line 3, strike out the figures \$12,700.00 and insert in lieu thereof the figures \$9,300.00.

Strike out all of line 11.

In line 13, strike out the figures \$300.00 and insert in lieu thereof the figures \$200.00.

In line 14, strike out the figures \$250.00 and insert in lieu thereof the figures \$150.00.

In line 15 strike out the figures \$200.00 and insert in lieu thereof the figures \$150.00.

In line 16, strike out the figures \$650.00 and insert in lieu thereof the figures \$400.00.

In line 17, strike out figures \$2,500.00 and insert in lieu thereof the figures \$2,000.00.

In line 19, strike out figures \$12,700.00 and insert in lieu thereof the figures \$9,300.00, and renumber the lines beginning with line 11.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

O. C. ANDERSON,
Chairman.

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

MOTIONS AND RESOLUTIONS

Mr. Gilbertson moved that 500 additional Journals of the House be printed.

ROLL CALL

The question being on the printing of 500 additional

copies of the Journal, the roll was called and there were ayes, 109; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Lohrbauer	Solberg
Cosgriff	Marks	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thompson
Dalzell	Morris	Thoreson
Dittmer	McIlraith	Traynor
Downey	McLarty	Treffry
Dullea	Mode	Tuff
Erickson, McKenzie	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.
Blaisdell
Wolf

Absent and not voting:

Messrs.
Dahl, Traill
Levin

So the motion prevailed and 500 additional copies of the Journal will be printed for each day.

SEVENTH ORDER OF BUSINESS

Mr. Erickson of McKenzie moved all absent members be excused.

Which motion prevailed.

House Resolution "E" was read.

HOUSE RESOLUTION No. "E"

Introduced by Representatives Schauss and Parkinson

WHEREAS: There Has Been a Great Demand, and There Appears to Be a Great Necessity for a State-owned and Operated Radio Broadcasting Station:

THEREFORE BE IT RESOLVED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

That the Speaker of the House of Representatives be, and he is hereby authorized and directed to appoint a committee of five members of this Assembly to investigate the feasibility, desirability and practicability of erecting a state-owned radio broadcasting station, and to make report to this body not later than the 5th day of February, 1935; such report to include an estimate as to the probable costs of such a station, together with recommendations as to its management and control.

Representative Dahl of Emmons moved the adoption of the resolution.

Which motion prevailed.

The Chair appointed Representatives Parkinson, Schauss, Schnell, Biberdorf and Hanson as the committee required by House Resolution "E."

FIRST READING OF HOUSE BILLS

Mr. Lahrbauer introduced:

House Bill No. 74. A Bill for an Act to Prohibit Dancing in, on, or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor Is Conducted, and Providing the Penalty for Violation.

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

Messrs. Morgan and Williams introduced:

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

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

Messrs. Olson of Adams and Childs introduced:

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

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

Mr. Niewoehner introduced:

House Bill No. 77. A Bill for an Act to Amend Section 4373 of the Compiled Laws of 1913 Regulating and Prohibiting Certain Persons from Marrying.

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

Senate Concurrent Resolution "C" was read a second time.

Mr. Traynor moved the adoption of the Resolution.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

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, 108; nays, 0; absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Aljets	Frosaker	Odegard
Anderson, Bowman	Gessner	Oglesby
Anderson, Burke	Gilbertson	Olson, Mountrail
Anderson, Sargent	Godwin	Page
Anfinson	Goodlaxon	Parkinson
Bailey, Eddy	Hall	Peterson, Bottineau
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hanson	Place

Messrs.	Messrs.	Messrs.
Beggs	Hewitt	Randall
Bettenhausen	Hill	Ritter
Biberdorf	Holthusen	Sand
Bilden	Holte	Saumur
Bjerke	Hurd	Savre
Black	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Kapaun	Seibel
Brunsdale	Keidel	Schauss
Brusseau	Kubischta	Shockman
Burgum	Langford	Shurr
Burke	Larson	Smith
Caddell	Lavik	Solberg
Child	Lohrbauer	Stray
Clarke	Marks	Symington
Cosgriff	Moore	Thompson
Cunningham	Morgan	Thoreson
Dahl, Emmons	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fjeld	Norheim	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl, Traill	Holey	Olson, Hettinger
Graham	Levin	

So the bill passed and the title was agreed to.

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

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, 102; nays, 8; absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson

Messrs.	Messrs.	Messrs.
Bauer	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Place
Biberdorf	Hill	Randall
Bilden	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Holte	Saumur
Blaisdell	Hurd	Schantz
Born	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Child	Larson	Shurr
Clarke	Lavik	Smith
Cosgriff	Lohrbauer	Solberg
Cunningham	Marks	Stray
Dahl, Emmons	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Caddell	Noben	Tuff
Isaak	Savre	Williams
Jensen	Symington	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Borstad	Dahl, Traill	Levin

So the bill passed and the title was agreed to.

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 52; nays, 59; absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Moore
Aljets	Frosaker	Muus

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gessner	Myers
Anderson, Sargent	Gilbertson	O'Brien
Anfinson	Godwin	Odegard
Bailey, Eddy	Graham	Parkinson
Beggs	Hall	Saumur
Bilden	Halverson	Schantz
Black	Holthusen	Scholl
Blaisdell	Holte	Schauss
Brunsdale	Hurd	Shurr
Burgum	Johnson	Smith
Burke	Kapaun	Solberg
Clarke	Keidel	Thompson
Cosgriff	Larson	Traynor
Cunningham	Lavik	Twichell
Dahl, Emmons	Lohrbauer	Urschel
Dittmer		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hewitt	Peterson, Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Holey	Place
Bettenhausen	Isaak	Randall
Biberdorf	Jensen	Ritter
Bjerke	Kubischta	Sand
Born	Langford	Savre
Borstad	Marks	Schnell
Brusseau	Morgan	Seibel
Caddell	Morris	Shockman
Child	McIlraith	Stray
Dalzell	McLarty	Symington
Dullea	Mode	Thoreson
Erickson, McKenzie	Niewoehner	Treffry
Erickson, McLean	Noben	Tuff
Fedje	Norheim	Wendland
Fjeld	Oglesby	Williams
Fitzgerald	Olson, Hettinger	Wolf
Goodlaxon	Olson, Mountrail	Mr. Speaker
Hanson	Page	

Absent and not voting:

Messrs.	Messrs.
Dahl, Traill	Levin

Mr. Erickson of McKenzie changed his vote from "aye" to "no" for the purpose of reconsideration.

So the bill was lost.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, N. Dak.,
January 24, 1935.

Mr. Speaker: I have the honor to transmit herewith:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Offi-

cers and Employees and Compensation Thereof, of the Legislative Assembly, and Declaring an Emergency.

Which the Senate has passed.

Also,

JOINT RESOLUTION "B"

A Joint Resolution Providing for Officers and Employees of the Senate and of the House for the Twenty-fourth Legislative Assembly, and Fixing Their Compensation.

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

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

Senate Committee on Employment introduced:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Officers and Employees and Compensation Thereof, of the Legislative Assembly, and Declaring an Emergency.

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

Joint Resolution "B" was read in full.

Referred to the Committee on State Affairs

GENERAL ORDERS

Mr. Aljets moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Aljets to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration

HOUSE RESOLUTION "B"

Requiring All Members of the House of Representatives of the State of North Dakota who are at Present on Retainers by Public Service Corporations Doing Business in the State of North Dakota, to File with the Clerk of the House of Representatives a List of the Corporations They Are Thus Serving.

And recommend the adoption of the Standing Committee's amendments as follows:

Amendment. In line 18 of the printed Resolution strike out the words "The Constitution and."

In line 19, page two of the printed Resolution, strike out the words "against the" and insert in lieu thereof the words "and against the interests of."

And when so amended recommend the same do pass.

Also:

The committee of the whole have had under consideration

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

And recommend the adoption of the Standing Committee's amendments as follows:

In line three of the printed bill, strike out the figures \$20,000, and insert in lieu thereof the figures \$12,000.

In line eight, strike out the figures \$3,250, and insert in lieu thereof the figures \$1,250.

And when so amended recommend the same do pass.

Also:

The committee of the whole have had under consideration

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

And recommend that the same be amended as follows:

In line 3 of the bill as amended by the Standing Committee insert \$20,000.00 in lieu of \$30,000.00.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

Which motion prevailed.

Mr. Aljets moved that the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESY OF THE FLOOR

The courtesies of the floor were extended to the following:

Robert Chesrown, Linton, N. D.; J. S. Fischer, Strasburg, N. D.; Herman Bettenhausen, Wishek, N. D.; Mrs. Wm. Belterhausen, Wishek, N. D.; Irving Severtson, Zahl, N. D.; Walter Ganor, Bowbells, N. D.; Burt Smutz, Devils Lake, N. D.; C. V. Freeman, Brinsmade, N. D.; M. J. O'Neil, Carrington, N. D.; L. H. Bratten, Pierce County, N. D.; Mrs. Karl H. Brunsdale, Portland, N. D.; Archie O'Connor, Pembina County, N. D.

EIGHTEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 25, 1935.

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

Prayer by the Chaplain, N. E. McCoy of Carrington.

Roll Call: All members present except Representatives Anderson of Sargent, Blaisdell, Cosgriff, Cunningham, Dullea, Hewitt and Schantz.

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

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

On page 1, line 15 correct spelling of word "Committee."

On page 10, in roll call, Rep. Erickson, McKenzie, changed his vote from "Aye" to "No" for the purpose of reconsideration.

On page 12, after title of H. B. No. 41 insert "And recommend that same be amended as follows:"

On page 12, in "Courtesies of the Floor" correct spelling of Bettenhausen.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Mr. Born moved that the communications in his possession from Stark county, be read from the desk.

Which motion prevailed.

Communications were received by the House of Representatives from:

W. P. Massuere, Cando, N. D.

H. D. Leonard of Dickinson, N. D., and others.

A. S. Ward, Dickinson, N. D., and others.

Nick Bartell, Stark County, N. D., and others.

Martin Peterson, Mercer, N. D., and others.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Committee on Printing of Bills and Journals have met with a like committee from the Senate and beg leave to make the following report:

We recommend that an additional 500 copies of the Journal be printed.

D. C. CUNNINGHAM,
Chairman.

Mr. Cunningham moved the adoption of the report.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, N. D.,
January 25, 1935.

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

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

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

Also return:

SENATE CONCURRENT RESOLUTION "C"

Which the House has adopted.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Also,

HOUSE RESOLUTION "B"

Requiring All Members of the House of Representatives of the State of North Dakota who are at Present on Retainers by Public Service Corporations Doing Business in the State of North Dakota, to File with the Clerk of the House of Representatives a List of the Corporations They Are Thus Serving.

And find the same correctly engrossed.

VAL P. WOLF,
Chairman.

REPORT OF STANDING COMMITTEES

The Committee on Federal Relations made the following report:

Mr. Speaker: Your Committee on Federal Relations to whom was referred:

HOUSE CONCURRENT RESOLUTION A-3

Concurrent Resolution Relating to Great Lakes-St. Lawrence Waterway.

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

W. S. PLACE,
Chairman.

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

The Committee on Federal Relations made the following report:

Mr. Speaker: Your Committee on Federal Relations to whom was referred:

HOUSE CONCURRENT RESOLUTION No. A-5

Memorializing Congress to Enact Old Age Pension Legislation.

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

W. S. PLACE,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 6. A Bill for an Act Entitled "An Act to Amend and Re-enact Section 4609c2 of the 1925 Supplement of the Compiled Laws of North Dakota, Relating to Public Utilities."

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 21. A Bill for an Act to Prohibit the Governor, the Executive Head, the Manager or any Member or Members of any State Board, Bureau, Commission, Industry, Department or Institution, or any Person Employed Either Directly or Indirectly by the State, from Appointing a Member of the Legislative Assembly to any Civil Office or Other Employment of Whatsoever Nature During the Term for Which Such Legislative Member Shall Have Been Elected, and Prohibiting a Member of the Legislative Assembly from Accepting Such Appointment, Providing Penalty Therefor and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 29. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary of the Grain Storage Commissioner.

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

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

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

O. C. ANDERSON,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

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

At the end of line 2 of the body of the printed bill, strike out the word "exempting" the comma preceding it; and strike out the words "the Governor" at the beginning of line 3. After the word elective in line 2 insert "officer other than the Governor, or for any," and strike out the word "or" in line 2.

In line 6 of the body of the printed bill, strike out the words "per day" and insert in lieu thereof the words "for any one day."

In line 8 of the printed bill, strike out the words "per day" and insert in lieu thereof the words "for any one day."

And when so amended recommend the same do pass.

GEORGE ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 63. A Bill for an Act Prescribing the Oath or Affirmation to Be Taken and Subscribed by All Employees of the State of North Dakota or Any Municipal Subdivision Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEORGE ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Officers and Employees and Compensation Thereof, of the Legislative Assembly, and Declaring an Emergency.

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

GEORGE ALJETS,
Chairman.

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

Mr. Twichell moved the House now be on the Fourteenth Order of Business.

Which motion prevailed.

Mr. Twichell moved the rules of the House be suspended; that Senate Bill No. 58 be put upon second reading and final passage at this time.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Officers and Employees and Compensation Thereof, of the Legislative Assembly, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Odegard
Aljets	Goodlaxon	Oglesby
Anderson, Bowman	Graham	Olson, Hettinger
Anderson, Burke	Hall	Olson, Mountrail
Anderson, Sargent	Halverson	Page
Anfinson	Hanson	Parkinson
Bailey, Eddy	Hewitt	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bilden	Hurd	Sand
Bjerke	Isaak	Saumur
Black	Jensen	Savre
Born	Johnson	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burgum	Langford	Schauss
Burke	Larson	Shockman
Caddell	Lavik	Shurr
Child	Levin	Smith
Clarke	Lohrbauer	Solberg
Cunningham	Marks	Stray
Dahl, Emmons	Moore	Symington
Dahl, Traill	Morgan	Thompson
Dalzell	Morris	Thoreson
Dittmer	McIlraith	Traynor
Downey	McLarty	Treffry
Erickson, McKenzie	Mode	Tuff
Erickson, McLean	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Gessner	Norheim	Mr. Speaker
Gilbertson	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Cosgriff	Frosaker
Blaisdell	Dullea	Twichell

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 25, 1935.

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

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Officers and Employees and Compensation Thereof, of the Legislative Assembly, and Declaring an Emergency.

Which the House has passed unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIFTH ORDER OF BUSINESS

REPORT OF STANDING COMMITTEES

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

SENATE CONCURRENT RESOLUTION No. "A"

Resolution Memorializing the Congress of the United States to Continue Federal Aid to School Districts in Financial Distress.

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

CARL ANFINSON,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

SENATE CONCURRENT RESOLUTION No. "B"

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

CARL ANFINSON,
Chairman.

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

SIXTH ORDER OF BUSINESS

We your committee appointed to investigate charges alleged in communication by Messrs. Flannigan and Bangert, find no authority for the House to act in such matters and move that further action on communication be indefinitely postponed.

REP. SCHAUSS, Chairman,
REP. SYMINGTON,
REP. WILLIAMS.

SEVENTH ORDER OF BUSINESS

Mr. Aljets: Inasmuch as we have with us a veteran of the Spanish-American War, as well as a veteran in Legislative Assemblies, I move that we now extend to the Honorable Dave Hamilton, the courtesies of the floor and a seat beside the Speaker, whenever he wishes to be there during this Session.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Godwin introduced:

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375 of the 1913 Compiled Laws, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

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

Mr. Godwin introduced:

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

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

Messrs. Page and Caddell introduced:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Relating to Additional Duties of the North Dakota Regulatory Department with Reference to Investigations and Inspections for the State Auditor, and Inspections for the Office of Dairy Commissioner and Expenses Incident Thereto.

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

Messrs. Aljets and Keidel introduced:

House Bill No. 81. A Bill for an Act Making an Appro-

priation to Provide for the Payment of a Deficit in Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous of the Office of Dairy Commissioner.

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

Messrs. Bauer and Bettenhausen introduced:

HOUSE CONCURRENT RESOLUTION NO. A-7
FEDERAL FEED SUPPLY

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

Mr. Traynor moved that House Bill No. 32 be re-referred to the Committee on Appropriations.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 25, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Officers and Employees, and Compensation Thereof; of the Legislative Assembly and Declaring an Emergency.

Which the President has signed.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 109; nays, 0; absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Aljets	Godwin	Olson, Hettinger
Anderson, Bowman	Goodlaxon	Olson, Mountrail
Anderson, Burke	Graham	Page
Anderson, Sargent	Hall	Parkinson
Anfinson	Halverson	Peterson, Bottineau
Bailey, Eddy	Hanson	Peterson, Cass

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Hewitt	Place
Bauer	Hill	Randall
Beggs	Holey	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Saumur
Bilden	Hurd	Savre
Bjerke	Isaak	Schantz
Black	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Schauss
Brusseau	Langford	Shockman
Burgum	Larson	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg
Child	Lohrbauer	Stray
Clarke	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Trail	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker	O'Brien	
Gessner	Odegard	

Absent and not voting:

Messrs.	Messrs.
Blaisdell	Dullea
Cosgriff	Kapaun

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

Mr. Gilbertson moved that House Bill No. 41 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Twichell moved the adoption of House Resolution "B."

Which motion prevailed.

Mr. Erickson of McKenzie moved the re-consideration of the vote on House Bill No. 33, which was lost yesterday.

Which motion prevailed.

Mr. Brunsdale moved that House Bill No. 33 be re-referred to the Committee on Appropriations.

Which motion prevailed.

EIGHTH ORDER OF BUSINESS

Mr. Godwin moved the Speaker of the House be permitted to sign Senate Bill No. 58.

Which motion prevailed.

The Speaker signed in the presence of the House:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Officers and Employees and Compensation Thereof, of the Legislative Assembly, and Declaring an Emergency.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 25, 1935.

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

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Officers and Employees and Compensation Thereof, of the Legislative Assembly, and Declaring an Emergency.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 25, 1935.

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

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Also,

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of 1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a Fund for the Extermination of Grasshoppers and for the Disposition of any Unexpended Balance Remaining in Such Fund.

Also,

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or

Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Also,

Senate Bill No. 31. A Bill for an Act to Amend and Re-enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals to the District Court.

Also,

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

Also,

Senate Bill No. 34. A Bill for an Act to Amend and Re-enact Section 7298, Compiled Laws of 1913, Relating to Holidays.

Also,

Senate Bill No. 40. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages, at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

Which the Senate has passed.

Also,

SENATE CONCURRENT RESOLUTION "H"

Requesting Congress of the United States to Enact Legislation to Provide for the Immediate Payment of World War Veterans' Adjusted Compensation Certificates; Cancelling Interest; Refunding Interest Paid.

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 25, 1935.

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

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments Thereof, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also,

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

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

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

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

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

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

Senate Bill No. 31. A Bill for an Act to Amend and Re-

enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals to the District Court.

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

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

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

Senate Bill No. 34. A Bill for an Act to Amend and Re-enact Section 7298, Compiled Laws of 1913, Relating to Holidays.

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

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of 1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a Fund for the Extermination of Grasshoppers and for the Disposition of any Unexpended Balance Remaining in Such Fund.

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

Senate Bill No. 40. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages, at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

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

SENATE CONCURRENT RESOLUTION "H"

Requesting Congress of the United States to Enact Legislation to Provide for the Immediate Payment of World War Veterans' Adjusted Compensation Certificates; Cancelling Interest; Refunding Interest Paid.

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

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

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

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

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

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

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

GENERAL ORDERS

Mr. Wolf moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Wolf to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration:

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3, strike out the figures \$12,700.00 and insert in lieu thereof the figures \$9,300.00.

Strike out all of line 11.

In line 13, strike out the figures \$300.00 and insert in lieu thereof the figures \$200.00.

In line 14, strike out the figures \$250.00 and insert in lieu thereof the figures \$150.00.

In line 15 strike out the figures \$200.00 and insert in lieu thereof the figures \$150.00.

In line 16, strike out the figures \$650.00 and insert in lieu thereof the figures \$400.00.

In line 17, strike out figures \$2,500.00 and insert in lieu thereof the figures \$2,000.00.

In line 19, strike out figures \$12,700.00 and insert in lieu thereof the figures \$9,300.00, and renumber the lines beginning with line 11.

And when so amended recommend the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Brunsdale moved the House adopt the report of the Committee of the Whole.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that nothing of a controversial nature be disposed of until Monday, January 28th.

Which motion prevailed.

Mr. Noben moved all absent members be excused.

Which motion prevailed.

SIXTEENTH ORDER OF BUSINESS

Mr. Aljets requested an extension of time on House Bill 1.

Which was so ordered, there being no objection.

Mr. McLarty moved the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mike Gerving, Glen Ullin, N. D.; J. Hempel, Venturia, N. D.; Adam Jankle, Zeeland, N. D.; J. McNamee, Hillsboro, N. D.; D. McNamee, Hillsboro, N. D.; Mrs. D. McNamee, Hillsboro, N. D.; Karl Erickson, New Rockford, N. D.

NINETEENTH DAY

House of Representatives,
Bismarck, North Dakota,
January 26, 1935.

The House convened at 2:00 P. M., pursuant to adjournment.

Prayer by Rev. H. E. Berglund, of Bismarck.

Roll call: All members were present except Representatives Caddell, Child, Cosgriff, Dittmer, Dullea, Fitzgerald, Graham, Jensen, Johnson, Kapaun, Keidel, Kubischta, Peterson of Cass, Schantz, Scholl and Wendland.

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

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

On page 2, line 11, strike out second word "a."

On page 11, line 28, strike out word "moves" and insert in lieu thereof the word "moved."

On page 17, line 24, strike out word "requests" and insert in lieu thereof word "requested."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

H. F. Lybeck, Pettibone, N. D., and others.

Harry Johnson, Pettibone, N. D., and others.

P. A. Peterson, Reeder, N. D., and others.

Communications were received by the House from:

M. H. Mortenson, Courtenay, N. D., and others.
 Albert Shrock, Rock Lake, N. D., and others.
 J. A. Schmidt, Richardton, N. D.
 James E. Loney, Fargo, N. D.
 F. B. Hallaway, Rock Lake, N. D., and others.
 Mrs. C. M. Stanley, Hazen, N. D., and others.
 George Hirsch, Bowman, N. D., and others.
 C. R. Skow, Mercer, N. D., and others.
 Ruben Krueger, Mercer, N. D., and others.
 Hans Skranton, Sharon, N. D., and others.
 Wm. L. Larsen, Agate, N. D., and others.
 Fred Markwardt, Bisbee, N. D., and others.
 Sophie Peterson, Bisbee, N. D., and others.
 Christ Werre, Tappen, N. D., and others.
 Fred Kvalen, and others.
 Ole Gunderson, Corinth, N. D., and others.
 Clifford J. Stromsodt, Aneta, N. D., and others.
 Andrew Jensen, Slope County, N. D., and others.

MESSAGE TO THE SENATE

House of Representatives,
 Bismarck, North Dakota,
 January 26, 1935.

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

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

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

Very respectfully,

WALTER S. MARTIN,
 Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bill:

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

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

In line 3 of the printed bill, strike out the figures "\$50,-600.00" and insert in lieu thereof the figures "\$41,110.00."

Strike out all of line 13.

In line 15, strike out the word "Three" and insert in lieu thereof the word "Two"; and in the same line strike out the figures "\$6,480.00" and insert in lieu thereof "\$4,320.00."

In line 17, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00."

In line 19, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

In line 20, strike out the figures "\$4,000.00 and insert in lieu thereof the figures "\$3,000.00."

In line 22, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$3,750.00."

Strike out all of line 23; and in line 27, strike out "\$50,-600.00" and insert in lieu thereof the figures "\$41,110.00"; starting with line 13, renumber all of the lines.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

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

In line 3 of the engrossed bill, strike out the figures "\$20,000.00" and insert in lieu thereof the figures "\$25,000.00."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 8. A Bill For an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof."

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

C. H. MORGAN,
Chairman.

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

The Committee on Education made the following report:

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

House Bill No. 50. A Bill for an Act Fixing the Qualifications of All School and Township Officers; Penalty for Violation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GUS. A. SCHAUSS,
Chairman.

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

FIRST READING OF HOUSE BILLS

Messrs. Morgan and Williams introduced:

HOUSE RESOLUTION "F"

Bank of the United States

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

Mr. Dahl of Emmons introduced:

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 4219 of the 1913 Compiled Laws of North Dakota Relating to Compensation of Township Assessors.

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

Mr. Thomas J. Burke introduced:

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

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

Mr. Thomas J. Burke introduced:

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

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

Messrs. Sand and Lavik introduced:

House Bill No. 85. A Bill for an Act Fixing the Salary of Dairy Commissioner, and Fixing the Salaries of Assistant Dairy Commissioners.

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

Mr. Sand introduced:

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

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

Messrs. Morgan and Moore introduced:

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian.

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

SECOND READING OF HOUSE BILLS

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard
Aljets	Gessner	Oglesby
Anderson, Bowman	Gilbertson	Olson, Hettinger
Anderson, Burke	Godwin	Olson, Mountrail
Anderson, Sargent	Goodlaxon	Page

Messrs.	Messrs.	Messrs.
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Place
Bauer	Hill	Randall
Beggs	Holey	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Saumur
Bilden	Hurd	Savre
Bjerke	Isaak	Schnell
Black	Langford	Seibel
Blaisdell	Larson	Schauss
Born	Lavik	Shockman
Borstad	Levin	Shurr
Brunsdale	Lohrbauer	Smith
Brusseau	Marks	Solberg
Burgum	Moore	Stray
Burke	Morgan	Symington
Clarke	Morris	Thompson
Cunningham	McIlraith	Thoreson
Dahl, Emmons	McLarty	Traynor
Dahl, Traill	Mode	Treffry
Dalzell	Muus	Tuff
Downey	Myers	Twichell
Erickson, McKenzie	Niewoehner	Urschel
Erickson, McLean	Noben	Williams
Fedje	Norheim	Wolf
Fjeld	O'Brien	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Graham	Kubischta
Child	Hewitt	Peterson, Cass
Cosgriff	Jensen	Schantz
Dittmer	Johnson	Scholl
Dullea	Kapaun	Wendland
Fitzgerald	Keidel	

So the bill passed and the title was agreed to.

Mr. Godwin moved to defer action on House Bill No. 29 until Wednesday.

Which motion prevailed.

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

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, 59; nays, 35; absent and not voting 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	O'Brien
Anderson, Sargent	Gessner	Page
Anfinson	Gilbertson	Parkinson
Bailey, Eddy	Godwin	Peterson, Bottineau
Beggs	Hall	Peterson, Cass
Black	Halverson	Sand
Blaisdell	Hanson	Saumur
Born	Holey	Schnell
Borstad	Holthusen	Schauss
Brunsdale	Holte	Shurr
Burgum	Hurd	Smith
Burke	Larson	Solberg
Clarke	Lavik	Symington
Cunningham	Levin	Thompson
Dahl, Emmons	Lohrbauer	Traynor
Dalzell	Morris	Treffry
Downey	McLarty	Twichell
Erickson, McKenzie	Muus	Urschel
Fedje	Myers	Mr. Speaker
Fjeld	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Hill	Olson, Mountrail
Anderson, Bowman	Isaak	Place
Anderson, Burke	Langford	Randall
Bailey, Dunn	Marks	Savre
Bettenhausen	Morgan	Seibel
Biberdorf	McIlraith	Shockman
Bilden	Mode	Stray
Bjerke	Niewoehner	Thoreson
Brusseau	Norheim	Tuff
Dahl, Traill	Odegard	Williams
Erickson, McLean	Oglesby	Wolf
Goodlaxon	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Graham	Kubischta
Caddell	Hewitt	Moore
Child	Jensen	Ritter
Cosgriff	Johnson	Schantz
Dittmer	Kapaun	Scholl
Dullea	Keidel	Wendland
Fitzgerald		

Mr. Place voted "No" for the purpose of reconsideration.

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that House Concurrent Resolution "A-3," be adopted.

Which motion prevailed.

Mr. Hewitt moved that House Concurrent Resolution "A-5" be adopted.

Which motion prevailed.

Mr. Smith moved the adoption of Senate Concurrent Resolution No. "A."

Which motion prevailed.

Mr. Twichell asked the unanimous consent of the House to amend the title of Senate Concurrent Resolution No. "B."

Without objection Mr. Twichell moved to amend the title of Senate Concurrent Resolution No. "B," by striking from the title of the resolution the word "Concurrent," and inserting in lieu thereof the word "Joint."

Which motion prevailed.

Mr. Twichell moved Senate Joint Resolution No. B," be adopted as amended.

Which motion prevailed.

GENERAL ORDERS

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

The Speaker called Mr. Symington to the chair.

When the committee arose it submitted the following report:

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

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

At the end of line 2 of the body of the printed bill, strike out the word "exempting" the comma preceding it; and strike out the words "the Governor" at the beginning of line 3. After the word elective in line 2 insert "officer other than the Governor, or for any," and strike out the word "or" in line 2.

In line 6 of the body of the printed bill, strike out the words "per day" and insert in lieu thereof the words "for any one day."

In line 8 of the printed bill, strike out the words "per day" and insert in lieu thereof the words "for any one day."

And when so amended recommend the same do pass.

EARL D. SYMINGTON,
Chairman.

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

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Noben moved that all absent members be excused.

Which motion prevailed.

Mr. Hanson moved that the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mrs. H. C. Williams, Lidgerwood, N. D.; Mr. N. F. Schneider, Bismarck, N. D.; D. C. Wood, Jamestown, N. D.; G. D. Saunders, Mandan, N. D.; Ida Walford, Jamestown, N. D.; Marvin Gilbertson, Jamestown, N. D.; Herb Dalzell, Walhalla, N. D.

TWENTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
January 28, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, of Carrington.

Roll call: All members were present except Representatives Johnson, Seibel and Twichell.

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

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

On page one, line 4, correct spelling of word "Nineteenth."

On page 1, in line 13, correct spelling of name "Kubischta."

On pages 2 and 3, strike out all of "Message From the Senate," and insert same in Journal of January 25, on page 10, after line 16.

On page 3, line 20, correct spelling of "find."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Dr. J. H. Miller, of Bismarck, N. D., and others.

Mrs. J. B. Landsberger, Hazelton, N. D., and others.

Joe Bofamy, Wahpeton, N. D.

Ole Medalen, Wildrose, N. D., and others.

Mr. Godwin moved that a communication he had received from the Williston Savings and Loan Association be referred to the Committee on Taxes and Tax Laws.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 28, 1935.

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

SENATE CONCURRENT RESOLUTION "A"

Which the House has adopted.

Also,

SENATE JOINT RESOLUTION "B"

Which the House has amended.

Also transmit:

HOUSE CONCURRENT RESOLUTION A-3

Also,

HOUSE CONCURRENT RESOLUTION A-5

Which the House has adopted.

Also,

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Also:

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

In line 3 of the engrossed bill strike out the figures "\$1500.00" and insert in lieu thereof the figures "\$1000.00."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 36. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

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

The Committee on Corporations other than Municipal made the following report:

Mr. Speaker: Your Committee on Corporations other than Municipal to whom was referred:

House Bill No. 47. A Bill for an Act Requiring All Public Service Corporations Doing Business in the State of North Dakota to Publish Annually a True and Complete List of All of its Agents, Employees, Attorneys, and Officers Employed and Engaged in Carrying on the Business of Said Corporation in the State of North Dakota, or Whose Salary, Bonus or Commission Shall Be Paid, in Whole or in Part, Out of the North Dakota Earnings of the Corporation, Together with a List of Salaries, Wages, Bonus' and Commissions Paid to Each.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. F. ANDERSON,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 66. A Bill for an Act to Abolish the Offices of Township Constable and County Constable and Provide for the Appointment of One or More Deputy Sheriffs in Each Village, Town and City, and at Other Necessary Places in Such County, and for Other Purposes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 68. A Bill Relating to the Bonds to be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84 Laws of 1933.

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

GEO. ALJETS,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 73. A Bill for an Act Defining and Regulating the Practice of Naturopathy in the State of North Dakota, Creating a Board of Naturopathic Examiners to Examine and License Persons to Practice Naturopathy, Providing for the Enforcement of the Provisions of This Act and Prescribing penalties for the Violation of the Provisions of this Act.

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

In line 13, page 4 of the printed bill, strike out the words "of Naturopathy."

On page 4, line 6 of the printed bill insert after the word act: "shall prevent any person from filing a new application at any time."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

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

SELECT COMMITTEE REPORT

Your Committee on Employment wish to substitute the name of C. E. Erickson of Crosby in place of W. C. Mills, Bismarck, for Bill Clerk and Messenger.

ROLL CALL

The question being on the election of C. E. Erickson of Crosby, as Bill Clerk and Messenger substituted for the name of W. C. Mills, of Bismarck, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	O'Brien

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Bilden	Holthusen	Ritter
Bjerke	Holte	Sand
Black	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Smith
Child	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McIlraith	Tuff
Dittmer	McLarty	Twichell
Downey	Mode	Urschel
Dullea	Muus	Wendland
Erickson, McKenzie	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.
Erickson, McLean	Seibel
Johnson	Treffry

So C. E. Erickson of Crosby was elected Bill Clerk and Messenger.

EIGHTH ORDER OF BUSINESS

The Speaker administered the oath of office to Mr. C. E. Erickson, Crosby, N. D., as Bill Clerk and Messenger.

FIRST READING OF HOUSE BILLS

Messrs. Morgan and Moore introduced:

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 1747 of the 1913 Compiled Laws of the State of North Dakota, Being an Act Providing for the Location of a State Hospital for Commitment of the Insane Thereto and the Name Thereof.

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

Mr. Isaak introduced:

House Bill No. 89. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes from Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of Counties.

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

Mr. Holey introduced:

House Bill No. 90. A Bill for an Act Prohibiting Establishment of Road-Houses Within One Thousand Feet of Highway and Requiring Present Road-Houses to Cease Operation After One Year; Penalty.

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

Mr. Peterson of Bottineau introduced:

House Bill No. 91. A Bill for an Act to Repeal Sections 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, and 2578 of the 1913 Compiled Laws of the State of North Dakota and 2572, 2572a, 2573 and 2573a, and Amending Section 2579 of the 1913 Compiled Laws of the State of North Dakota Relating to the Care of Indigent Insane Persons.

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

Committee on Education introduced:

House Bill No. 92. A Bill for an Act to Repeal and to Re-enact Section 1176 of the Compiled Laws of the State of North Dakota for the Year 1913, as Follows:

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

Messrs Seibel and Caddell introduced:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

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

Messrs. Morgan and Moore introduced:

House Bill No. 94. A Bill for an Act Providing for the Method of Discharge of Patients from the State Insane Asylum When Cured, and Acts Necessary in Connection Therewith.

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

Mr. Niewoehner introduced:

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

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

Mr. Holte introduced:

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

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

Committee on Education introduced:

JOINT RESOLUTION "B-2"

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

Mr. Twichell asked for unanimous consent of the House to amend House Bill No. 45 at this time.

Which request was granted.

Mr. Twichell moved that House Bill No. 45 be amended in line 5 of the body of the bill, by striking out the word "the" preceding the word "sum" and the word "any" be inserted in lieu thereof.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended, that House Bill No. 45 be considered properly re-engrossed and be placed on second reading and final passage at this time.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 111; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Place
Biberdorf	Hill	Randall
Bilden	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Holte	Saumur
Blaisdell	Hurd	Savre
Born	Isaak	Schantz
Borstad	Jensen	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker

Absent and not voting:

Messrs.
Johnson
Seibel

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

NINTH ORDER OF BUSINESS

Mr. Godwin moved that the rules be suspended, and Joint

Resolution "B-2" be considered properly engrossed and adopted at this time.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that Joint Resolution "B-2" be printed in the Journal, and not as a bill.

Which motion prevailed.

JOINT RESOLUTION B-2

Introduced by the House Committee on Education

WHEREAS, A serious crisis is impending in the financial condition of the public schools in the drought stricken areas of the State of North Dakota, and

WHEREAS, Unless immediate financial assistance is forthcoming, at least 1500 schools will be obliged to close in this area.

THEREFORE, Be It Resolved, that the House of Representatives hereby authorizes the Chairman of the Committee on Education to appoint a sub-committee to act jointly with a like committee from the Senate in presenting the seriousness of these needs to the Federal Emergency Relief Administration.

Be It Further Resolved, that this Committee be authorized to collaborate with the Department of Public Instruction in securing the necessary statistical information bearing upon this crisis.

SEVENTH ORDER OF BUSINESS

Mr. Savre moved House Bill 73 be re-referred to the Committee on Judiciary.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 8. A Bill For an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof."

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 108; nays, 2; absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Noben
Aljets	Frosaker	Norheim

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gessner	O'Brien
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Hall	Page
Bauer	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Place
Biberdorf	Hill	Randall
Bilden	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Holte	Saumur
Blaisdell	Hurd	Savre
Born	Isaak	Schantz
Borstad	Jensen	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Mr. Speaker

Those voting in the negative were:

Messrs.
Dahl, Emmons
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Johnson	Parkinson	Seibel

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 28, 1935.

Mr. Speaker I have the honor to return herewith:

HOUSE CONCURRENT RESOLUTION A-1

Which the Senate has adopted unchanged.

Also transmit herewith:

SENATE CONCURRENT RESOLUTION "K"

Which the Senate has adopted.

And your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

Senate Concurrent Resolution "K", "Purchase of Chairs" was read the first time and referred to the Committee on Appropriations.

GENERAL ORDERS

Mr. McLarty moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. McLarty to the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The committee of the whole have had under consideration:

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the figures "\$50,600.00" and insert in lieu thereof the figures "\$41,110.00."

Strike out all of line 13.

In line 15, strike out the word "Three" and insert in lieu thereof the word "Two"; and in the same line strike out the figures "\$6,480.00" and insert in lieu thereof \$4,320.00."

In line 17, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00."

In line 19, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

In line 20, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,000.00."

In line 22, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$3,750.00."

Strike out all of line 23; and in line 27, strike out "\$50,-

600.00" and insert in lieu thereof the figures "\$41,110.00"; starting with line 13, renumber all of the lines.

And when so amended recommend the same do pass.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$20,000.00" and insert in lieu thereof the figures "\$25,000.00."

And when so amended recommend the same do pass.

A. J. McLARTY,
Chairman.

Mr. Brunsdale moved the report of the Committee of the Whole be adopted..

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Smith moved that all absent members be excused.

Which motion prevailed.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Henry Williams, Jamestown, N. D.; William Westergaard, Williston, N. D.; Eddie Krause, Fargo, N. D.; Mr. and Mrs. William Hermes, Glen Ullin, N. D.; Henry Commes, Richardton, N. D.; Mr. and Mrs. Roy Gress, Gladstone, N. D.

TWENTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
January 29, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, of Carrington.

Roll call: All members were present except Representatives Borstad, Cosgriff, Fedje, Sand and Traynor.

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

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

On page 2, line 4, from bottom of page, strike out word "consideration."

On page 9, line 4 from bottom of page, insert word "the" before word "title."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

W. M. Smart, of Minot, N. D., and others.

Henry J. Olson, Cooperstown, N. D.

C. O. Rank, Harvey, N. D., and others.

H. C. Holm, Fargo, N. D., and others.

Arthur C. Langseth, Brantford, N. D.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 29, 1935.

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

House Bill No. 8. A Bill for an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropraxy, to Create a State Board of Chiropraxy, to Provide for the Examination and Licensing of Chiropraxists and Providing Penalties for the Violation Thereof."

Also,

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

And find the same correctly engrossed.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

And find the same correctly re-engrossed.

Also, the following resolution:

HOUSE CONCURRENT RESOLUTION No. A-1

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Tax and Tax Laws made the following report:

Mr. Speaker: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 2. A Bill for an Act to Amend Section Four of Chapter 257 of the Session Laws of the State of North Dakota for the Year 1933. Relating to Redemption of Real Estate Sold or Forfeited to County for Taxes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures for Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There is Not a Sufficient Unexpended Balance in any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor.

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

GEORGE ALJETS,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 53. A Bill for an Act Authorizing Cities

and Incorporated Villages to Charge Public Service Corporations a Reasonable Compensation for the Use of Its Streets and Alleys.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. C. ODEGARD,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375 of the 1913 Compiled Laws, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

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

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

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

GEO. ALJETS,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 65. A Bill for an Act to Abolish the Office of Township Justice of the Peace and for Appointment of County Justices of the Peace by the Judge of the District Court in Each County, and for Other Purposes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required.

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

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 52. A Bill for an Act Fixing the Qualifications of All School and Township Officers; Penalty for Violation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 73. A Bill for an Act Defining and Regulating the Practice of Naturopathy in the State of North Dakota, Creating a Board of Naturopathic Examiners to Examine and License Persons to Practice Naturopathy, Providing for the Enforcement of the Provisions of This Act and Prescribing penalties for the Violation of the Provisions of this Act.

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

On page 4, line 13 of the printed bill, strike out the words "of Naturopathy."

On page 4, line 6 of the printed bill insert after the word act: "Shall prevent any person from filing a new application at any time."

And when so amended, recommend the same do pass.

EDW. SAVRE,
Chairman.

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

The Committee on Election and Election Privileges made the following report:

Mr. Speaker: Your Committee on Election and Election Privileges to whom was referred:

HOUSE CONCURRENT RESOLUTION A-4

A Concurrent Resolution Provided for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota, as Amended by Article 41 of the Amendments Thereof, and as Amended by Chapter 84 of the 1933 Laws of the State of North Dakota, Relating to County Officers.

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

In line 1 of the title, strike out the word "provided" and substitute the word "providing".

In line 4 of the title, insert the word "session" after the numeral 1933 and before the word laws.

In line 4 of the resolution, insert the word "session" between the numeral 1933 and the word laws.

In line 4 of Section 1, insert the word "session" after the numeral 1933 and before the word laws.

In line 18, strike out the word "officers" and substitute therefor the word "offices."

And when so amended recommend the same do pass.

PETERSON, Bottineau,
Chairman.

Mr. Peterson of Bottineau, moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Federal Relations made the following report:

Mr. Speaker: Your Committee on Federal Relations to whom was referred:

HOUSE CONCURRENT RESOLUTION NO. A-6

Memorializing Congress to Enact the Necessary Legislation to Insure Selection of Unbiased Federal Jurors.

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

W. S. PLACE,
Chairman.

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

The Committee on Federal Relations made the following report:

Mr. Speaker: Your Committee on Federal Relations to whom was referred:

HOUSE CONCURRENT RESOLUTION A-7
FEDERAL FEED SUPPLY

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

W. S. PLACE,
Chairman.

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

Mr. Traynor moved that House Concurrent Resolution No. "A-7" be adopted.

Which motion prevailed.

The Committee on State Affairs made the following report:

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

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

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

GEO. ALJETS,
Chairman.

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

The Committee on Judiciary made the following report:

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

Senate Bill No. 31. A Bill for an Act to Amend and Re-enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals to the District Court.

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

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

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

EDW. SAVRE,
Chairman.

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

Mr. Smith moved that the House return to the Fifth Order of Business.

There being no objection the motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

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

SENATE CONCURRENT RESOLUTION "H"

Requesting Congress of the United States to Enact Legislation to Provide for the Immediate Payment of World War Veterans' Adjusted Compensation Certificates; Cancelling Interest; Refunding Interest Paid.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

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

Mr. Anfinson moved that an extension of time be granted on House Bill No. 49.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Messrs. Aljets and Gilbertson introduced:

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

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

Messrs. Aljets and Gilbertson introduced:

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 201 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 147, Laws of North Dakota for the Year 1931, Relating to the Creation of a Fire Marshal Department.

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

Messrs. Cunningham and Cosgriff introduced:

House Bill No. 99. A Bill for an Act to Amend and Re-enact Section 3839, of the 1913 Compiled Laws of North Dakota.

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

Mr. Noben introduced:

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

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

Messrs. McIlraith and Dittmer introduced:

House Bill No. 101. A Bill for an Act Providing for the Adjustment and Payments of Delinquent Taxes, and Declaring an Emergency.

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

Mr. Bjerke introduced:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3259 of the 1913 Compiled Laws of the State of North Dakota.

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

Mr. Bjerke introduced:

House Bill No. 103. A Bill for an Act to Prohibit State, Municipal, County and School Officers from Attending Conventions at the Expense of the County or State.

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

Messrs. Page and Dalzell introduced:

House Bill No. 104. A Bill for an Act Repealing Chapter 138 of the Session Laws of North Dakota for the Year 1929.

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

SECOND READING OF HOUSE BILLS

House Bill No. 68. A Bill Relating to the Bonds to be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84 Laws of 1933.

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, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Odegard
Aljets	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Hettinger
Anderson, Burke	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Smith
Child	Levin	Solberg
Clarke	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson

Messrs.	Messrs.	Messrs.
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson,McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	Mr. Speaker
Gessner	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Cosgriff	Fedje

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

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Odegard
Aljets	Godwin	Oglesby
Anderson,Bowman	Goodlaxon	Olson, Hettinger
Anderson, Burke	Graham	Olson, Mountrail
Anderson, Sargent	Hall	Page
Anfinson	Halverson	Parkinson
Bailey, Eddy	Hanson	Peterson,Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Hill	Place
Beggs	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Holte	Sand
Bilden	Hurd	Saumur
Bjerke	Isaak	Savre
Black	Jensen	Schantz
Blaisdell	Johnson	Schnell
Born	Kapaun	Scholl
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Schauss
Brusseau	Langford	Shockman
Burgum	Larson	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg
Clarke	Lohrbauer	Stray
Cunningham	Marks	Symington

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	Mr. Speaker
Gessner	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Cosgriff	Fedje

So the bill passed and the title was agreed to.

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 95; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Noben
Aljets	Gilbertson	Norheim
Anderson, Burke	Godwin	O'Brien
Anderson, Sargent	Graham	Odegard
Anfinson	Hall	Oglesby
Bailey, Eddy	Halverson	Page
Bailey, Dunn	Hanson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Bettenhausen	Hill	Peterson, Cass
Biberdorf	Holey	Place
Bilden	Holthusen	Ritter
Bjerke	Holte	Sand
Black	Hurd	Saumur
Blaisdell	Johnson	Savre
Born	Kapaun	Schnell
Borstad	Keidel	Scholl
Brunsdale	Kubischta	Schauss
Brusseau	Langford	Shockman
Burgum	Larson	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg
Clarke	Lohrbauer	Symington

Messrs.	Messrs.	Messrs.
Cunningham	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Twichell
Dullea	McLarty	Urschel
Erickson,McKenzie	Mode	Wendland
Fjeld	Muus	Wolf
Fitzgerald	Myers	Mr. Speaker
Frosaker	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Isaak	Schantz
Bauer	Jensen	Seibel
Child	Olson, Hettinger	Stray
Downey	Olson, Mountrail	Tuff
Erickson, McLean	Randall	Williams
Goodlaxon		

Absent and not voting:

Messrs.
Cosgriff
Fedje

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 29, 1935.

Mr. Speaker: I have the honor to transmit the following:

SENATE JOINT RESOLUTION "C"

Which the Senate has adopted.

Also,

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

Also,

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding Court Outside the County in Which the Judges Reside and While Serving on the Supreme Bench, and Declaring an Emergency.

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 29, 1935.

Mr. Speaker: I have the honor to transmit herewith

SENATE CONCURRENT RESOLUTION "A"

And,

SENATE CONCURRENT RESOLUTION "C"

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

Very respectfully,

F. E. TUNELL,
Secretary.

SENATE JOINT RESOLUTION "C"

Was read the first time.

Mr. Brunsdale moved the adoption of Senate Joint Resolution "C."

Which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

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

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding Court Outside the County in Which the Judges Reside and While Serving on the Supreme Bench, and Declaring an Emergency.

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

GENERAL ORDERS

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

The Speaker called Mr. Hill to the chair.

When the committee arose it submitted the following report:

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

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the engrossed bill, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

Mr. Burgum moved that the report of the Committee of the Whole be adopted.

Which motion prevailed.

FIFTH ORDER OF BUSINESS

HOUSE CONCURRENT RESOLUTION A-9

Introduced By House State Affairs Committee

A Concurrent Resolution Providing and Designating House And Senate Employees, and Naming and Fixing Their Salaries:

NOW THEREFORE, BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE 24TH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA THE SENATE CONCURRING:

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

FOR THE SENATE:

Secretary, F. E. Tunell	\$ 8.00
Sergeant at Arms, Arend Hoffman.....	5.00
Assistant Sergeant at Arms, Joe Volk, Jr.....	4.50
First Assistant Secretary, H. R. Morgan	6.50
Second Assistant Secretary, W. J. Church	6.50
Desk Reporter, Marie A. Minnis	8.00
Bill Clerk, J. C. Goll	5.00
Postmaster, P. A. Peterson	4.50
Chief Stenographer, Margaret O. Sheehan	5.00
Stenographer, Betty Boyle	5.00
Stenographer, Bea Haugen	5.00
Stenographer, Josephine Selvig	5.00
Stenographer and Com. Clerk, Josephine Efteland....	5.00

Stenographer and Com. Clerk, Kathryn A. Pagenkopf	5.00
Clerk, Clarice Thorson	5.00
Committee Clerk, Wm. Hagen	4.50
Committee Clerk, A. L. Fatland	4.50
Committee Clerk, Emil Strand	4.50
Committee Clerk, Nels Johnson	4.50
Committee Clerk, Wm. Kane	4.50
Committee Clerk, Phillip Heiling	4.50
Chief Mailing Clerk, J. M. Anderson	4.50
First Assistant Mailing Clerk, S. I. Cofell	4.50
Second Assistant Mailing Clerk, C. Ebel	4.50
Chief Enrolling and Engrossing Clerk, Hope Snyder	5.00
Assistant Enrolling and Engrossing Clerk, Edna Walsh	5.00
Bill Room Clerk, I. J. Leer	4.50
Page, Roswell Kamrath	4.50
Page, Geo. DeFoe	4.50
Page, L. Nappen	4.50
Doorkeeper, Henry Zimmerman	4.50
Doorkeeper, T. O. Thompson	4.50
Doorkeeper, Chas Severin	4.50
Doorkeeper, Max Netzbandt	4.50
Governor's Messenger, Jake Forester	4.50
Telephone Messenger, W. H. Rickbeil	4.50
Special Messenger, Chester Hamilton	4.50
Messenger, Henry Jacobson	4.50
Proof Reader, R. T. Wood	5.00
Assistant Proof Reader, H. W. Anderberg	5.00
Senate Chamber Custodian, C. A. Patterson	4.50
Assistant Senate Custodian, Arnold Glimm	4.50
Assistant Senate Custodian, Ole O. Sundby	4.50
Cloak Room Attendant, H. H. McCumber	4.50
Chaplains	3.00

FOR THE HOUSE:

Chief Clerk, Walter S. Martin	\$ 8.00
First Assistant Chief Clerk, Minnie D. Craig	6.50
Second Assistant Chief Clerk, Rex Stair	6.50
Desk Reporter, James Bothne	8.00
Sergeant-at-Arms, A. M. Peterson	5.00
Chief Stenographer, Helen Ulsrud	5.00
Stenographer, Evelyn Dada	5.00
Stenographer, Mabel Engeseth	5.00
Stenographer, Marna Cushman	5.00
Stenographer, Clara Kane	5.00
Stenographer, Beatrice Field	5.00
Chief Enrolling and Engrossing Clerk, Lyle George	5.00
Assistant Chief Engrossing and Enrolling Clerk, F. E. Karges	5.00
Bill Clerk, Hans Solheim	5.00
Clerk, State Affairs, E. K. Shaeffer	4.50
Clerk, Com. on Appropriations, Herman Butt	4.50
Clerk, Judiciary Committee, Evelyn Olson	4.50
Clerk, Com. Taxes and Tax Laws, H. D. Crockett	4.50
Chief Mailing Clerk, Frank Wald	4.50
First Assistant Mailing Clerk, Lloyd Engh	4.50
Second Assistant Mailing Clerk, Sam Labrenz	4.50
Voucher Clerk and Assistant Mailing Clerk, I. Anderson	4.50
Postmaster, Joe LePire	4.50

Assistant Postmaster, J. A. Engen	4.50
Bill Room Clerk, Anton S. Kraft	4.50
Bill Messenger and Clerk, W. C. Mills	4.50
Committee Room Attendant and Messenger, John Bergheim	4.50
Com. Room Attendant and Messenger, J. F. Link	4.50
Assistant Sergeant at Arms and Doorkeeper, C. O. Carlson	4.50
Doorkeeper, Main Floor, Ed Martell	4.50
Doorkeeper, Main Floor, Otto Bruns	4.50
Doorkeeper, Gallery, Mike Tousaind	4.50
Doorkeeper, Gallery, Hjelmer Solwick	4.50
Cloak Room Attendant, Chas. Roth	4.50
Telephone Messenger, Elizabeth Grace	4.50
Page and Messenger, G. W. McCutchen	4.50
Page and Messenger, George Schuch	4.50
Page and Messenger, Harold Gaulke	4.50
Page and Messenger, J. Schoonover	4.50
Page and Messenger, Roland Broschat	4.50
Page and Messenger, M. G. Frank	4.50
Page and Messenger, Kenneth Morgan	4.50
Proof Reader, H. R. Long	5.00
Assistant Proof Reader, I. Sanford	5.00
Chaplain, Rev. N. E. McCoy	3.00
Special Messenger to Governor, H. G. Kapfer	4.50
Janitor, Martin Lund	4.50
Janitor, Lars Soiseth	4.50
Janitor, A. H. Oksendahl	4.50
Janitor, Jacob Bender	4.50
Janitor, Joe Vlassoff	4.50
Janitor, Mose Wilkie	4.50
Janitor, H. E. Dyste	4.50
Night Watchman, S. N. Jensen	4.50
Attendant, August Krenz	4.50
Attendant, Oscar Nelson	4.50
Attendant, Ladies' Cloak Room, Inga Jenson	4.50

Was read for the first time.

Mr. Twichell moved that House Concurrent Resolution "A-9" be received and printed in the Journal of the House and not printed as a bill.

Which motion prevailed.

HOUSE RESOLUTION "G"

Introduced by State Affairs Committee

A Resolution to Appoint and Designate the Official Photographer for the House of Representatives of the Twenty-fourth Legislative Assembly of the State of North Dakota, and to Provide for the Making of a Group Picture of the Members of Such Body for Hanging in the Capitol; and for Payment Thereof.

WHEREAS, For historical purposes it has been the custom of all North Dakota Legislative Assemblies to have group

pictures made of all members of such assembly for hanging in the capitol, and,

WHEREAS, The Slorby Studio of Bismarck, North Dakota, offers to make a group picture of the North Dakota House of Representatives of the Twenty-fourth Legislative Assembly of the same size and similarly framed as such pictures of previous Houses, and to hang such picture framed, in the House Chambers at a total cost of One Hundred (\$100.00) Dollars; such amount to be paid as legislative expense.

NOW, THEREFORE, BE IT RESOLVED: That the Slorby Studio of Bismarck, North Dakota, be, and is hereby appointed official photographer for the North Dakota House of Representatives of the Twenty-fourth Legislative Assembly to make such group picture; and the same to be paid for as legislative expense; and to take official photographs on the floor of such House;

BE IT FURTHER RESOLVED, That the Slorby Studio of Bismarck, North Dakota, be and is hereby awarded the making of such group photograph and is given the sole privilege of photographing members of the House of Representatives on the floor of the House Chambers during this session; that the Slorby Studio be authorized to furnish to such members copies of such group photograph, 11x14 inches in size, at an expense to such members of \$1.00 each.

Was read for the first time.

Mr. Twichell moved that House Resolution "G" be printed in the Journal.

Which motion prevailed.

Mr. Twichell moved that House Resolution "G" be adopted at this time.

Which motion prevailed.

HOUSE RESOLUTION "G"

A Resolution to Appoint and Designate the Official Photographer for the House of Representatives of the Twenty-fourth Legislative Assembly of the State of North Dakota, and to Provide for the Making of a Group Picture of the Members of Such Body for Hanging in the Capitol; and for Payment Thereof.

ROLL CALL

The question being on the adoption of House Resolution "G," the roll was called and there were ayes, 102; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	O'Brien
Aljets	Graham	Odegard

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hall	Oglesby
Anderson, Burke	Halverson	Olson, Hettinger
Anderson, Sargent	Hanson	Olson, Mountrail
Anfinson	Hewitt	Page
Bailey, Eddy	Hill	Parkinson
Bailey, Dunn	Holey	Peterson, Bottineau
Bauer	Holthusen	Peterson, Cass
Beggs	Holte	Place
Bettenhausen	Hurd	Randall
Biberdorf	Isaak	Ritter
Black	Jensen	Sand
Blaisdell	Johnson	Saumur
Born	Kapaun	Savre
Brunsdale	Keidel	Schnell
Brusseau	Kubischta	Scholl
Burgum	Langford	Seibel
Caddell	Larson	Schauss
Child	Lavik	Shockman
Clarke	Levin	Shurr
Cunningham	Lohrbauer	Smith
Dahl, Emmons	Marks	Solberg
Dahl, Traill	Moore	Stray
Dalzell	Morgan	Symington
Dittmer	Morris	Thompson
Downey	McIlraith	Thoreson
Dullea	McLarty	Traynor
Erickson, McKenzie	Mode	Treffry
Erickson, McLean	Muus	Tuff
Fjeld	Myers	Twichell
Fitzgerald	Niewoehner	Urschel
Frosaker	Noben	Wendland
Gessner	Norheim	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Gilbertson	Wolf
Borstad	Schantz	Mr. Speaker
Burke		

Absent and not voting:

Messrs.	Messrs.
Bilden	Fedje
Cosgriff	Godwin

So the resolution was passed.

SEVENTH ORDER OF BUSINESS

Mr. Hall moved that all absent members be excused.

Which motion prevailed.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mrs. Stoltz, Gladstone, N. D.; Mr. Stoltz, Gladstone, N. D.; A. L. Maxwell, Washburn, N. D.; Einar Tweet, Crosby, N. D.; H. L. Sackett, Regent, N. D.; Mrs. W. J. Godwin, Mandan, N. D.; Sarah Love Eahart, Granville, N. D.; N. G. Isaak, Kulm, N. D.; Mrs. C. P. Ritter, Burnstad, N. D.; F. D. Ritter, Burnstad, N. D.; Mrs. F. D. Ritter, Burnstad, N. D.; Mrs. Jacob Frank, Burnstad, N. D.; Jacob Frank, Burnstad, N. D.; R. M. Poindexter, Jamestown, N. D.; Emil Grioux, Jamestown, N. D.

TWENTY-THIRD DAY

House of Representatives,
Bismarck, N. Dak.,
January 30, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, H. E. Bergland, Bismarck.

Roll Call: All members were present except Representatives Black, Cosgriff, Cunningham and Muus.

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

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

On page 3, 2nd line from bottom of page, correct spelling of word "whom."

On page 18, line 19, correct spelling of word "Slorby."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House from: The Fire Departments of Anamoose, Ashley, Balfour, Beach, Beulah, Bowman, Brocket, Cando, Carrington, Cogswell, Dickinson, Drake, Edgeley, Edmore, Enderlin, Fortuna, Glen Ulin, Great Bend, Harvey, Hastings, Havana, Hazelton, Hillsboro, Inkster, Jamestown, Kenmare, Kloten, Lakota, La Moure, Lansford, Larimore, Leeds, Maddock, Mandan, Mayville, McClusky, McHenry, Merricourt, Milnor, Michigan City, Mohall, Mott, New Leipzig, Oberon, Park River, Par-

shall, Pekin, Petersburg, Plaza, Richardton, Powers Lake, Ryder, Sentinel Butte, Sheyenne, Stanley, Starkweather, Steele, Strasburg, Tappen, Thompson, Turtle Lake, Valley City, Velva, Washburn, Williston, Wimbleton, Wing, Wishek and Zeeland, North Dakota, each with numerous signatures attached thereto.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, N. Dak.,
January 30, 1935.

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

SENATE JOINT RESOLUTION "C"

Also,

SENATE CONCURRENT RESOLUTION "H"

Which the House has adopted.

Also transmit:

HOUSE CONCURRENT RESOLUTION "A-7"

Which the House has adopted.

Also,

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Also,

House Bill No. 68. A Bill Relating to the Bonds to be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filling Offices as Consolidated by Reason of Chapter 84 Laws of 1933.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

And find the same correctly engrossed.

VAL P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

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

HOUSE RESOLUTION "D"

To Appoint the Official Photographer for the House of Representatives of the Twenty-fourth Legislative Assembly of the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 1. A Bill for an Act Imposing a Tax Upon All Wheat Flour Imported Into the State of North Dakota for Sale and/or Consumption Within the State; Providing for Issuance of License for Making Sales Thereof; Providing for Bond, and Providing Penalty for Violation of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 34. A Bill for an Act Requiring all Public Hospitals Under the Control of Religious or Charitable Institutions, Used Wholly or in Part for Public Charity, to Keep and Maintain a room or Other Convenient Place Where Bodies of Patients Who Died in Said Hospitals May Be Prepared for Burial.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

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

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

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

O. C. ANDERSON,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

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

In Section 1, line 1, after the word "the" insert the word "session."

In line 3, Section 1, omit the letter "a."

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 1747 of the 1913 Compiled Laws of the State of North Dakota, Being an Act Providing for the Location of a State Hospital for Commitment of the Insane Thereto and the Name Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

SENATE JOINT RESOLUTION No. "B"

Providing for Officers and Employees of the Senate and of the House for the Twenty-fourth Legislative Assembly, and Fixing Their Compensation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

SENATE CONCURRENT RESOLUTION "D"

Memorializing the Congress of the United States to Act Favorably, and With as Much Speed as Possible Upon

House Joint Resolution No. 66, Providing for a Constitutional Amendment Doing Away with the Issuance of Tax Exempt Bonds.

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

ED. A. HILL,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

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

ED. A. HILL,
Chairman.

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

The Committee on State Affairs made the following report:

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

Senate Bill No. 34. A Bill for an Act to Amend and Re-enact Section 7298, Compiled Laws of 1913, Relating to Holidays.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of 1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a

Fund for the Extermination of Grasshoppers and for the Disposition of any Unexpended Balance Remaining in Such Fund.

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

In Section 1, line 6, strike out words "resident tax payers" and insert in lieu thereof the word "electors."

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

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

The Committee on State Affairs made the following report:

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

Senate Bill No. 40. A Bill For an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages, at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-Seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

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

GEO. ALJETS,
Chairman.

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

SECOND READING OF HOUSE BILLS

HOUSE CONCURRENT RESOLUTION "A-9"

Was read the second time.

Mr. Hill moved that the salary of the Postmaster of the House, Mr. Joe LePire, be increased from the sum of \$4.50 per day to \$5.00 per day, and that House Concurrent Resolution No. "A-9" be so amended.

Which motion prevailed.

Mr. Aljets moved that House Concurrent Resolution No.

"A-9" be amended to insert the name of "C. E. Erickson" in lieu of the name of "W. C. Mills," resigned.

Which motion prevailed.

Mr. Twichell moved that House Concurrent Resolution No. "A-9" be adopted as amended.

Which motion prevailed.

ROLL CALL

The question being on the adoption of House Concurrent Resolution "A-9," as amended, the roll was called and there were ayes, 108; nays, 0; absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	O'Brien
Aljets	Godwin	Odegard
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Burke	Graham	Olson, Hettinger
Anderson, Sargent	Hall	Olson, Mountrail
Anfinson	Halverson	Page
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Dahl, Emmons	Lohrbauer	Stray
Dahl, Traill	Marks	Symington
Dalzell	Moore	Thompson
Dittmer	Morgan	Thoreson
Downey	Morris	Traynor
Dullea	McIlraith	Treffry
Erickson, McKenzie	McLarty	Tuff
Erickson, McLean	Mode	Twichell
Fedje	Muus	Urschel
Fjeld	Myers	Wendland
Fitzgerald	Niewoehner	Williams
Frosaker	Noben	Wolf
Gessner	Norheim	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Cosgriff	Parkinson
Black	Cunningham	

So House Concurrent Resolution "A-9" was adopted.

Mr. Godwin moved that the vote by which House Concurrent Resolution "A-9" was passed be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, N. Dak.,
January 30, 1935.

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

SENATE CONCURRENT RESOLUTION "A"

Also,

SENATE CONCURRENT RESOLUTION "C"

Which the Speaker has signed.

Also transmit:

HOUSE CONCURRENT RESOLUTION "A-1"

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIRST READING OF HOUSE BILLS

Messrs. Traynor and McLarty introduced:

HOUSE CONCURRENT RESOLUTION "A-8"

Providing for the Amendment of the Section 176 of Article 11 of the Constitution of North Dakota, as Amended, Relating to Taxation of Property.

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

Mr. E. J. McIlraith introduced:

House Bill No. 105. A Bill for an Act Regulating All Benevolent Corporations, Associations or Societies Operating on the Voluntary or Involuntary Assessment or Contribution Plan, and Repealing Chapter 160 of the Session Laws of 1931, and All Acts or Parts of Acts in Conflict Herewith.

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

Messrs. Scholl, Aljets and Schauss introduced:

House Bill No. 106. A Bill for An Act Providing and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalty; Repeal.

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

Mr. Wolf introduced:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws 1933, Defining Usury.

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

Messrs. Goodlaxen, Niewoehner and Biberdorf introduced:

House Bill No. 108. A Bill for an Act to Amend Section 3257 of the 1913 Compiled Laws of North Dakota Providing for the Election of Justices of the Peace and Constables in Each Commissioner District, Abolishing the Offices of Township Justice of the Peace and Township Constable and for Other Purposes.

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

Messrs, Smith, Burke and Cunningham introduced:

House Bill No. 109. A Bill for an Act to Provide for the Appointment of a State Civil Service Commissioner; Defining the Duties, Powers and Compensation of such Commissioner; Providing Certain Rules which shall govern the Officials and Employees of the State in the Administration of said Act; Granting to the Governor of the State the Right to Make Rules and Regulations in Carrying Such Act into Effect; and Providing for Examinations of Certain Persons in Public Employment to Determine Their Fitness for Such Employment; Providing Penalties for Violations of the Act and Making an Appropriation for the Purpose of Paying the Salaries and Other Expenses of Said Civil Service Commissioner.

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

Mr. Moore introduced:

House Bill No. 110. A Bill for an Act to Compel Loan Agencies to Accept, in Payment of Loan, the Bonds or Shares Issued by Such Loaning Agency at the Time of the Making of Such Loan.

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

Messrs. Noben, Place and Anderson of Bowman introduced:

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

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

Messrs. Holte, Treffry and Fitzgerald introduced:

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

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

Mr. Schauss introduced:

House Bill No. 113. A Bill for an Act to Repeal Chapter 138 of the Session Laws of 1929, Creating the Office of Grain Storage Commissioner of North Dakota; Fixing His Salary and Relating to His Duties; Repeal.

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

The Committee on Appropriations introduced:

HOUSE CONCURRENT RESOLUTION "H"

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

SECOND READING OF HOUSE BILLS

House Bill No. 29. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary of the Grain Storage Commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 28; nays, 83; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Lavik
Bailey, Eddy	Hall	Lohrbauer
Brunsdale	Halverson	Morris
Burke	Holthusen	Muus
Clarke	Holte	Peterson, Cass
Cunningham	Hurd	Smith

Messrs.	Messrs.	Messrs.
Downey	Johnson	Thompson
Dullea	Kapaun	Traynor
Fjeld	Langford	Twichell
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Page
Aljets	Goodlaxon	Parkinson
Anderson, Bowman	Graham	Peterson, Bottineau
Anderson, Burke	Hanson	Place
Anfinson	Hewitt	Randall
Bailey, Dunn	Hill	Ritter
Bauer	Holey	Sand
Beggs	Isaak	Saumur
Bettenhausen	Jensen	Savre
Biberdorf	Keidel	Schantz
Bilden	Kubischta	Schnell
Bjerke	Larson	Scholl
Blaisdell	Levin	Seibel
Born	Marks	Schauss
Borstad	Moore	Shockman
Brusseau	Morgan	Shurr
Burgum	McIlraith	Solberg
Caddell	McLarty	Stray
Child	Mode	Symington
Dahl, Emmons	Myers	Thoreson
Dahl, Traill	Niewoehner	Treffry
Dalzell	Noben	Tuff
Dittmer	Norheim	Urschel
Erickson, McKenzie	O'Brien	Wendland
Erickson, McLean	Odegard	Williams
Fedje	Oglesby	Wolf
Fitzgerald	Olson, Hettinger	Mr. Speaker
Frosaker	Olson, Mountrail	

Absent and not voting:

Messrs.
Black
Cosgriff

So the bill was lost.

Mr. Schantz: For the purpose of reconsideration, I vote "no."

Mr. Godwin moved that House Bill No. 46 be re-referred to the Committee on State Affairs.

Which motion prevailed.

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375 of the 1913 Compiled Laws, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

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, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Halverson	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Hill	Place
Beggs	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Holte	Sand
Bilden	Hurd	Saumur
Bjerke	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Smith
Child	Levin	Solberg
Clarke	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Cosgriff	Hall

So the bill passed and the title was agreed to.

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

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, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Odegard
Aljets	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Hettinger
Anderson, Burke	Graham	Olson, Mountrail
Anderson, Sargent	Hall	Page
Anfinson	Halverson	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Hill	Place
Beggs	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Holte	Sand
Bilden	Hurd	Saumur
Bjerke	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cunningham	Lohrbauer	Stray
Dahl, Emmons	Marks	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Tuff
Erickson, McKenzie	Mode	Twichell
Erickson, McLean	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	Mr. Speaker
Gessner	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Brunsdale	Cosgriff

So the bill passed and the title was agreed to.

Mr. Twichell moved that House Bill No. 72 be re-referred to the Committee on State Affairs.

Which motion prevailed.

House Bill No. 33. A Bill for an Act Making an Appro-

priation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 100; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Gilbertson	O'Brien
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Holey	Place
Beggs	Holthusen	Randall
Bettenhausen	Holte	Sand
Biberdorf	Hurd	Saumur
Bilden	Isaak	Savre
Bjerke	Jensen	Schantz
Blaisdell	Johnson	Schnell
Børn	Kapaun	Scholl
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Smith
Clarke	Levin	Solberg
Cunningham	Lohrbauer	Stray
Dahl, Emmons	Marks	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Fedje	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brusseau	Hill	Tuff
Child	Olson, Hettinger	Mr. Speaker
Erickson, McLean	Ritter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Halverson	Page
Cosgriff	Noben	

So the bill passed and the title was agreed to.

HOUSE CONCURRENT RESOLUTION "A-6"

Was read the second time.

Mr. Wolf moved the adoption of House Concurrent Resolution No. "A-6."

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January 30, 1935.

Mr. Speaker: I have the honor to return herewith the following:

HOUSE CONCURRENT RESOLUTION "A-1"

Which the President has signed.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place

Messrs.	Messrs.	Messrs.
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzel!	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson,McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Cosgriff	Shurr

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

Mr. Twichell served notice of re-consideration of Senate Bill No. 12.

Mr. Burke requested the unanimous consent of the House to amend the title of Senate Bill No. 31.

Which request was granted.

Mr. Burke moved that the title of Senate Bill No. 31 be amended by striking out the words "to the District Court," in the last line of the title, and inserting in lieu thereof the words "from Justice Courts."

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended, that Senate Bill No. 31 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 31. A Bill for an Act to Amend and Re-

enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals to the District Court.

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cunningham	Lohrbauer	Stray
Dahl, Emmons	Marks	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Tuff
Erickson, McKenzie	Mode	Twichell
Erickson, McLean	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	Mr. Speaker

Absent and not voting:

Messrs.
Black
Cosgriff

So the bill passed and the title was agreed to.

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 79; nays, 27; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Mode
Aljets	Fjeld	Muus
Anderson, Bowman	Frosaker	Myers
Anderson, Sargent	Gessner	Niewoehner
Anfinson	Gilbertson	O'Brien
Bailey, Dunn	Godwin	Odegard
Bauer	Goodlaxon	Oglesby
Beggs	Graham	Page
Bettenhausen	Hall	Place
Biberdorf	Hewitt	Randall
Bilden	Holthusen	Ritter
Blaisdell	Holte	Sand
Born	Hurd	Saumur
Brunsdale	Isaak	Schantz
Burgum	Johnson	Schnell
Burke	Kapaun	Scholl
Caddell	Kubischta	Seibel
Child	Langford	Schauss
Clarke	Larson	Shockman
Cunningham	Lavik	Solberg
Dahl, Emmons	Levin	Stray
Dahl, Traill	Lohrbauer	Thompson
Dalzell	Marks	Traynor
Dittmer	Moore	Tuff
Downey	Morgan	Wendland
Dullea	Morris	Williams
Erickson, McKenzie		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Jensen	Savre
Bailey, Eddy	McIlraith	Shurr
Bjerke	McLarty	Smith
Borstad	Noben	Symington
Brusseau	Norheim	Thoreson
Fedje	Olson, Hettinger	Twichell
Fitzgerald	Olson, Mountrail	Urschel
Halverson	Parkinson	Wolf
Hanson	Peterson, Bottineau	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Holey	Peterson, Cass
Cosgriff	Keidel	Treffry
Hill		

So the bill passed and the title was agreed to.

SEVENTH ORDER OF BUSINESS

Mr. Anderson of Sargent moved that at this time House Resolution "H" be acted upon.

Which motion prevailed.

HOUSE RESOLUTION "H"

was read a second time.

Mr. Godwin moved the adoption of House Resolution "H."

Which motion prevailed.

GENERAL ORDERS

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

The Speaker called Mr. Smith to the chair.

When the committee arose it submitted the following report:

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

House Bill No. 73. A Bill for an Act Defining and Regulating the Practice of Naturopathy in the State of North Dakota, Creating a Board of Naturopathic Examiners to Examine and License Persons to Practice Naturopathy, Providing for the Enforcement of the Provisions of This Act and Prescribing penalties for the Violation of the Provisions of this Act.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 4, line 13 of the printed bill, strike out the words "of Naturopathy."

On page 4, line 6 of the printed bill, insert after the word act: "Shall prevent any person from filing a new application at any time."

And when so amended, recommend the same do pass.

Also,

HOUSE CONCURRENT RESOLUTION A-4

A Concurrent Resolution Provided for the Amendment of Section 173 of Article 10 of the Constitution of North

Dakota, as Amended by Article 41 of the Amendments Thereof, and as Amended by Chapter 84 of the 1933 Laws of the State of North Dakota, Relating to County Officers.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 1 of the title, strike out the word "provided" and substitute the word "providing."

In line 4 of the title, insert the word "session" after the numeral 1933 and before the word laws.

In line 4 of the resolution, insert the word "session" between the numeral 1933 and the word laws.

In line 4 of Section 1, insert the word "session" after the numeral 1933 and before the word laws.

In line 18, strike out the word "officers" and substitute therefor the word "offices."

And when so amended, recommend the same do pass.

LELAND SMITH,
Chairman.

Mr. Morgan moved that the report of the Committee of the Whole be adopted.

Mr. Traynor requested a division of the question with reference to the report of the Committee of the Whole.

Which request was granted.

Mr. Traynor moved that the report of the Committee of the Whole, recommending the passage of House Bill No. 73 be not adopted, and that further consideration of House Bill No. 73 be indefinitely postponed.

A roll call was demanded and granted.

ROLL CALL

The question being on the motion of Mr. Traynor that House Bill No. 73 be indefinitely postponed, the roll was called and there were ayes, 49; nays, 61; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hall	Mode
Born	Halverson	Muus
Brunsdale	Hewitt	Niewoehner
Burgum	Holey	Norheim
Burke	Holthusen	O'Brien
Clarke	Holte	Oglesby
Cunningham	Hurd	Page
Dahl, Emmons	Johnson	Peterson, Cass
Dahl, Traill	Kapaun	Sand
Dittmer	Kubischta	Saumur

Messrs.	Messrs.	Messrs.
Downey	Lavik	Schantz
Dullea	Levin	Schnell
Erickson,McKenzie	Lohrbauer	Smith
Gessner	Moore	Thompson
Gilbertson	Morris	Traynor
Goodlaxon	McIlraith	Wolf
Graham		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Peterson,Bottineau
Aljets	Fitzgerald	Place
Anderson,Bowman	Frosaker	Randall
Anderson, Burke	Godwin	Ritter
Anderson, Sargent	Hanson	Savre
Anfinson	Hill	Scholl
Bailey, Dunn	Isaak	Seibel
Bauer	Jensen	Schauss
Beggs	Keidel	Shockman
Bettenhausen	Langford	Shurr
Biberdorf	Larson	Solberg
Bilden	Marks	Stray
Bjerke	Morgan	Symington
Blaisdell	McLarty	Thoreson
Borstad	Myers	Treffry
Brusseau	Noben	Tuff
Caddell	Odegard	Urschel
Child	Olson, Hettinger	Wendland
Dalzell	Olson, Mountrail	Williams
Erickson, McLean	Parkinson	Mr. Speaker
Fedje		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Cosgriff	Twichell

So the motion was lost.

Mr. Godwin moved that the report of the Committee of the Whole be adopted as to House Bill No. 73.

Which motion prevailed.

Mr. McLarty moved the adoption of the report on House Concurrent Resolution "A-4."

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Anderson of Sargent moved all absent members be excused.

Which motion prevailed.

Mr. Niewoehner moved the House do now adjourn.

Which motion prevailed.

And the House stood adjourned.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

George Massad, Dickinson, N. D.; E. D. Culver, Dickinson, N. D.; Frank E. Moore, Fargo, N. D.; Paul Kelling, New England, N. D.; Lloyd M. Strom, DeSart, N. D.; Wm. Quatier, Danzig, N. D.; Arthur Weber, Wishek, N. D.; Frank Helmer, Danzig, N. D.; Mr. O. J. Sorlie, Buxton, N. D.; Don Sukut, Medina, N. D.; T. E. Correll, Casselton, N. D.

TWENTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
January 31, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, H. E. Bergland, Bismarck.

Roll call: All members were present except Representatives Black, Cunningham, Holthusen and Treffry.

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

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

On page 1, line 17, correct spelling of word "the."

On page 20, line 9, strike out word "Concurrent." Make same correction in lines 11 and 13.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

Consent of the House was given Representative Born and Representative Marks to have communications, addressed to each, read at the desk.

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Mrs. Henry Nelson, Wyndmere, N. D., and others.

Anton Kilwein, Dickinson, N. D., and others.

Anton Van Berkom, Powers Lake, N. D.

Mr. Marks moved that the communication received by him from Mr. Anton Van Berkomp, Powers Lake, be printed in the Journal.

Which motion prevailed.

Powers Lake, N. D.,
January 28, 1935.

Rep. E. J. Marks,
Bismarck, North Dakota.
Dear Sir:

I herewith send you a letter concerning the Feed Relief proposition in Burke County.

I will not write about my neighbors, I only give you an account of my own true experience, which happened here on my own farm.

We had (12) twelve head of cattle, four (4) hogs, (4) four head of horses and 80 poultry. We have been asking feed for this stock, and have been refused feed relief every time.

I have written about this to E. A. Willson of Bismarck, but no results, so at this time there are only (10) ten head of cattle, (2) two head of horses, (1) one hog and 16 poultry.

All this stock is deliberately being starved to death or in other words absolutely being murdered by this clique of chiselers in Bowbells by refusing to give me a feed loan. This stock is starving from lack of feed, while there is half million tons of feed standing on the track in Powers Lake.

I hope you will use this letter in a place where it will do some good to others as well as myself, as my stock is in such a poor condition, that if they do not get immediate feed, it perhaps will be of no use.

I am writing to you because I have tried every imaginable way to obtain feed, but have been unsuccessful, and I am sure you can be of help. I hope you will defend the constitution of the State of North Dakota with your life.

Thanking you in advance,

Yours respectfully,

MR. ANTON VAN BERKOM.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 31, 1935.

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

Senate Bill No. 31. A Bill for an Act to Amend and Re-enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals to the District Court.

Which the House has amended.

Also,

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

Which the House has passed.

Also transmit:

HOUSE CONCURRENT RESOLUTION "A-6"

Also,

HOUSE CONCURRENT RESOLUTION "A-9"

Which the House has adopted.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375 of the 1913 Compiled Laws, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Also,

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

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

Also,

Senate Bill No. 34. A Bill for an Act to Amend and Re-enact Section 7298, Compiled Laws of 1913, Relating to Holidays.

Also,

SENATE JOINT RESOLUTION "B"

Which the House has indefinitely postponed.

Very respectfully,

WALTER S. MARTIN
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 73. A Bill for an Act Defining and Regulating the Practice of Naturopathy in the State of North Dakota, Creating a Board of Naturopathic Examiners to Examine and License Persons to Practice Naturopathy, Providing for the Enforcement of the Provisions of This Act and Prescribing penalties for the Violation of the Provisions of this Act.

Also,

HOUSE CONCURRENT RESOLUTION A-4

A Concurrent Resolution Providing for the Amendment of Section 173 of Article 10 of the Constitution of North Dakota, as Amended by Article 41 of the Amendments Thereof, and as Amended by Chapter 84 of the 1933 Session Laws of the State of North Dakota, Relating to County Officers.

Also,

HOUSE CONCURRENT RESOLUTION A-9

A Concurrent Resolution Providing and Designating House and Senate Employees, and Naming and Fixing Their Salaries.

And find the same correctly Engrossed.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

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

In line 3 of the printed Bill, strike out the figures "\$18,-220.00" and insert in lieu thereof the figures \$15,970.00.

In line 11, strike out the figures "\$1,200.00," and insert in lieu thereof the figures "\$1,800.00".

In line 12, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$1,800.00".

In line 15, strike out the figures "\$1,200.00" and insert the figures in lieu thereof "\$800.00."

In line 16, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$400.00."

In line 17, strike out the figures "\$500.00". and insert in lieu thereof the figures "\$300.00."

In line 19, strike out the figures "\$1,000.00", and insert in lieu thereof the figures "\$500.00".

In line 21, strike out the figures "\$1,500.00", and insert in lieu thereof the figures "\$750.00"; and strike out all of line 22; and in line 24, strike out the figures "\$18,220.00", and insert in lieu thereof "\$15,970.00". Renumbering lines starting with line 22.

And when so amended, recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 49. A Bill for an Act Amending and Re-enacting Section 5 of Chapter 106, Session Laws of North Dakota for the Year 1927, as Amended by Chapter 105, Session Laws for the Year 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing Bond; Providing for the Levy, Assessment, Collecting and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof and Penalty for Violation of the Act; and Defining the Duties of the Attorney General, of the State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing That any Person Violating This Act Shall Be Enjoined and That any Building or Premises Made Use of for Purposes in Violation of This Act Shall be Deemed a Nuisance and Abated by Injunction; and to Include Snuff Within the Provisions and Requirements Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

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

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

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

O. C. OLSON,
Chairman.

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

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 77. A Bill for an Act to Amend Section 4373 of the Compiled Laws of 1913 Regulating and Prohibiting Certain Persons from Marrying.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. MORGAN,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Relating to Additional Duties of the North Dakota Regulatory Department with Reference to Investigations and Inspections for the State Auditor, and Inspections for the Office of Dairy Commissioner and Expenses Incident Thereto.

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

In line 2 of the Title of the printed bill following 1933 and the comma thereafter; strike out the entire Title and insert in lieu thereof "Transferring certain duties from the Regulatory Department of the State of North Dakota, to

the office of the State Dairy Commissioner, and providing for the payment of expenses incident to the carrying out of such duties, and declaring an emergency."

And when so amended recommend that same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on Education made the following report:

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

House Bill No. 92. A Bill for an Act to Repeal and to Re-enact Section 1176 of the Compiled Laws of the State of North Dakota for the Year 1913, as Follows:

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

Strike out everything after the word "A Bill" down to line one and insert the following:

"For an act to amend and re-enact Section 1176 of the 1913 Revised Statutes of North Dakota, relating to furniture, maps, register, and school library to be furnished.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. AMENDMENT.) That Section 1176 of the 1913 Revised Statutes of the State of North Dakota, be amended and re-enacted to read as follows: On line 1 before the word "furniture" insert the words "Section 1176."

And when so amended recommend the same do pass.

GUS A. SCHAUSS,
Chairman.

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

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that House Resolution "H" be printed in the Journal as of this date.

Which motion prevailed.

HOUSE RESOLUTION No. H

Introduced by House Committee on Appropriations

WHEREAS, a serious condition and crisis exists at several of the state institutions of this state with respect to the necessity for new buildings to properly house and care for the inmates of such institutions, and

WHEREAS, the financial condition of this state is such by reason of drought and other causes to make it extremely burdensome, if not impossible, to appropriate and raise sufficient funds to build the new buildings at such institutions as are imperatively needed, and

WHEREAS, the said House Committee on Appropriations has appointed a sub-committee consisting of Representatives Parkinson, Thompson and McLarty, with respect to this matter.

NOW THEREFORE, BE IT RESOLVED, that the House hereby approves the action of its said committee on appropriations in appointing such sub-committee and does hereby authorize and empower the said sub-committee to act jointly with a like committee from the Senate, in presenting the seriousness of these needs to the Federal Emergency Relief Administration.

Mr. Twichell moved the reconsideration of Senate Bill No. 12.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Schauss introduced:

House Bill No. 114. A Bill for an Act Providing for Filing of Petition by Candidates for School Offices in Common School Districts.

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

Mr. Schauss introduced:

House Bill No. 115. A Bill for an Act to Repeal All of Article 7a of the Political Code as Found in the 1925 Supplement to the 1913 Compiled Codes with All Amendments Thereof, Relating to State Transportation Officer. Repeal.

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

Mr. Bjerke introduced:

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the 1913 Revised Statutes of the State of North Dakota; Defining Riot.

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

Mr. Scholl introduced:

House Bill No. 117. A Bill for an Act to Repeal Chapter 184 of the 1931 Session Laws of the State of North Dakota, Relieving Owner, Driver or Person Responsible for Operation of Motor Vehicle from Civil Liability for Ac-

cidental Death of or Injury to a Guest Riding in Such Vehicle, Except in Case of Intoxication, Wilful Misconduct or Gross Negligence.

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

Mr. Keidel introduced:

House Bill No. 118. A Bill for an Act Providing for the Protection of the Public Health and Prevention of Fraud and Deception by Prohibiting the Purchase of Cream or Milk Unfit for Buttermaking Purposes; Establishing Grades for Cream and Providing for the Purchase of Cream on the Basis of Grade; Providing for the Necessary Licensing; Regulating the Purchase of Milk or Cream on a Butterfat Basis, Regulating the Maintenance and Operation of Creameries and Cream Stations, and for Other Purposes.

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

Mr. J. M. Thompson (by request) introduced:

House Bill No. 119. A Bill for an Act Amending and Re-enacting Sections 6872, 6873 and 6874 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Liens by Inn Keepers and Keepers of Heated Furnished Apartments.

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

Mr. Savre introduced:

House Bill No. 120. A Bill for an Act Providing That School District of This State Furnish Free Textbooks to the Pupils of Common and High Schools and Providing for the Same Out of General Fund.

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

Mr. Savre introduced:

House Bill No. 121. A Bill for an Act Cancelling All Unpaid Personal and Real Property Taxes Levied and Assessed for the Year 1933 and All Prior Years, and Directing the Manner of Cancelling the Same on the Records.

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

Mr. Child introduced:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

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

Mr. Schauss introduced:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

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

Messrs Scholl, Dittmer and Thompson introduced:

HOUSE CONCURRENT RESOLUTION "A-10"

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

Mr. Hurd asked the unanimous consent of the House to amend House Bill No. 35.

Which was granted.

Mr. Hurd moved to amend House Bill No. 35 to add in the third line thereof after the word "necessary, comma," "to apply in addition to any other income,"

Which motion prevailed.

Mr. Godwin moved the rules be suspended, House Bill No. 35 be considered properly engrossed and placed for second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 87; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Niewoehner
Aljets	Gessner	Noben
Anderson, Burke	Gilbertson	O'Brien
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson

Messrs.	Messrs.	Messrs.
Bauer	Halverson	Peterson,Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Holey	Place
Blaisdell	Holte	Ritter
Born	Hurd	Sand
Borstad	Johnson	Saumur
Brunsdale	Kapaun	Schantz
Brusseau	Keidel	Schnell
Burgum	Kubischta	Scholl
Burke	Langford	Schauss
Clarke	Larson	Shockman
Cosgriff	Lavik	Shurr
Cunningham	Levin	Smith
Dahl, Emmons	Lohrbauer	Solberg
Dalzell	Moore	Symington
Dittmer	Morgan	Thompson
Downey	Morris	Thoreson
Dullea	McIlraith	Traynor
Erickson,McKenzie	McLarty	Twichell
Fedje	Mode	Urschel
Fjeld	Muus	Wendland
Fitzgerald	Myers	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Hanson	Randall
Biberdorf	Hill	Savre
Bilden	Isaak	Seibel
Bjerke	Jensen	Stray
Caddell	Marks	Tuff
Child	Norheim	Williams
Dahl, Traill	Odegard	Mr. Speaker
Erickson, McLean	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Holthusen	Treffry

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 35 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 73. A Bill for an Act Defining and Regulating the Practice of Naturopathy in the State of North Dakota, Creating a Board of Naturopathic Examiners to Examine and License Persons to Practice Naturopathy, Providing for the Enforcement of the Provisions of This Act and Prescribing penalties for the Violation of the Provisions of this Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 32; nays, 74; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hill	Sand
Anderson, Bowman	Marks	Savre
Bailey, Eddy	Morgan	Seibel
Bauer	Noben	Shurr
Brusseau	Odegard	Solberg
Child	Olson, Hettinger	Stray
Dahl, Traill	Olson, Mountrail	Symington
Erickson, McLean	Peterson, Bottineau	Tuff
Fjeld	Place	Williams
Godwin	Randall	Mr. Speaker
Hanson	Ritter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McKenzie	Moore
Anderson, Burke	Fedje	Morris
Anderson, Sargent	Fitzgerald	McIlraith
Anfinson	Frosaker	Mode
Bailey, Dunn	Gessner	Muus
Beggs	Gilbertson	Myers
Bettenhausen	Goodlaxon	Niewoehner
Biberdorf	Graham	Norheim
Bilden	Hall	O'Brien
Bjerke	Halverson	Oglesby
Blaisdell	Hewitt	Page
Born	Holey	Peterson, Cass
Borstad	Holte	Saumur
Brunsdale	Hurd	Schantz
Burgum	Isaak	Schnell
Burke	Jensen	Scholl
Caddell	Johnson	Shockman
Clarke	Kapaun	Smith
Cosgriff	Keidel	Thoreson
Cunningham	Kubischta	Traynor
Dahl, Emmons	Langford	Twichell
Dalzell	Larson	Urschel
Dittmer	Lavik	Wendland
Downey	Levin	Wolf
Dullea	Lohrbauer	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Parkinson	Thompson
Holthusen	Schauss	Treffry
McLarty		

So the bill was lost.

Mr. Traynor moved that the vote by which House Bill No. 73 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin asked that House Joint Resolution "B-3" at the desk, introduced by Representatives Godwin and Solberg, be read at this time.

The resolution was read.

Mr. Smith moved the resolution just read be referred to a Standing Committee, and that the resolution be printed in the Journal.

Which motion was lost.

Mr. Moore moved as a substitute motion that action on House Joint Resolution "B-3" be deferred until tomorrow, and that the resolution be referred to a committee of three appointed by the Chair.

Which motion was lost.

Mr. Godwin moved that House Joint Resolution "B-3" be adopted.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 31, 1935.

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

HOUSE JOINT RESOLUTION "B-3"

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE CONCURRENT RESOLUTION A-4

Was read the second time.

ROLL CALL

The question being on the adoption of House Concurrent Resolution "A-4" as amended, the roll was called and there were ayes, 41; nays, 62; absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hall	Olson, Mountrail
Anderson, Burke	Halverson	Parkinson
Bailey, Eddy	Hewitt	Peterson, Bottineau
Bauer	Isaak	Place
Beggs	Jensen	Schantz

Messrs.	Messrs.	Messrs.
Blaisdell	Johnson	Schnell
Burgum	Kapaun	Scholl
Caddell	Keidel	Seibel
Dahl, Emmons	Levin	Shurr
Dalzell	Marks	Smith
Erickson, McLean	McIlraith	Tuff
Fjeld	McLarty	Williams
Goodlaxon	Noben	Wolf
Graham	O'Brien	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Niewoehner
Aljets	Frosaker	Norheim
Anfinson	Gessner	Odegard
Bailey, Dunn	Gilbertson	Oglesby
Bettenhausen	Godwin	Olson, Hettinger
Biberdorf	Hanson	Page
Bilden	Hill	Peterson, Cass
Bjerke	Holey	Randall
Born	Holte	Ritter
Borstad	Hurd	Sand
Brunsdale	Kubischta	Savre
Brusseau	Langford	Shockman
Burke	Larson	Stray
Child	Lavik	Symington
Cosgriff	Lohrbauer	Thompson
Cunningham	Moore	Thoreson
Dahl, Traill	Morgan	Twichell
Downey	Morris	Urschel
Dullea	Mode	Wendland
Erickson, McKenzie	Muus	Mr. Speaker
Fedje	Myers	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Holthusen	Solberg
Black	Saumur	Traynor
Clarke	Schauss	Treffry
Dittmer		

So the resolution was lost.

Mr. Symington voted "no", for the purpose of reconsideration of House Concurrent Resolution "A-4".

Mr. Godwin changed his vote from "aye" to "no", for the purpose of reconsideration of House Concurrent Resolution "A-4".

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
January, 31, 1935.

Mr. Speaker: I have the honor to inform you that the

Senate has concurred in the House amendment to Senate
(Joint Resolution "B").

(Introduced as Senate Concurrent Resolution "B")

Very respectfully,

Joint Resolution "B".

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January, 31, 1935.

Mr. Speaker: I have the honor to transmit herewith:

SENATE JOINT RESOLUTION No. B

(Introduced as "Senate Concurrent Resolution "B").

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January, 31, 1935.

Mr. Speaker: I have the honor to transmit herewith:

SENATE JOINT RESOLUTION "A"

Also,

SENATE JOINT RESOLUTION "C"

Also,

SENATE CONCURRENT RESOLUTION "H"

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January, 31, 1935.

Mr. Speaker: I have the honor to inform you that the
Senate has concurred in the House amendment to Senate
Bill No. 31.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January, 31, 1935.

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

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

HOUSE CONCURRENT RESOLUTION A-5

Which the Senate has indefinitely postponed.

Also, transmit herewith:

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
January, 31, 1935.

Mr. Speaker: I respectfully request the return of House Bill 23 to the Senate for the purpose of reconsideration.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Traynor moved that the request of the Senate for the return of House Bill No. 23 be granted.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
January 31, 1935.

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

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Which the Senate has requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIRST READING OF SENATE BILLS

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

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

SENATE CONCURRENT RESOLUTION "D"

Was read the second time.

Mr. Godwin moved the adoption of Senate Concurrent Resolution "D."

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 85; nays, 14; absent and not voting, 13; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Niewoehner
Anderson, Bowman	Godwin	Noben
Anderson, Burke	Goodlaxon	Norheim
Anderson, Sargent	Halverson	O'Brien
Anfinson	Hanson	Odegard
Bailey, Eddy	Hewitt	Oglesby
Bailey, Dunn	Hill	Olson, Hettinger
Bauer	Holey	Olson, Mountrail
Beggs	Hurd	Parkinson
Bettenhausen	Isaak	Peterson, Bottineau
Biberdorf	Jensen	Place

Messrs.	Messrs.	Messrs.
Bilden	Johnson	Randall
Bjerke	Kapaun	Ritter
Blaisdell	Kubischta	Sand
Born	Langford	Savre
Borstad	Larson	Schnell
Brusseau	Lavik	Seibel
Burgum	Levin	Shockman
Caddell	Lohrbauer	Shurr
Child	Marks	Stray
Cosgriff	Moore	Symington
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Treffry
Dittmer	McIllraith	Tuff
Erickson, McKenzie	McLarty	Urschel
Erickson, McLean	Mode	Wendland
Fjeld	Muus	Williams
Fitzgerald	Myers	Wolf
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Page	Thompson
Fedje	Peterson, Cass	Traynor
Gessner	Saumur	Twichell
Hall	Scholl	Mr. Speaker
Holte	Smith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dahl, Emmons	Keidel
Black	Dullea	Schantz
Burke	Graham	Schauss
Clarke	Holthusen	Solberg
Cunningham		

Passed:

Messrs.
Downey

So the bill passed and the title was agreed to.

Senate Bill No. 40. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages, at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Mountrail
Anderson, Burke	Goodlaxon	Page
Anderson, Sargent	Graham	Parkinson
Anfinson	Hall	Peterson, Bottineau
Bailey, Eddy	Halverson	Place
Bailey, Dunn	Hanson	Randall
Bauer	Hewitt	Ritter
Bettenhausen	Hill	Sand
Biberdorf	Holte	Saumur
Bilden	Hurd	Savre
Bjerke	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Kapaun	Scholl
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Stray
Cosgriff	Levin	Symington
Cunningham	Lohrbauer	Thompson
Dahl, Emmons	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McIlraith	Twichell
Dullea	McLarty	Urschel
Erickson, McLean	Mode	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Holey	O'Brien
Black	Holthusen	Olson, Hettinger
Burgum	Johnson	Peterson, Cass
Burke	Muus	Schauss
Clarke	Norheim	Solberg
Erickson, McKenzie		

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

Mr. Twichell asked the suspension of the rules for the purpose of amending Senate Bill No. 12.

There being no objection, the rules at this time were suspended.

Mr. Twichell moved to amend Senate Bill No. 12 as follows:

In line three of the printed bill, strike out the word "and," and inserting in lieu thereof the word "or" following the word "promote."

Which motion prevailed.

Mr. Twichell moved the rules be suspended, and that Senate Bill No. 12 be considered properly engrossed and placed on the calendar for second reading and final passage.

Which motion prevailed.

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 100; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Randall
Bettenhausen	Holte	Ritter
Biberdorf	Hurd	Sand
Bilden	Isaak	Savre
Bjerke	Jensen	Schantz
Blaisdell	Johnson	Schnell
Born	Kapaun	Scholl
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Caddell	Larson	Smith
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland

Messrs.	Messrs.	Messrs.
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.
Page

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Clarke	Norheim
Burgum	Holey	Saumur
Burke	Holthussen	Schauss
Child	Lavik	Solberg

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

Mr. Schantz moved that the vote by which Senate Bill No. 12 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

GENERAL ORDERS

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

The Speaker called Mr. Brunsdale to the chair.

When the committee arose it submitted the following report:

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

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, line 1, after the word "the" insert the word "session."

In line 3, Section 1, omit the letter "a."

And when so amended recommend the same do pass.

When the committee arose it submitted the following report:

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

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of 1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a Fund for the Extermination of Grasshoppers and for the Disposition of any Unexpended Balance Remaining in Such Fund.

And recommend that Senate Bill No. 35 be indefinitely postponed.

KARL H. BRUNSDALE,
Chairman.

Mr. Gilbertson moved the report of the Committee of the Whole be adopted.

A division was granted.

Mr. Brunsdale moved that the House adopt the report of the Committee of the Whole as to House Bill No. 76.

Which motion prevailed.

Mr. Traynor moved that the House adopt the report of the Committee of the whole as to Senate Bill No. 35.

Mr. Godwin made a substitute motion that Senate Bill No. 35 be adopted as amended by the Standing Committee.

A roll call was demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Godwin; the roll was called and there were ayes, 57; nays, 50; absent and not voting 6.

Those voting in the affirmative were:

Adam	Godwin	Randall
Anderson, Bowman	Goodlaxon	Ritter
Anderson, Burke	Hanson	Sand
Anderson, Sargent	Hill	Savre
Anfinson	Jensen	Schnell
Bailey, Dunn	Kubischta	Scholl
Bauer	Larson	Seibel
Beggs	Levin	Schauss
Bettenhausen	Marks	Shockman
Biberdorf	McLarty	Shurr
Bjerke	Mode	Solberg
Blaisdell	Myers	Stray
Borstad	Noben	Symington
Brusseau	Odegard	Thoreson
Caddell	Olson, Hettinger	Treffry
Child	Olson, Mountrail	Tuff
Dahl, Traill	Parkinson	Urschel

Messrs.	Messrs.	Messrs.
Dalzell	Peterson, Bottineau	Williams
Fedje	Place	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	McIlraith
Bailey, Eddy	Gilbertson	Muus
Bilden	Graham	Niewoehner
Born	Hall	Norheim
Brunsdale	Halverson	O'Brien
Burgum	Hewitt	Oglesby
Clarke	Holte	Page
Cosgriff	Hurd	Peterson, Cass
Cunningham	Isaak	Saumur
Dittmer	Johnson	Schantz
Downey	Kapaun	Smith
Dullea	Keidel	Thompson
Erickson, McKenzie	Langford	Traynor
Erickson, McLean	Lohrbauer	Twichell
Fjeld	Moore	Wendland
Fitzgerald	Morgan	Wolf
Frosaker	Morris	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Dahl, Emmons	Holthusen
Burke	Holey	Lavik

So the report of the standing committee was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Hurd moved that all absent members be excused.

Which motion prevailed.

Mr. Shauss asked the consent of the House to withdraw House Bill No. 113.

Which request was granted.

Mr. Treffry asked for an extension of time on House Bill No. 7.

Which request was granted.

Mr. Treffry moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

T. A. Hoverstad, Chicago, Ill.; Wm. Quatier, Wishek, N. D.;
Art Weber, Wishek, N. D.; Frank Helmer, Wishek, N. D.;
R. Schock, Lehr, N. D.; Joe Schmidt, Jamestown, N. D.; Geo.
Scott, Clements, N. D.; Emil Fry, Jamestown, N. D.;
R. R. Wright, Jamestown, N. D.; Bert Orange, Jamestown,

N. D.; H. R. Horn, New England, N. D.; Mr. Smith, Self-ridge, N. D.; Mrs. Axel Olson, Parshall, N. D.; Miss Ruth Olson, Parshall, N. D.; James Towne, Dickinson, N. D.; Hon. Ben Northridge, Valley City, N. D.; C. S. Knudson, Hurdsfield, N. D.; M. S. Stenhjem, Arnegard, N. D.; Rev. Mandry, Garrison, N. D.; Mrs. Urban Powers, Fargo, N. D.; Mrs. Horace Young, Fargo, N. D.; Mr. Urban Powers, Fargo, N. D.; Mr. Oscar Zimmerman, Jamestown, N. D.; Mrs. O. C. Olson, Hettinger, N. D.; H. W. Swenson, Devils Lake, N. D.; Oscar Hagen, Watford City, N. D.; J. J. Kehoe, Cando, N. D.; George Timms, Cando, N. D.; Mrs. Dan Noonan, Richardton, N. D.; L. B. Green, Edgeley, N. D.; C. W. Burgess, Edgeley, N. D.; Gottlieb Hoffman, Medina, N. D.; Gottlieb Hience, Medina, N. D.

TWENTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 1, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplin, N. E. McCoy, Carrington.

Roll call: All members were present.

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

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

On page 8, line 3, correct spelling of word "drought."

On page 23, line 28, insert word "the."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

FOURTH ORDER OF BUSINESS

Mr. Godwin moved that a communication from Harry Anderson, Mandan, N. D., which he had received, be referred to the Committee on Taxes and Tax Laws.

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Earl E. James, Heaton, N. D.

E. J. Coppin, Hankinson, N. D.
 Fritz Gransalke, Fargo, N. D., and others.
 Mrs. H. Mitchell, Sioux Falls, S. D.
 Harry Anderson, Mandan, N. D.

MESSAGES TO THE SENATE

House of Representatives,
 Bismarck, North Dakota,
 February 1, 1935.

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

JOINT MEMORIAL RESOLUTION No. "A"

Also,

JOINT RESOLUTION "C"

Also,

SENATE CONCURRENT RESOLUTION No. "H"

Also,

JOINT RESOLUTION No. "B"

Which the Speaker has signed.

Also,

SENATE CONCURRENT RESOLUTION "D"

Which the House has adopted:

Also,

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

Also,

Senate Bill No. 40. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages, at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

Which the House has passed unchanged.

Also transmit:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 1, 1935.

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

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

And find the same correctly Engrossed.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

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

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required.

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

In line 4 of the printed bill before the word "including" and the comma preceding it strike out the words "interested parties" and insert in lieu thereof the word "guardians."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 4219 of the 1913 Compiled Laws of North Dakota Relating to Compensation of Township Assessors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 90. A Bill for an Act Prohibiting Establishment of Road-Houses Within One Thousand Feet of Highway and Requiring Present Road-Houses to Cease Operation After One Year; Penalty.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 91. A Bill for an Act to Repeal Sections 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, and 2578 of the 1913 Compiled Laws of the State of North Dakota and 2572, 2572a, 2573 and 2573a, and Amending Section 2579 of the 1913 Compiled Laws of the State of North Dakota Relating to the Care of Indigent Insane Persons.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

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

Strike out all of Section 3 and renumber Sections 4 and 5. Section 4 to be renumbered as Section 3, and Section 5 to be renumbered as Section 4.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3259 of the 1913 Compiled Laws of the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted.

Mr. Bjerke moved as a substitute motion to the report of the standing committee on House Bill No. 102, that the bill do pass.

Which motion was lost.

The question reverted to the motion of Mr. Peterson and the report of the committee was adopted.

The Committee on State Affairs made the following report:

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

House Bill No. 103. A Bill for an Act to Prohibit State, Municipal, County and School Officers from Attending Conventions at the Expense of the County or State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Thoreson moved as a substitute motion to the report of the committee on House Bill No. 103, that the bill be re-referred to the Committee on State Affairs for amendment.

Which motion was lost.

The question then being on the motion of Mr. Aljets for the adoption of the report of the committee.

The motion prevailed, and the report was adopted.

SEVENTH ORDER OF BUSINESS .

Mr. Godwin moved that the vote by which House Concurrent Resolution No. "A-4" was lost, be reconsidered.

Which motion prevailed.

Mr. Godwin moved the adoption of House Concurrent Resolution No. "A-4."

ROLL CALL

The question being on the adoption of House Concurrent

Resolution "A-4," the roll was called and there were ayes, 104; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard
Aljets	Gessner	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Place
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Bilden	Hurd	Saumur
Bjerke	Isaak	Savre
Black	Jensen	Schantz
Blaisdell	Johnson	Schnell
Born	Kapaun	Scholl
Borstad	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Smith
Child	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Urschel
Dullea	Muus	Wendland
Erickson, McKenzie	Myers	Williams
Erickson, McLean	Niewoehner	Wolf
Fedje	Noben	Mr. Speaker
Fjeld	O'Brien	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Hall	Peterson, Cass
Fitzgerald	Holte	Twichell
Gilbertson		

Absent and not voting:

Messrs.
Anderson, Sargent
Norheim

So the resolution was adopted.

FIRST READING OF HOUSE BILLS

Mr. Noben introduced:

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9023 of the 1913 Compiled Laws of the State of North Dakota Relating to the Time for Defendant's Appearance in Justice Court.

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

Mr. Godwin introduced:

House Bill No. 125. A Bill for an Act Amending and Re-enacting Section 7214a3 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Granting of Preventative Relief and Interpreting Certain Provisions; Preventing the Issuing of Injunction Against Peaceable Picketing.

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

Messrs. Place, Noben and Fitzgerald introduced:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

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

Mr. Place introduced:

House Bill No. 127. A Bill for an Act Providing for Assessment of and Requiring the State of North Dakota to Pay Taxes Upon All Lands Acquired Through Foreclosure of Mortgages, and Prohibiting Future Withdrawals.

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

Mr. Mode introduced:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Paragraphs (a) and (b) of Section 2166, Supplement to the Compiled Laws of 1913, and Section 2186 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 241 of the Session Laws of 1929 and Chapter 279 of the Session Laws of 1931, Relating to the Collection of Personal Property Taxes; Relating to Real and Personal Property Tax Liens and Prescribing the Duties of the Sheriff and County Auditor in Connection with the Collection of Such Taxes; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

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

Mr. Niewoehner, Goodlaxon and Biberdorf introduced:

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the

1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

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

Committee on Appropriations introduced:

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

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

Mr. Frosaker introduced:

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

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

Mr. Jensen (by request) introduced:

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

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

Mr. Anfinson introduced:

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

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

Mr. Anfinson introduced:

House Bill No. 134. A Bill for an Act Amending Section 160 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Appointment of Assistant and Special Assistant Attorneys General, Providing for Their Compensation and Duties, and Repealing All Acts or Parts of Acts in Conflict Herewith.

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

Mr. Mode introduced:

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the Year 1915, and Section 1828 of the 1925 Compiled Laws of North Dakota, and Chapter 241 of the Laws of the State of North Dakota for the Year 1933, Relating to the Use of Lignite Coal in State and County Institutions and Schools, and to Provide for the Use of Native Lignite Coal, Native Natural Gas, and Native Oil as Fuel in Such Institutions and Schools, and Providing a Penalty for the Violation of This Act.

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

Mr. Godwin introduced:

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

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

Mr. McIlraith asked the unanimous consent of the House to amend House Bill No. "64."

Which request was not granted.

Mr. McIlraith moved that House Bill No. "64" be re-referred to the Committee on Game and Fish, for the purpose of amendment.

Which motion was lost.

SECOND READING OF HOUSE BILLS

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

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, 78; nays, 30; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Norheim
Anderson, Bowman	Fjeld	Odegard
Anderson, Burke	Fitzgerald	Olson, Hettinger
Anfinson	Frosaker	Olson, Mountrail
Bailey, Dunn	Gessner	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bauer	Godwin	Place
Beggs	Goodlaxon	Randall
Bettenhausen	Hanson	Ritter
Biberdorf	Hill	Sand
Bilden	Hurd	Savre
Bjerke	Isaak	Schnell
Black	Jensen	Scholl
Blaisdell	Johnson	Seibel
Born	Keidel	Schauss
Borstad	Kubischta	Shockman
Brusseau	Langford	Shurr
Burgum	Larson	Solberg
Caddell	Lavik	Stray
Child	Lohrbauer	Symington
Cunningham	Marks	Thoreson
Dahl, Emmons	Morgan	Treffry
Dahl, Traill	McLarty	Tuff
Dittmer	Mode	Urschel
Downey	Myers	Williams
Dullea	Niewoehner	Wolf
Erickson, McLean	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hewitt	Oglesby
Brunsdale	Holey	Page
Burke	Holthusen	Parkinson
Clarke	Holte	Peterson, Cass
Cosgriff	Kapaun	Saumur
Dalzell	Levin	Schantz
Erickson, McKenzie	Moore	Smith
Gilbertson	McIlraith	Thompson
Graham	Muus	Traynor
Hall	O'Brien	Twichell
Halverson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Morris	Wendland
Anderson, Sargent		

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 64 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon

Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Bilden	Holthusen	Ritter
Bjerke	Holte	Sand
Black	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Child	Schantz

So the bill passed and the title was agreed to. The Emergency Clause was declared carried.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 1, 1935.

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

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Section 486 and Section 487 of the Compiled Laws of 1913, Relating to the Regulation of the Practice of Pharmacy.

Also,

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

Also,

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, Fixing His Salary and the Payment Thereof, Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Which the Senate has passed.

Also,

SENATE CONCURRENT RESOLUTION "G"

Also,

SENATE CONCURRENT RESOLUTION "I"

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 1, 1935.

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

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 71. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Maintenance of the Capitol from February 1, 1935, to June 30, 1935, in the Office of the Board of Administration, and Declaring an Emergency.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 1, 1935.

Mr. Speaker: I have the honor to return herewith the following Resolution:

HOUSE CONCURRENT RESOLUTION "A-3"

Which the Senate has adopted unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

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

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of an Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

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

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

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

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

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

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of the Session Laws of 1929 and Section 487 of the Compiled Laws of 1913, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

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

Senate Bill No. 71. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Maintenance of the Capitol from February 1, 1935, to June 30, 1935, in the Office of the Board of Administration, and Declaring an Emergency.

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

SENATE CONCURRENT RESOLUTION "I"

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

SENATE CONCURRENT RESOLUTION "G"

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

Mr. Godwin asked the unanimous consent of the House to amend Senate Bill No. "35."

There being no objection, the request was granted.

Mr. Godwin moved that Senate Bill No. "35" be amended as follows:

In line 6 thereof strike out the word "twenty-five," inserting in lieu thereof the word "fifteen."

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, and that Senate Bill No. "35" be placed on second reading and final passage.

Which motion prevailed.

FRIDAY, FEBRUARY 1, 1935

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MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 1, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 12.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of 1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a Fund for the Extermination of Grasshoppers and for Disposition of any Unexpended Balance Remaining in Such Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 98; nays, 8; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Norheim
Aljets	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anfinson	Graham	Oglesby
Bailey, Eddy	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Bettenhausen	Hill	Ritter
Biberdorf	Holey	Sand
Bjerke	Holthusen	Saumur
Black	Holte	Savre
Blaisdell	Hurd	Schantz
Born	Isaak	Schnell
Borstad	Jensen	Scholl
Brunsdale	Johnson	Seibel
Brusseau	Kapaun	Schauss
Burgum	Keidel	Shockman
Burke	Kubischta	Shurr
Caddell	Langford	Smith
Clarke	Larson	Solberg
Cosgriff	Lavik	Stray
Cunningham	Levin	Symington
Dahl, Traill	Lohrbauer	Thompson

Messrs.	Messrs.	Messrs.
Dalzell	Marks	Thoreson
Dittmer	Moore	Treffry
Downey	Morgan	Tuff
Dullea	Morris	Twichell
Erickson, McLean	McIlraith	Urschel
Fjeld	McLarty	Wendland
Fitzgerald	Muus	Williams
Frosaker	Myers	Mr. Speaker
Gessner	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McKenzie	Place
Child	Mode	Randall
Dahl, Emmons	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Noben	Traynor
Bilden	Peterson, Cass	Wolf
Fedje		

So the bill passed and the title was agreed to.

GENERAL ORDERS

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

The Speaker called Mr. Thompson to the chair.

When the committee arose it submitted the following report:

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

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed Bill, strike out the figures "\$18,220.00" and insert in lieu thereof the figures "\$15,970.00."

In line 11, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$1,800.00."

In line 12, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$1,800.00."

In line 15, strike out the figures "\$1,200.00" and insert the figures in lieu thereof "\$800.00."

In line 16, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$400.00."

In line 17, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$300.00."

In line 19, strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$500.00."

In line 21, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$750.00"; and strike out all of line 22; and in line 24, strike out the figures "\$18,220.00" and insert in lieu thereof "\$15,970.00." Renumbering lines starting with line 22.

And when so amended, recommend the same do pass.

Also,

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

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Relating to Additional Duties of the North Dakota Regulatory Department with Reference to Investigations and Inspections for the State Auditor, and Inspections for the Office of Dairy Commissioner and Expenses Incident Thereto.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2 of the Title of the printed bill following 1933 and the comma thereafter; strike out the entire Title and insert in lieu thereof "Transferring certain duties from the Regulatory Department of the State of North Dakota, to the office of the State Dairy Commissioner, and providing for the payment of expenses incident to the carrying out of such duties, and declaring an emergency."

And the further amendments:

In line one of the amendment insert the word "beginning" before the word "in."

In line 2 of the amendment, strike out the word "entire" and insert in lieu thereof the words "balance of the."

And when so further amended, recommend the same do pass.

Also,

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

House Bill No. 92. A Bill for an Act to Repeal and to Re-enact Section 1176 of the Compiled Laws of the State of North Dakota for the Year 1913, as Follows:

Substituting for the report of the Standing Committee the following amendments:

Strike out the entire title and insert in lieu thereof the following:

"For an Act to amend and re-enact Section 1176 of the Compiled Laws of 1913, relating to furniture, maps, register and school library to be furnished."

Following the enacting clause insert "Section 1. That Section 1176 of the Compiled Laws of 1913, be amended and re-enacted to read as follows:"

On line 1, insert "Section 1176" and write Furniture, Maps, Register, School Library" in Capital letters.

And when so amended recommend the same do pass.

J. M. THOMPSON,
Chairman.

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

Which motion prevailed.

Mr. Sand requested an extension of time on House Bill No. "74."

Which request was granted.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Bill Smith, Amenia, N. D.; Paul F. Smith, Amenia, N. D.; Fred Herr, Wishek, N. D.; Adam Miller, Wishek, N. D.; J. G. Ritter, Wishek, N. D.; C. E. Danielson, Minot, N. D.; E. A. Nelson, Van Hook, N. D.; W. H. Murphy, Van Hook, N. D.; P. M. Shefveland, Van Hook, N. D.; F. J. Traynor, Van Hook, N. D.; C. M. Christenson, Carpio, N. D.; J. J. Salem, Hettinger, N. D.; Mr. Praster, Dickinson, N. D.; Oran Short, Mohall, N. D.; Lyell Miller, Mohall, N. D.; Henry Gieselmann, Mohall, N. D.; Joe Renner, Mandan, N. D.; Geo. Roth, Wishek, N. D.; Alvin Purcell, Grand Forks, N. D.; Herman Stern, Valley City, N. D.; Frank Lonsborough; W. R. Williams.

Mr. McLarty moved that the House do now adjourn.

Which motion prevailed.

The House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

TWENTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 2, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Herman G. Johnson, Bismarck, N. Dak.

Roll call: All members were present except Representatives Bilden, Black, Fjeld, Halverson and Marks.

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

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

On page 6, line 12, strike out quotation marks before and after words "do pass."

On page 11, in roll call, Representative Levin is recorded absent, whereas he was present and voted "no."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Appropriations Committee.

Peder L. Hjelmstad, Lawton, N. D., and others.

Mrs. George W. Ista, Barney, N. D., and others.

Wm. R. Thompson, Walcott, N. D., and others.

Mrs. Job Nelson, Walcott, N. D., and others.

Oscar Rockstead, Walcott, N. D., and others.

Mr. Anderson of Sargent moved that the communication received by the House from the Appropriations Committee, be printed in the Journal.

Which motion prevailed.

To the Speaker of the House:

WHEREAS, The Twenty-third Legislative Assembly of North Dakota found it necessary to make severely drastic reductions in the salary appropriations for the employees of our state institutions, because of existing economic conditions and consequent limited revenues of the state; and

WHEREAS, It was generally agreed that such extreme limitations in salary allowances were to be considered as only temporary, during the severity of our financial depression, and that adequate remuneration should be provided for these public servants whenever improved conditions would make it feasible to do so.

BE IT RESOLVED: 1. That we express to the highly trained professional employees and all classes of workers in these institutions our sense of appreciation for the useful services that they are rendering to our state in the present emergency; and we hereby renew this expression of hope that, with economic improvement on the part of our people and the adoption of more equitable ways of raising revenues, the state may provide more adequate and proper compensation for their services.

2. That any amounts that may be appropriated by the Twenty-fourth Legislative Assembly for salary adjustments are intended to provide the needed funds to pay salaries of additional employees required at some institutions by reason of increased enrollments or population, and to increase the salaries of the employees who may be enduring the most hardship by reason of the present low scale of salaries. In allotting such salary increases, none should be considered who are now receiving fifteen hundred dollars a year or over.

(Signed) APPROPRIATIONS COMMITTEE,

O. C. Anderson,
Chairman.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 2, 1935.

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

HOUSE CONCURRENT RESOLUTION "A-4"

Which the House has adopted.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

Also,

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Also,

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Also,

House Bill No. 92. A Bill for an Act to Amend and Re-enact Section 1176 of the Compiled Laws of 1913, Relating to Furniture, Maps, Register and School Library to be Furnished.

And find the same correctly Engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

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

In line 3 of the printed bill, strike out the figures "\$35,000.00" and insert in lieu thereof the figures "\$27,500.00."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures for Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There is Not a Sufficient Unexpended Balance in any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor.

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

GEO. ALJETS,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker. Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1934, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

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

In the title strike out 1934 and insert in lieu thereof 1931.

In line 2 of the printed bill strike out 1934 and in lieu thereof insert 1931.

Sec. 1, line 3, strike out the figures 1934 and insert in lieu thereof 1931. Strike out all of lines 8, 9 and 10.

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

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

In line 3 of the printed bill, strike out the figures "\$196,722.00" and insert in lieu thereof, the figures "\$189,122.00.

On page 2, line 16, item 3, strike out the figures "\$2,800.00 and insert in lieu thereof the figures "\$2,000.00."

In line 19, item 6, strike out the figures "2,000.00" and insert in lieu thereof "\$1,500.00."

In line 22, item 9, strike out the figures "\$6,500.00" and insert in lieu thereof the figures "\$6,000.00."

In line 24, item 11, strike out the figures "\$3,300.00" and insert in lieu thereof "\$2,500.00."

In line 31, strike out the figures "\$270,122.00" and insert in lieu thereof the figures "\$267,522.00."

In line 33, strike out the figures "\$182,122.00" and insert in lieu thereof the figures "\$179,522.00."

In line 35, item 1, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

On page 3, strike out all of line 36.

In line 38, item 1, strike out the figures "\$2,500.00 and insert in lieu thereof the figures "\$2,000.00."

In line 39, item 2, strike out the figures "\$3,000.00" and insert in lieu thereof "\$2,000.00."

In line 44, strike out the figures "\$196,722.00" and insert in lieu thereof the figures "\$189,122.00."

And when so amended recommend that the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

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

O. C. ANDERSON,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 110. A Bill for an Act to Compel Loan Agencies to Accept, in Payment of Loan, the Bonds or Shares Issued by Such Loaning Agency at the Time of the Making of Such Loan.

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

After the word "loan" line 9, replace the period with a semi-colon and insert the following statement—"Notwithstanding any agreement to the contrary that may be signed by the borrower in connection with said loan."

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Thompson moved his name be withdrawn from House Concurrent Resolution No. "A-10" as co-author.

Which motion prevailed.

Mr. Godwin moved the vote by which Senate Bill No. 35 was passed be reconsidered.

Which motion prevailed.

Mr. Godwin moved that Senate Bill No. 35 be returned to General Orders for the purpose of amendment.

Which motion prevailed.

Mr. Godwin moved that the documents relating to the citizenship of Lieutenant-governor Walter Welford be returned to him, and the Chief Clerk be instructed to express the appreciation of the House to Lieutenant-governor Walter Welford for the presentation of his citizenship papers to the House.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Schauss (by request) introduced:

House Bill No. 137. A Bill for an Act Creating the Office of County Superintendent of Highways; Providing for Appointment and Removal; Fixing Qualifications and Salary.

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

Messrs. Anderson of Bowman, Nobel and Place introduced:

House Bill No. 138. A Bill for an Act Providing for Conciliation of Controversies, Providing for Notice, Hearing and Conciliator's Certificate Before Judgment May Be En-

tered in Certain Actions, and Repealing Sections 9192a1 to 9192a14, Both Inclusive, as Amended, of the 1925 Supplement to the Compiled Laws of North Dakota.

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

Mr. Biberdorf introduced:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

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

Messrs. Burgum, Blaisdell and Parkinson introduced:

House Bill No. 140. A Bill for an Act Providing for the Regulation of Aeronautics Within this State; Providing for Uniformity with Federal Laws Regulating Aeronautics; Creating a State Aeronautics Commission; Providing the Powers and Duties of Such Commission; Providing for the Promulgation and Issuance of Rules and Regulations by Such Commission.

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

Mr. Olson of Mountrail introduced:

House Bill No. 141. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and Land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibiting Any Deficiency Judgments.

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

Messrs. Traynor and Odegard introduced:

House Bill No. 142. A Bill for an Act Amending and Re-enacting Section 189B6 Supplement to the Compiled Laws of 1913, Providing for a Permanent Surplus of Two Million Dollars in the State Hail Insurance Fund, Providing for a Refund of All Moneys Now in Such Permanent Surplus Fund in Excess of Two Million Dollars; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

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

SECOND READING OF HOUSE BILLS

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Hill	Place
Beggs	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Holte	Sand
Bjerke	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thompson
Dahl, Traill	Morris	Thoreson
Dalzell	McIlraith	Traynor
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Fjeld	Marks
Black	Halverson	Treffry

So the bill passed and the title was agreed to.

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 105; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Odegard
Aljets	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Hettinger
Anderson, Burke	Graham	Olson, Mountrail
Anderson, Sargent	Hall	Page
Anfinson	Hanson	Parkinson
Bailey, Eddy	Hewitt	Peterson, Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bjerke	Hurd	Sand
Born	Isaak	Saumur
Borstad	Jensen	Savre
Brunsdale	Johnson	Schantz
Brusseau	Kapaun	Schnell
Burgum	Keidel	Scholl
Burke	Kubischta	Seibel
Caddell	Langford	Schauss
Child	Larson	Shockman
Clarke	Lavik	Shurr
Cosgriff	Levin	Smith
Cunningham	Lohrbauer	Solberg
Dahl, Emmons	Moore	Stray
Dahl, Traill	Morgan	Symington
Dalzell	Morris	Thompson
Dittmer	McIlraith	Thoreson
Downey	McLarty	Traynor
Dullea	Mode	Tuff
Erickson, McKenzie	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fitzgerald	Noben	Williams
Frosaker	Norheim	Wolf
Gessner	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.
Blaisdell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Fjeld	Marks
Bilden	Halverson	Treffry
Black		

So the bill passed and the title was agreed to. The Speaker declared the Emergency Clause carried.

House Bill No. 92. A Bill for an Act to Amend and Re-enact Section 1176 of the Compiled Laws of 1913, Relating to Furniture, Maps, Register and School Library to be Furnished.

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, 103; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	Odegard
Anderson, Bowman	Gilbertson	Oglesby
Anderson, Burke	Godwin	Olson, Mountrail
Anderson, Sargent	Goodlaxon	Page
Anfinson	Graham	Parkinson
Bailey, Eddy	Hall	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Bjerke	Holte	Saumur
Blaisdell	Hurd	Savre
Born	Isaak	Schnell
Borstad	Jensen	Scholl
Brunsdale	Johnson	Seibel
Brusseau	Kapaun	Schauss
Burgum	Keidel	Shockman
Burke	Kubischta	Shurr
Caddell	Langford	Smith
Child	Larson	Solberg
Clarke	Lavik	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dazell	McIlraith	Tuff
Dittmer	McLarty	Twichell
Downey	Mode	Urschel
Dullea	Muus	Wendland
Erickson, McKenzie	Myers	Williams
Erickson, McLean	Niewoehner	Wolf
Fedje	Noben	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	
Levin	Schantz	
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Bilden	Halverson	Olson, Hettinger
Black	Marks	Treffry
Fjeld	O'Brien	

So the bill passed and the title was agree to.

GENERAL ORDERS

Mr. Anfinson moved that the House resolve itself into a committee of the whole for the consideration of general orders; which motion prevailed, and the House resolved itself into a committee of the whole.

The Speaker called Mr. Anfinson to the chair.

When the committee arose it submitted the following report:

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

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 4 of the printed bill before the word "including" and the comma preceding it strike out the words "interested parties" and insert in lieu thereof the word "guardians."

And when so amended recommend the same do pass.

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

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of Section 3 and renumber Sections 4 and 5. Section 4 to be renumbered as Section 3, and Section 5 to be renumbered as Section 4.

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

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

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Burgum moved that all absent members be excused.

Which motion prevailed.

Mr. Aljets moved that the rules be suspended and House Bill No. 46 be placed for second reading and final passage.

Which motion prevailed.

Mr. Brunsdale asked the unanimous consent of the House to amend House Bill No. 46.

Which request was granted.

Mr. Brunsdale moved that House Bill No. 46 be amended as follows:

Strike out the period after the word "poor" in the last line of the title, inserting therein a comma and the words "and Declaring an Emergency."

Which motion prevailed.

Mr. Brunsdale moved that the rules be suspended, that House Bill No. 46 be considered properly engrossed and placed on the calendar for second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures for Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There is Not a Sufficient Unexpended Balance in any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Godlaxson	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Hanson	Parkinson
Bailey, Dunn	Hewitt	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bjerke	Hurd	Sand
Blaisdell	Isaak	Saumur
Born	Jensen	Savre

Messrs.	Messrs.	Messrs.
Borstad	Johnson	Schantz
Brunsdale	Kapaun	Schnell
Brusseau	Keidel	Scholl
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thompson
Dahl, Traill	Morris	Thoreson
Dalzell	McIlraith	Traynor
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Halverson	Seibel
Black	Marks	Treffry
Fjeld		

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

Mr. Burgum moved the House do now adjourn.

Which motion prevailed.

And the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Art Peterson, Cando, N. D.; A. H. Erickson, Stark County, N. D.; M. Kempf, Ashley, N. D.; James Clark, Hurdsfield, N. D.; Walter Knudson, Hurdsfield, N. D.; Eleanor Morrison, Fargo, N. D.

TWENTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
February 4, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington.

Roll call: All members present except Representatives Bilden, Black, Burgum, Johnson and Kubischta.

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

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-sixth day and find the same to be correct.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Earl Hight, Minot, N. D., and others.

Ward County Farmers Union Committee.

R. A. Dotzenrod, Wahpeton, N. D., and others.

Mr. Moore moved that the communication received from R. A. Dotzenrod, and others, of Richland County, be printed in the Journal.

Which motion prevailed.

Wahpeton, North Dakota,
February 2, 1935.

Hon. William Crockett,
Speaker of the House,
Bismarck, North Dakota.

Dear Sir:

For your information I am herewith enclosing resolutions

pertaining to matters which the Richland County Holiday Association and the Nonpartisan League adopted in separate meetings held in regular separate meetings.

It was moved and seconded that the resolution No. 4, be sent to William Crockett, Speaker of the House of Representatives with a request that he place same in the record of the proceedings of the House of Representatives.

Yours very truly,

R. A. DOTZENROD,
Nonpartisan County Chairman..

Wm. Pinkham,
Actng Richland Co. Holiday Ass'n President.

The following resolutions were unanimously passed at the regular February meeting of the Richland County Holiday Association at which there were 452 members present, and the same resolutions were unanimously adopted at a Richland County Nonpartisan League meeting at which there were about 400 members present:

1. BE IT RESOLVED, By this body that we oppose any tax on Lignite Coal.

2. BE IT RESOLVED, By this body that we are opposed to any increase in the State Gasoline Tax.

3. BE IT RESOLVED, That we request Representatives and Senators to support a bill to allow the mortgagors to remove any improvements made by them after the giving of a mortgage in the event of foreclosure.

4. To C. E. Moore and Melvin Johnson:

WHEREAS, You were endorsed and elected by the Richland County Holiday Association and the Nonpartisan League in said County, and

WHEREAS, It has come to our attention that you have, in your voting, given us every reason to feel and believe that you have "sold us-out,"

NOW THEREFORE, We are serving notice on you that unless you at once write our County Chairman, R. A. Dotzenrod and W. A. Pinkham, offering a satisfactory explanation we will at our next meeting consider reading you out of our party and if this is done we will no longer consider you our representative and you will then be free to come out in the open and answer to the people whom you do represent.

5. WHEREAS, The Richland County roads have been made impassable this winter, and

WHEREAS, The County snow plow has been ineffective in permanently opening the roads,

NOW THEREFORE, Be it resolved, that this body ask the County Relief Committee to employ people for this work

regardless of whether or not they are now on relief rolls, but only people who are in need, and authorize the Chair to appoint a committee to call on the Relief Committee.

6. Honorable H. C. Williams and C. H. Morgan:

WHEREAS, It has come to our attention that the businessmen of Wyndmere, Lidgerwood and Hankinson have circulated and sent to you a petition of protest in regard to the stand you have taken in the "Moodie case,"

BE IT THEREFORE RESOLVED: That we, the members of the Richland County Holiday Association in regular meeting assembled, condemn said businessmen for circulating and sending the above mentioned petition and hereby urge you to "STAND PAT" in this fight until a final decision is reached,

BE IT FURTHER RESOLVED, That we respectfully ask Representatives Williams and Morgan to send a copy of the names appearing on said petition to the Secretary of the Richland County Holiday Association, so that we may know who our friends are. We have watched your voting and wish to commend you on the stand you have taken on the issues as they arose and we want you to know that we solidly endorse everything you have done.

7. WHEREAS, The tax paying ability of the people of this state is less than it was in 1933,

THEREFORE, BE IT RESOLVED, That we, the members of this organization oppose any increase in the total appropriations and recommend that the same be no more than was levied in 1933.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 4, 1935.

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

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures for Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There is Not a Sufficient Unexpended Balance in any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Also,

House Bill No. 80. A Bill for an Act to Amend and

Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Also,

House Bill No. 92. A Bill for an Act to Amend and Re-enact Section 1176 of the Compiled Laws of 1913, Relating to Furniture, Maps, Register and School Library to be Furnished.

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

Also transmit:

HOUSE CONCURRENT RESOLUTION No. "A-3"

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required.

Also,

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

And find the same correctly Engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolution:

HOUSE CONCURRENT RESOLUTION A-3

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which mo-tion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

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

SENATE CONCURRENT RESOLUTION "G"

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

SENATE CONCURRENT RESOLUTION "I"

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 58. A Bill for an Act Making an Appro-priation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

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

In line 3 of the printed bill, strike out the figures "\$197,658.00" and insert in lieu thereof the figures "\$75,158.00".

In line 15, item 2, strike out the figures "\$3,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 18, item 5, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$800.00."

In line 21, item 8, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,200.00."

In line 22, item 9, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00."

In line 30, item 17, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,000.00."

In line 32, change the totals from "\$301,860.00" to "\$298,160.00."

In line 35, strike out the figures "\$49,160.00" and insert in lieu thereof "\$45,460.00."

In line 38, item 2, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 39, item 3, strike out the figures "\$8,000.00" and insert in lieu thereof the figures "\$6,000.00." Strike out all of line 41, item 5; strike out lines 42 and 43 and 45.

Line 48, item 4, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00."

Renumbering the items, starting with item 2 and give it number 1, and ending with number 5.

In line 54, strike out the total "\$197,658.00" and insert in lieu thereof the total "\$75,158.00."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

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

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

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

O. C. ANDERSON,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 115. A Bill for an Act to Repeal All of Article 7a of the Political Code as Found in the 1925 Supplement to the 1913 Compiled Codes with All Amendments Thereof, Relating to State Transportation Officer. Repeal.

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

In line 1 of the title of the printed bill following the numeral 7a and preceding the words, "of the Political Code," insert the following words and numerals "of Chapter 43" and at the end of line 2 of the title of the printed bill strike out the word "Codes" and insert in lieu thereof the word "Laws."

In line 1 of the body of the printed bill after the numeral 7a and preceding the words, "of the Political," insert the following words and numerals "of Chapter 43."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the 1913 Revised Statutes of the State of North Dakota; Defining Riot.

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

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 119. A Bill for an Act Amending and Re-enacting Sections 6872, 6873 and 6874 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Liens by Inn Keepers and Keepers of Heated Furnished Apartments.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

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

In Section 3, line 8, after the word "physician" insert the words "appointed by the County Commissioners."

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

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

Section 2, line 9, after the word "employ" insert the words "and pay."

Section 3, line 4, strike out the words and figures "\$8.00" and insert in lieu thereof the words and figures "\$6.00."

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

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

Mr. Anderson of Sargent moved that House Bill No. 54 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Fedje moved that the name of I. N. Sanford, Assistant Proof Reader, be stricken from the employment list.

Which motion prevailed.

Mr. Page moved the Chair appoint a committee of three to notify Governor Welford the House is ready to receive any message he may have, if he wishes to deliver one.

Which motion prevailed.

Mr. Godwin moved that the Board of Managers, selected by the Chair under House Resolution "C," be discharged.

Which motion prevailed.

Mr. Godwin moved that further consideration of House Resolution "A," dealing with the citizenship papers of Thos. H. Moodie, be indefinitely postponed.

Which motion prevailed.

Mr. Godwin moved that the documents relating to the citizenship of Thos. H. Moodie, heretofore presented to the House, be returned, and the Chief Clerk instructed to express the appreciation of the House for this courtesy.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Messrs. Schantz and Born introduced:

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

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

Messrs. Schantz and Wolf introduced:

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 714a8 and 714a13, Supplement to the Compiled Laws of 1913 as Amended by Chapter 227 of the Session Laws of 1927 and Further Amended by Chapter 222 of the Session Laws of 1931 Relating to the Interest Rates on and Proposals for Deposits of Public Funds.

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

Messrs. Schantz and Born introduced:

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

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

Messrs. Schantz and Born introduced:

House Bill No. 146. A Bill for an Act Providing for the Revision and Passage of Village Ordinances.

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

Messrs. Schantz and Schauss introduced:

House Bill No. 147. A Bill for an Act Fixing the Method by Which the Workmen's Compensation Bureau Shall Classify the Risks of Different Classifications and Fix the Premiums to Be Charged Political Subdivisions for Insurance Covering Persons Employed on Work Relief Projects and Paid for by Federal Emergency Relief Administration or Other Federal Funds or Poor Relief Funds of Political Subdivisions.

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

Mr. Wendland introduced:

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract.

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

Messrs. Hanson and Myers introduced:

House Bill No. 149. A Bill for an Act Relating to the Foreclosure of Chattel Mortgages and Conditional Sales Contracts, and Prohibiting the Entry of Deficiency Judgments in Connection Therewith.

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

Mr. Olson introduced:

House Bill No. 150. A Bill for an Act Providing that Hospitals Exempt from Taxation Are Required to Accept Patients for Treatment by Generally Recognized Systems of Healing Arts to Be Employed at the Request of Patients.

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

Mr. Bjerke introduced:

House Bill No. 151. A Bill for an Act to Prohibit County Officers or Their Appointees from Attending Conventions at the Expense of the County.

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

Mr. Myers introduced:

House Bill No. 152. A Bill for an Act Providing for the Extermination of Bots in Horses and Mules; Defining Bot Treatment; Prescribing the Duties of Township Boards When Petitioned.

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

SECOND READING OF HOUSE BILLS

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, 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, 100; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Bjerke	Holthusen	Ritter
Blaisdell	Holte	Sand
Born	Hurd	Saumur
Borstad	Isaak	Schantz
Brunsdale	Jensen	Schnell
Brusseau	Kapaun	Scholl
Burgum	Keidel	Seibel
Burke	Larson	Schauss
Caddell	Lavik	Shockman
Child	Levin	Shurr
Clarke	Marks	Smith
Cosgriff	Moore	Solberg
Cunningham	Morgan	Symington
Dahl, Emmons	Morris	Thompson
Dahl, Traill	McIlraith	Thoreson
Dalzell	McLarty	Traynor
Dittmer	Mode	Treffry
Dullea	Muus	Twichell
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fedje	Noben	Wolf
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Downey	Savre	Williams
Langford	Stray	Mr. Speaker
Lohrbauer	Tuff	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Hewitt	Kubischta
Black	Johnson	

So the bill passed and the title was agreed to.

Mr. Shurr moved that the vote by which House Bill No. 62 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required.

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, 104; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Place
Bauer	Hewitt	Randall
Beggs	Hill	Ritter
Bettenhausen	Holey	Sand
Biberdorf	Holthusen	Saumur
Bjerke	Holte	Savre
Blaisdell	Hurd	Schantz
Born	Jensen	Schnell
Borstad	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Langford	Schauss
Burke	Larson	Shockman
Caddell	Lavik	Shurr
Child	Levin	Smith
Clarke	Lohrbauer	Solberg
Cosgriff	Marks	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thompson
Dahl, Traill	Morris	Thoreson
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker	O'Brien	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Isaak	Peterson, Cass

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Erickson, McKenzie	Kubischta
Black	Johnson	Traynor

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

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 109; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Bjerke	Holte	Saumur
Blaisdell	Hurd	Savre
Born	Isaak	Schantz
Borstad	Jensen	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.
Bilden	Johnson
Black	Place

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

SEVENTH ORDER OF BUSINESS

Mr. Aljets moved that the time for introducing appropriation bills be extended up to and including the Thirtieth Day.

Which motion unanimously prevailed.

GENERAL ORDERS

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

The Speaker called Mr. Bettenhausen to the chair.

When the Committee arose it submitted the following report:

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

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the figures "\$35,000.00" and insert in lieu thereof the figures "\$27,500.00."

And when so amended recommend the same do pass.

Also,

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

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1934, and all Prior Years;

Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

And recommend the following amendments:

Strike out all amendments as brought in by the Standing Committee, and all amendments heretofore made in this Committee of the Whole.

Strike out the caption "Payment and Cancellation of Personal Property Taxes for the year 1934 and prior years," where it appears below the words "A bill."

In the original bill, in line two, of the title, strike out the figures "1934," inserting in lieu thereof the figures "1931."

In line 2, of the original bill, in Section 1, strike out the figures "1934," inserting in lieu thereof the figures "1931." Strike out all of line 7 of Section 1, also lines 8 and 9 of the same Section.

And when so amended recommend the same do pass.

Also,

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

House Bill No. 110. A Bill for an Act to Compel Loan Agencies to Accept, in Payment of Loan, the Bonds or Shares Issued by Such Loaning Agency at the Time of the Making of Such Loan.

And recommend the adoption of the Standing Committee's amendments as follows:

After the word "loan" line 9, replace the period with a semi-colon and insert the following statement—"Notwithstanding any agreement to the contrary that may be signed by the borrower in connection with said loan."

And recommend that House Bill No. 110 be referred back to the House without recommendation.

Also,

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

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of 1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a Fund for the Extermination of Grasshoppers and for the Disposition of any Unexpended Balance Remaining in Such Fund.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, line 6, strike out words "resident tax payers" and insert in lieu thereof the word "electors."

Also,

In line 5, Section 1, strike out the word "twenty-five" and insert in lieu thereof the word "fifteen."

And the further amendment:

In line 5, Section 1, strike out the word "fifteen" and insert in lieu thereof the word "twenty-five."

And when so amended recommend the same do pass.

WM. H. BETTENHAUSEN,
Chairman.

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

Which motion prevailed.

Mr. Moore moved that House Bill No. 110 be referred back to a Special Committee to be appointed by the Chair.

Which motion prevailed.

The Speaker appointed Representatives Moore, Brunsdale and McIlraith on the committee to consider House Bill No. 110.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 4, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931; Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

Which the Senate has passed.

Also,

HOUSE CONCURRENT RESOLUTION "A-9"

Which the Senate has amended.

And your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

Mr. Noben moved the House do not concur in the Senate amendment to House Concurrent Resolution "A-9."

Which motion prevailed.

The Speaker appointed as a Conference Committee, Representatives Noben, Godwin and Twichell.

FIRST READING OF SENATE BILLS

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931, Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

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

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mrs. George Schuch, Gladstone, N. D.; Robert Chesrawn, Linton, N. D.; Oscar Stenson, Rock Lake, N. D.; Omar C. Norheim, Rock Lake, N. D.; N. W. Hawkinson, Rock Lake, N. D.; Emil Hoppoya, Rock Lake, N. D.; Roy Brandt, Jamestown, N. D.; Mrs. C. H. Morgan, Walcott, N. D.; Mrs. Ed Martell, Medina, N. D.; Harold Martell, Medina, N. D.; Helgi Johanneson, Cavalier, N. D.; B. H. Hjolmarson, Cavalier, N. D.; Edyth Schmidt, Bowdon, N. D.; Fred Fercho, Lehr, N. D.; Mr. and Mrs. T. D. Acheson, Bottineau, N. D.; Mr. and Mrs. G. Graf, Medina, N. D.; Mrs. Horsager, Berlin, N. D.; Mrs. Young, Berlin, N. D.; I. F. Vandenoever, Minot, N. D.; Fred Fisher, Sr., Mercer, N. D.; Fred Lieb, Mercer, N. D.; Fred Goh, Mercer, N. D.; Fred Just, Mercer, N. D.; Christ Wagner, Mercer, N. D.; James Brastrus, Courtenay, N. D.; Mrs. Al Ranky, Fessenden, N. D.; Mrs. Edgar Stone, Fessenden, N. D.; Edgar Stone, Fessenden, N. D.; Al Ranky, Fessenden, N. D.; Edith Darcy, Fessenden, N. D.; C. L. Noben, Fargo, N. D.; James Brastrup, Courtenay, N. D.; Jacob Ferland, Turtle Lake, N. D.; Peter Borg, Turtle Lake, N. D.; Mr. and Mrs. A. N. Lindsay, Mapleton, N. D.; Mrs. E. T. Mhyres, Bismarck, N. D.; Walter Arntz, Burnstad, N. D.; A. T. Hoff, Wishek, N. D.; John Weber, Wishek, N. D.; Mrs. Urban Powers, Fargo, N. D.

TWENTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 5, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington.

Roll call: All members present except Representatives Bilden, Downey, Godwin and Johnson.

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

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

On page 3, line 2, substitute word "or" for second word "of."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Rev. J. F. Bonhoff, Valley City, N. D.

Northwood Fire Department, Northwood, N. D.

Mrs. K. Jagd, Fargo, N. D.

John Dobbert, Robinson, N. D., and others.

Otto Schach, Bowman County, and others.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 5, 1935.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on House Concurrent Resolution "A-9," Representatives Noben, Godwin and Twichell.

Also return:

SENATE CONCURRENT RESOLUTION "G"

Also,

SENATE CONCURRENT RESOLUTION "I"

Which the House has adopted.

Also transmit:

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required.

Also,

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carry-

ing out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

Also,

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1934, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

HOUSE CONCURRENT RESOLUTION "A-10"

Have had the same under consideration and recommend that the same be adopted.

WM. H. BETTENHAUSEN,
Chairman.

Representative Burgum moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 121. A Bill for an Act Cancelling All Unpaid Personal and Real Property Taxes Levied and Assessed for the Year 1933 and All Prior Years, and Directing the Manner of Cancelling the Same on the Records.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 127. A Bill for an Act Providing for Assessment of and Requiring the State of North Dakota to Pay Taxes Upon All Lands Acquired Through Foreclosure of Mortgages, and Prohibiting Future Withdrawals.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Paragraphs (a) and (b) of Section 2166, Supplement to the Compiled Laws of 1913, and Section 2186 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 241 of the Session Laws of 1929 and Chapter 279 of the Session Laws of 1931, Relating to the Collection of Personal Property Taxes; Relating to Real and Personal Property Tax Liens and Prescribing the Duties of the Sheriff and County Auditor in Connection with the Collection of Such Taxes; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws

of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

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

In line 3 of the printed bill, strike out the figures "\$65,000" and insert in lieu thereof the figures "\$55,000."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

Mr. Fedje moved that H. B. Carlson of Jamestown, be employed by the House as Assistant Proof Reader.

ROLL CALL

The question being on the election of H. B. Carlson of Jamestown as Assistant Proof Reader, the roll was called and there were ayes, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Aljets	Frosaker	Odegard
Anderson, Bowman	Gessner	Oglesby
Anderson, Burke	Gilbertson	Olson, Hettinger
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bjerke	Holte	Sand
Black	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Kubischta	Scholl
Brusseau	Langford	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shockman
Caddell	Levin	Shurr
Child	Lohrbauer	Smith
Clarke	Marks	Solberg
Cosgriff	Moore	Stray
Cunningham	Morgan	Symington
Dahl, Emmons	Morris	Thompson
Dahl, Traill	McIlraith	Thoreson
Dalzell	McLarty	Traynor
Dittmer	Mode	Tuff

Messrs.	Messrs.	Messrs.
Downey	Muus	Urschel
Dullea	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fjeld	Norheim	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	
Bilden	Graham	Treffry
Erickson, McKenzie	Johnson	Twichell
Godwin	Keidel	

So H. B. Carlson was elected Assistant Proof Reader.

The Chair at this time announced the appointment of the committee to wait upon Governor Walter Welford and receive his message, which committee was as follows: Representatives Symington, Blaisdell and Stray.

FIRST READING OF HOUSE BILLS

Mr. Dahl of Emmons introduced:

House Bill No. 153. A Bill for an Act to Amend and Re-enact Chapter 6823 of the Compiled Laws of the State of North Dakota for 1913 as the Same is Now Set Forth in Chapter 155 of the Session Laws for the Year 1929 Relating to Lands Subject to Mechanic's Liens and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate From the Land; and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

Messrs. Morgan and Williams introduced:

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

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

Messrs. Schantz and Born introduced:

House Bill No. 155. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities From Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

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

Messrs. Aljets and Myers introduced:

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

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

Mr. J. D. Holthusen introduced:

House Bill No. 157. A Bill for an Act Providing for the Granting of Concessions in State, County and Municipal Public Buildings and the Grounds Adjacent Thereto, for Cafes, Restaurants, and Confectionaries; and, Providing for the Leasing, Renting, and Licensing of Such Public Concessions, and Making it Unlawful for Any State Official, County Official, Municipal Official, and Any Commission or Board Thereof, to Let Anyone Have the Use and Benefits of Any Such Concessions Without Having Complied With the Provisions of This Act, and Providing a Penalty Therefore; and Making This Act an Emergency Measure.

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

Mr. McIlraith asked for unanimous consent of the House to amend House Bill No. 69.

Which request was granted.

Mr. McIlraith moved that a comma be placed after the word "property" in line 9, page 2, of the bill.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, and that House Bill No. 69 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 100; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Noben
Aljets	Godwin	Norheim
Anderson, Bowman	Goodlaxon	O'Brien
Anderson, Burke	Graham	Odegard
Anderson, Sargent	Hall	Oglesby
Anfinson	Halverson	Olson, Mountrail
Bailey, Eddy	Hanson	Parkinson
Bailey, Dunn	Hewitt	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Black	Hurd	Sand
Born	Isaak	Saumur
Borstad	Jensen	Schantz
Brunsdale	Kapaun	Schnell
Burgum	Keidel	Scholl
Burke	Kubischta	Seibel
Caddell	Langford	Schauss
Child	Larson	Shockman
Clarke	Lavik	Shurr
Cosgriff	Levin	Smith
Cunningham	Lohrbauer	Solberg
Dahl, Emmons	Marks	Stray
Dahl, Traill	Moore	Symington
Dalzell	Morgan	Thompson
Dittmer	Morris	Thoreson
Dullea	McIlraith	Treffry
Erickson, McKenzie	McLarty	Tuff
Erickson, McLean	Mode	Twichell
Fedje	Muus	Urschel
Fjeld	Myers	Wendland
Fitzgerald	Niewoehner	Williams
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Gessner	Traynor
Blaisdell	Olson, Hettinger	Wolf
Brusseau	Page	Mr. Speaker
Downey	Savre	

Absent and not voting:

Messrs.
Bilden
Johnson

So the bill passed and the title was agreed to. The Speaker declared the Emergency Clause carried.

House Bill No. 70. A Bill for an Act Making an Appro-

priation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 88; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hall	Olson, Hettinger
Aljets	Hanson	Olson, Mountrail
Anderson, Bowman	Hill	Parkinson
Anderson, Burke	Holthusen	Peterson, Bottineau
Anderson, Sargent	Holte	Peterson, Cass
Anfinson	Hurd	Place
Bailey, Dunn	Jensen	Randall
Bauer	Kapaun	Ritter
Beggs	Keidel	Sand
Bettenhausen	Kubischta	Saumur
Born	Langford	Schantz
Borstad	Larson	Schnell
Brusseau	Lavik	Scholl
Burke	Levin	Seibel
Caddell	Marks	Schauss
Child	Moore	Shockman
Clarke	Morgan	Shurr
Cosgriff	Morris	Smith
Cunningham	McIlraith	Solberg
Dahl, Emmons	McLarty	Stray
Dahl, Traill	Mode	Symington
Dalzell	Muus	Thompson
Dittmer	Myers	Thoreson
Erickson, McKenzie	Niewoehner	Treffry
Erickson, McLean	Noben	Tuff
Fedje	Norheim	Twichell
Fjeld	O'Brien	Urschel
Fitzgerald	Odegard	Wendland
Godwin	Oglesby	Williams
Goodlaxon		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Lohrbauer
Biberdorf	Gilbertson	Page
Bjerke	Graham	Savre
Blaisdell	Halverson	Traynor
Burgum	Hewitt	Wolf
Downey	Holey	Mr. Speaker
Dullea	Isaak	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Brunsdale	Johnson
Black	Frosaker	

So the bill passed and the title was agreed to. The Speaker declared the Emergency Clause carried.

Mr. Burke requested the unanimous consent of the House to amend House Bill No. 116.

Which request was granted.

Mr. Burke moved that House Bill 116 be amended as follows:

In line 1 of the title, strike out "1913 Revised Statutes of the State of North Dakota" and insert in lieu thereof "Compiled Laws of North Dakota 1913."

In lines 1 and 2, Section 1, strike out the words "1913 Revised Statutes of the State of North Dakota" and insert in lieu thereof "Compiled Laws of North Dakota 1913."

Which motion prevailed.

Mr. Burke moved that the rules be suspended, and that House Bill No. 116 be considered properly engrossed and placed for second reading and final passage.

Which motion prevailed.

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the 1913 Revised Statutes of the State of North Dakota; Defining Riot.

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, 75; nays, 35; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Olson, Hettinger
Aljets	Fitzgerald	Olson, Mountrail
Anderson, Bowman	Frosaker	Page
Anderson, Burke	Godwin	Parkinson
Anderson, Sargent	Goodlaxon	Peterson, Bottineau
Anfinson	Graham	Place
Bailey, Eddy	Hanson	Randall
Bailey, Dunn	Hill	Ritter
Bauer	Holey	Sand
Beggs	Keidel	Savre
Bettenhausen	Langford	Scholl
Biberdorf	Larson	Seibel
Bjerke	Lavik	Schauss
Black	Levin	Shockman
Blaisdell	Lohrbauer	Shurr
Brusseau	Marks	Solberg
Burke	Morgan	Stray
Caddell	McIlraith	Thoreson
Child	McLarty	Treffry

Messrs.	Messrs.	Messrs.
Clarke	Mode	Tuff
Dahl, Emmons	Muus	Urschel
Dahl, Traill	Myers	Wendland
Dalzell	Noben	Williams
Erickson, McKenzie	Norheim	Wolf
Fedje	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Halverson	O'Brien
Brunsdale	Hewitt	Oglesby
Burgum	Holthusen	Peterson, Cass
Cosgriff	Holte	Saumur
Cunningham	Hurd	Schantz
Dittmer	Isaak	Schnell
Downey	Jensen	Smith
Dullea	Kapaun	Symington
Erickson, McLean	Kubischta	Thompson
Gessner	Moore	Traynor
Gilbertson	Morris	Twichell
Hall	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Borstad	Johnson

So the bill passed and the title was agreed to.

Mr. Godwin moved that the vote by which House Bill No. 116 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

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, 107; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Noben
Aljets	Frosaker	Norheim
Anderson, Bowman	Gessner	O'Brien

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Hall	Peterson, Cass
Bauer	Halverson	Place
Beggs	Hanson	Randall
Bettenhausen	Hewitt	Ritter
Biberdorf	Hill	Sand
Bjerke	Holey	Saumur
Black	Holthusen	Savre
Blaisdell	Holte	Schantz
Born	Hurd	Schnell
Borstad	Isaak	Scholl
Brunsdale	Jensen	Seibel
Brusseau	Kapaun	Schauss
Burgum	Keidel	Shockman
Burke	Kubischta	Shurr
Caddell	Langford	Smith
Child	Larson	Solberg
Clarke	Lavik	Stray
Cosgriff	Levin	Symington
Cunningham	Lohrbauer	Thompson
Dahl, Emmons	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McIlraith	Twichell
Dullea	McLarty	Urschel
Erickson, McKenzie	Mode	Wendland
Erickson, McLean	Muus	Williams
Fedje	Myers	Mr. Speaker
Fjeld	Niewoehner	

Those voting in the negative were:

Messrs.
Page
Wolf

Absent and not voting:

Messrs.	Messrs.
Bilden	Parkinson
Johnson	Peterson, Bottineau

So the bill passed and the title was agreed to.

Mr. Traynor moved that House Bill No. 48 be re-referred back to the Committee on Taxes and Tax Laws.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 5, 1935.

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

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Also,

Senate Bill No. 40. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages, at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

Also,

Senate Bill No. 31. A Bill for an Act to Amend and Re-enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals From Justice Courts.

Also,

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

Also,

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

Also,

SENATE CONCURRENT RESOLUTION "D"

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 5, 1935.

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

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

Also,

Senate Bill No. 21. 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.

Also,

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 916, of the Compiled Laws of North Dakota for the Year 1913, Pertaining to Payment of Expenses of Delegates to National Conventions.

Also,

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 5, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 922, Compiled Laws of 1913, Relating to Posting of Notices of Primary Election.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 5, 1935.

Mr. Speaker: I have the honor to inform you that the

President has appointed as a conference committee on House Concurrent Resolution "A-9," Senators Peterson, Drew and Watt.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 5, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 68. A Bill for an Act Relating to the Bonds to Be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84, Laws of 1933.

Also,

HOUSE CONCURRENT RESOLUTION No. "A-2"

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved that the House concur in the Senate amendments to House Concurrent Resolution "A-2."

Which motion prevailed.

Mr. Godwin moved that the House concur in the Senate amendments to House Bill 68.

Which motion prevailed.

Mr. Brunsdale moved that the rules be suspended, and that House Bill No. 68 be considered properly engrossed and placed for second reading and final passage.

SECOND READING OF HOUSE BILLS

House Bill No. 68. A Bill for an Act Relating to the Bonds to Be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84, Laws of 1933.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, by Senate, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Norheim
Aljets	Fitzgerald	O'Brien
Anderson, Bowman	Frosaker	Odegard
Anderson, Burke	Gessner	Oglesby
Anderson, Sargent	Gilbertson	Olson, Hettinger
Anfinson	Godwin	Olson, Mountrail
Bailey, Eddy	Goodlaxon	Page
Bailey, Dunn	Graham	Parkinson
Bauer	Halverson	Peterson, Bottineau
Beggs	Hanson	Place
Bettenhausen	Hewitt	Randall
Biberdorf	Hill	Ritter
Bjerke	Holey	Sand
Black	Holthusen	Saumur
Blaisdell	Holte	Savre
Born	Hurd	Schantz
Borstad	Isaak	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Smith
Child	Lavik	Stray
Clarke	Levin	Symington
Cosgriff	Lohrbauer	Thompson
Cunningham	Marks	Thoreson
Dahl, Emmons	Moore	Traynor
Dahl, Traill	Morgan	Treffry
Dalzell	Morris	Tuff
Dittmer	McLarty	Urschel
Downey	Mode	Wendland
Dullea	Muus	Williams
Erickson, McKenzie	Myers	Wolf
Erickson, McLean	Niewoehner	Mr. Speaker
Fedje	Noben	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Johnson	Shurr
Hall	McIlraith	Solberg
Jensen	Peterson, Cass	Twichell

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

FIRST READING OF SENATE BILLS

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

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

Senate Bill No. 21. 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.

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

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 916, of the Compiled Laws of North Dakota for the Year 1913, Pertaining to Payment of Expenses of Delegates to National Conventions.

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

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 922, Compiled Laws of 1913, Relating to Posting of Notices of Primary Election.

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

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of 1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a Fund for the Extermination of Grasshoppers and for the Disposition of any Unexpended Balance Remaining in Such Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 55; nays, 51; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Place
Anderson, Bowman	Godwin	Randall
Anderson, Burke	Halverson	Ritter
Anderson, Sargent	Hanson	Sand
Anfinson	Hill	Savre
Bailey, Dunn	Holey	Schnell
Bauer	Isaak	Scholl
Beggs	Kubischta	Seibel

Messrs.	Messrs.	Messrs.
Bettenhausen	Larson	Schauss
Biberdorf	Marks	Shockman
Bjerke	McLarty	Stray
Blaisdell	Mode	Symington
Born	Myers	Thoreson
Borstad	Noben	Treffry
Brusseau	Odegard	Tuff
Caddell	Olson, Hettinger	Urschel
Child	Olson, Mountrail	Wolf
Dahl, Emmons	Peterson, Bottineau	Mr. Speaker
Dahl, Traill		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Morgan
Bailey, Eddy	Gilbertson	Morris
Black	Goodlaxon	Muus
Brunsdale	Graham	Niewoehner
Burgum	Hall	Norheim
Burke	Hewitt	O'Brien
Clarke	Holthusen	Oglesby
Cosgriff	Holte	Page
Cunningham	Hurd	Peterson, Cass
Dalzell	Jensen	Saumur
Dittmer	Kapaun	Schantz
Downey	Keidel	Smith
Dullea	Langford	Thompson
Erickson, McKenzie	Lavik	Traynor
Fjeld	Levin	Twichell
Fitzgerald	Lohrbauer	Wendland
Frosaker	Moore	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	McIlraith	Shurr
Fedje	Parkinson	Solberg
Johnson		

So the bill was lost.

Mr. Traynor moved that the vote by which Senate Bill No. 35 was lost, be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

GENERAL ORDERS

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

The Speaker called Mr. Cunningham to the chair.

When the Committee arose it submitted the following report:

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

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the figures "\$197,658.00" and insert in lieu thereof the figures "\$75,158.00."

In line 15, item 2, strike out the figures "\$3,500.00" and insert in lieu thereof the figures "\$2,000.00."

In line 18, item 5, strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$800.00."

In line 21, item 8, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,200.00."

In line 22, item 9, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00."

In line 30, item 17, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$3,000.00."

In line 32, change the totals from "\$301,860.00" to "\$298,160.00."

In line 35, strike out the figures "\$49,160.00" and insert in lieu thereof "\$45,460.00."

In line 38, item 2, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

In line 39, item 3, strike out the figures "\$8,000.00" and insert in lieu thereof the figures "\$6,000.00." Strike out all of line 41, item 5; strike out lines 42 and 43 and 45.

Line 48, item 4, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00."

Renumbering the items, starting with item 2 and give it number 1, and ending with number 5.

In line 54, strike out the total "\$197,658.00" and insert in lieu thereof the total "\$75,158.00."

And when so amended recommend the same do pass.

Also,

House Bill No. 115. A Bill for an Act to Repeal All of Article 7a of the Political Code as Found in the 1925 Supplement to the 1913 Compiled Codes with All Amendments Thereof, Relating to State Transportation Officer. Repeal.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 1 of the title of the printed bill following the numeral 7a and preceding the words, "of the Political Code," insert the following words and numerals "of Chapter 43" and at the end of line 2 of the title of the printed bill strike out the word "Codes" and insert in lieu thereof the word "Laws."

In line 1 of the body of the printed bill after the numeral 7a and preceding the words, "of the Political," insert the following words and numerals "of Chapter 43."

And when so amended recommend the same do pass.

Also,

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 3, line 8, after the word "physician" insert the words "appointed by the County Commissioners."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 2, line 9, after the word "employ" insert the words "and pay."

Section 3, line 4, strike out the words and figures "\$8.00" and insert in lieu thereof the words and figures "\$6.00."

And when so amended recommend the same do pass.

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

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Burgum moved that all absent members be excused.

Which motion prevailed.

The Speaker signed in the presence of the House:

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance

Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Also,

Senate Bill No. 40. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

Also,

Senate Bill No. 31. A Bill for an Act to Amend and Re-enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals From Justice Courts.

Also,

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

Also,

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

Also,

SENATE CONCURRENT RESOLUTION "D"

EIGHTH ORDER OF BUSINESS

The Speaker administered the oath of office to Mr. H. B. Carlson of Steele, as Assistant Proof Reader.

FIFTH ORDER OF BUSINESS

REPORT OF STANDING COMMITTEES

The Committee on Livestock made the following report:

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

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-

stock at Packing Plants, Slaughtering Houses and Concentration Points.

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

In line 5 of Section 2, omit the words "give to the State a bond" and insert "Be bonded in this State bonding fund."

On line 6, Section 2, insert the following sentence from Sec. 5, beginning after period following the word duties: "suit may be brought thereon by any person injured by the misconduct of the principal."

In line 34, Sec. 2, omit the words "this is" and insert in place "they are."

In line 36, Sec. 2, instead of "Bureau of Agriculture" should be "Bureau of Agricultural Economics."

The original Sec. 3 to be replaced by an entire new section, set forth in the new form, marked amended.

All of Section 5, with the exception of the sentence previously referred to as inserted in Sec. 2, is omitted.

Section 6 in the original bill will thereby be numbered Sec. 5, Sec. 7, be numbered Sec. 6, etc.

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

W. W. Treffry moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved a reconsideration of the action by which the committee report on House Bill No. 7 was adopted.

Which motion prevailed.

Mr. Twichell moved that the report on House Bill No. 7 be referred to the committee for correction.

Which motion prevailed.

SIXTH ORDER OF BUSINESS

Mr. Symington reported for the special committee appointed to notify the Governor that the message had been delivered.

Mr. Noben moved that the House do now adjourn.

Which motion prevailed.

And the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mr. and Mrs. John H. Miller, Kulm, N. D.; Mr. and Mrs. Dan Patzer, Kulm, N. D.; Mr. and Mrs. Peter Schott, Kulm, N. D.; Mr. Gottfried Mueller, Kulm, N. D.; Mr. N. N. Mueller, Kulm, N. D.; Mr. John G. Gackle, Kulm, N. D.; P. A. Bartholomay, Leonard, N. D.; Carl Hansen, Alice, N. D.; Wm. Hartl, Bremen, N. D.; Joseph T. Allmaras, New Rockford, N. D.; Albert Barks, Egeland, N. D.; Dr. H. K. Walth, Wishek, N. D.; Jacob C. Krive, Wishek, N. D.; C. B. Lidermar, Wells County; T. J. Burbeck, Wells County; Fred Edinger, Cathay, N. D.; Frank Shumaker, Zeeland, N. D.; W. B. Arnold, Grand Forks, N. D.; J. M. Lund, Grand Forks, N. D.; John Sad, Valley City, N. D.; P. I. Dahlen, Williston, N. D.

THIRTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 6, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington.

Roll call: All members were present except Representatives Burke, Keidel, Levin, Solberg, and Traynor.

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

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

On page 3, line seventeen, and in previous Journals, wherever this error occurs, strike out capital E in word "engrossed" and insert in lieu thereof small letter "e."

On page 7, line 12, from bottom of page, strike out word "for" and insert in lieu thereof word "on."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

A communication was received by the House from:

Lawrence J. Mero, Grand Forks, N. D.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 6, 1935.

Mr. President: I have the honor to inform you that the

House has concurred in the Senate amendments to House Bill No. 68.

Also,

HOUSE CONCURRENT RESOLUTION No. "A-2"

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 6, 1935.

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

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

Also,

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the 1913 Revised Statutes of the State of North Dakota; Defining Riot.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

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

Also,

HOUSE CONCURRENT RESOLUTION "A-10"

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Also return:

SENATE CONCURRENT RESOLUTION No. "D"

Also,

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Also,

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

Also,

Senate Bill No. 31. A Bill for an Act to Amend and Re-enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals From Justice Courts.

Also,

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

Also,

Senate Bill No. 40. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Also,

House Bill No. 115. A Bill for an Act to Repeal All of Article 7a of the Political Code as Found in the 1925 Supplement to the 1913 Compiled Codes with All Amendments Thereof, Relating to State Transportation Officer. Repeal.

Also,

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

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

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 68. A Bill for an Act Relating to the Bonds to Be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84, Laws of 1933.

Also,

HOUSE CONCURRENT RESOLUTION "A-2"

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing,

Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

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

O. C. ANDERSON,
Chairman.

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

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian.

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

1. Strike out all of lines 4 to 27 inclusive and insert in lieu thereof the following:

The Board of Administration shall have general control and management of the hospital, and shall make all by-laws, rules and regulations necessary for the government of the same not inconsistent with the laws of the state, and shall appoint a Superintendent, a graduate of a reputable medical college; they shall also appoint one assistant Superintendent; and, they shall also appoint two or more assistant Chiropractors, as the needs of the hospital shall require, who shall be chiropractors of recognized skill and ability, graduated from a recognized chiropractic school or college, and they shall also appoint two or more assistant physicians, each of whom shall possess the qualifications required for the superintendent, all of whom shall be governed by the laws and by-laws of the institution.

2. Commencing with the word "and" in line 32 strike out the balance of the line and strike out the semi-colon after the word "results" and place in lieu thereof a period. Also strike out the word "results" in line 33.

And when so amended recommend the same do pass.

C. H. MORGAN,
Chairman.

C. E. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 4. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended, Defining Usury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL. P. WOLF,
Chairman.

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

Mr. Brunsdale moved that the vote by which House Bill No. 4 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 114. A Bill for an Act Providing for Filing of Petition by Candidates for School Offices in Common School Districts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETERSON, of Bottineau,
Chairman.

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

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

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

PETERSON, of Bottineau,
Chairman.

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

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 108. A Bill for an Act to Amend Section 3257 of the 1913 Compiled Laws of North Dakota Providing for the Election of Justices of the Peace and Constables in Each Commissioner District, Abolishing the Offices of Township Justice of the Peace and Township Constable and for Other Purposes.

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

In line 1 of the title, after the word act, insert "to repeal all of Section 3258; and."

In line 3 of the title of the Bill after the word "of" and before the word "township," insert "County Justices of the Peace and."

In line 4 of the title of the Bill after the word "constable" insert "and County Constables."

After the word "repealed" in line 5, Section 6, strike out the period and add "and all of Section 3258 is hereby repealed."

And when so amended recommend the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 5. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

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

After the word "re-enact" in the title, insert the following: "Section 2 and to repeal Sections 3 and 4."

Strike out the present Section 3 and insert in lieu thereof the following: "Section 3. Repeal: That Sections 3 and 4 of said Chapter 138 of the Session Laws of 1929, and all

other acts or parts of acts in conflict herewith are hereby repealed."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 134. A Bill for an Act Amending Section 160 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Appointment of Assistant and Special Assistant Attorneys General, Providing for Their Compensation and Duties, and Repealing All Acts or Parts of Acts in Conflict Herewith.

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

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

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

EDW. SAVRE,
Chairman.

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

Mr. Brunsdale moved as a substitute motion that House Bill No. 93 be referred to General Orders.

Which motion was lost.

The Committee on Judiciary made the following report:

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

House Bill No. 124. A Bill for an Act to Amend and Re-

enact Section 9023 of the 1913 Compiled Laws of the State of North Dakota Relating to the Time for Defendant's Appearance in Justice Court.

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

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

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

In line 2, page 2 of the act, strike out the word "redemption" and insert in lieu thereof the word "rendering."

Before the word "That" in line 2 insert the following: "It shall be unlawful for any court in this state to entertain a cause of action based upon a note or other evidence of debt, or promise, agreement, or obligation to pay money, given, taken or entered into in connection with, or growing out of, a loan upon real estate security, or a purchase of real estate, in this state, and."

In line 1, Section 2, strike out the capital letter "T" and in lieu thereof insert a small letter "t."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

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

EDW. SAVRE,
Chairman.

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

The Committee on Judiciary made the following report:

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

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

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

EDW. SAVRE,
Chairman.

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

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 99. A Bill for an Act to Amend and Re-enact Section 3839, of the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. C. ODEGARD,
Chairman.

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

Mr. Cosgriff moved as a substitute motion that House Bill No. 99 be re-referred to the Committee on Cities and Municipal Corporations for the purpose of amendment.

Which motion was lost.

The question reverted to the adoption of the report of the Committee on Cities and Municipal Corporations, recommending that House Bill No. 99 be indefinitely postponed.

Which motion prevailed.

Mr. Odegard moved that the vote by which House Bill No. 99 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

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

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

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

GEO. ALJETS,
Chairman.

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

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

HOUSE CONCURRENT RESOLUTION "A-8"

Providing for the Amendment of the Section 176 of Article 11 of the Constitution of North Dakota, as Amended, Relating to Taxation of Property.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

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

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

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

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931, Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

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

GEO. ALJETS,
Chairman.

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

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of the Session Laws of 1929 and Section 487 of the Compiled Laws of 1913, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

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

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: The majority of your Committee on Livestock to whom was referred:

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

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

In line 5, Sec. 2, strike out "give to the State a bond" and insert in lieu thereof "be bonded in the State Bonding Fund."

In line 6, Sec. 2, after period following the word duties insert the following: "Suit may be brought thereon by any person injured by the misconduct of the principal."

In line 34, Sec. 2, strike out the words "this is" and in lieu thereof insert "they are."

In line 36, Sec. 2, strike out "Agriculture" and insert in lieu thereof the words "Agricultural Economics."

In Sec. 3, on printed bill, strike out the entire section and insert in lieu thereof the following: The Commission shall prescribe the fee necessary to cover the cost of such weighing, docking, and grading, to be assessed and collected in such manner as the Commission may prescribe, and for the purpose of carrying out the provisions of this Act, there is hereby created in the State Treasury a state fund to be known as the "Livestock Weighing and Grading Fund." All fees collected by the Commission under the provisions of this act necessary in administering and enforcing this act, or so much thereof as may be necessary, are hereby appropriated to the use of said Commissioners and shall be paid into the State Treasury monthly and shall be credited to the said "Livestock Weighing and Grading Fund" to the use of the Commission and shall be paid out upon proper voucher and audit by the State Auditing Board for the expenses of said Commission in administering and enforcing the provisions of this Act; it being the intention of this Act to relieve the General Fund of the State from any and all cost in connection with the administration of the provisions hereof; provided, however, that there is appropriated out of the General Fund of the State, not otherwise appropriated, the sum of \$6,000.00 to carry out the provisions of this act.

Strike out entire Sec. 5.

Change numerals of Sec. 6 and the following Sections accordingly.

W. W. TREFFRY
 J. C. HANSON,
 D. C. CUNNINGHAM,
 ZACK SHOCKMAN,
 THOMAS J. BURKE,
 L. E. GOODLAXON,
 CHRIST P. RITTER,
 JAMES G. THORESON,
 JACOB URSCHER,
 CHRIST BORSTAD,
 J. H. LANGFORD,
 ARLO E. BEGGS,
 WM. J. BIBERDORF,
 ALBERT BJERKE,
 G. WENDLAND.

And when so amended recommend the same do pass.

W. W. TREFFRY,
 Chairman.

Mr. Treffry moved that the report be adopted.

The Committee on Livestock made the following report:

Mr. Speaker: The Minority of your Committee on Livestock to whom was referred:

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Have had the same under consideration and recommend that the same be indefinitely postponed.

Minority members:

ED. P. COSGRIFF,
EDWARD J. DULLEA.

Mr. Cosgriff moved as a substitute motion that the report of the Minority of the Committee on Livestock be substituted for the report of the Majority.

Which motion was lost.

The question being on the adoption of the report of the Majority of the Committee on Livestock, recommending House Bill No. 7 for amendment, the motion was put and the report was adopted.

REPORT OF SPECIAL COMMITTEE

Named to consider House Bill No. 110, the chairman, Moore, reported that the Committee request the withdrawal of House Bill No. 110.

Which request was granted.

Mr. Speaker: Your Conference Committee appointed to confer with a like Committee from the Senate have conferred and beg leave to report that we have agreed to concur in the Senate Amendment to House Resolution A-9.

And, further recommend that the name of H. B. Carlson be placed on the pay roll as Assistant Proof Reader, displacing I. Sanford.

Respectfully submitted,

For the House:

W. J. GODWIN,
NELS P. NOBEN,
L. L. TWICHELL,

For the Senate:

HARRY PETERSON,
G. F. DREW,
WM. WATT.

Mr. Godwin moved the adoption of the report of the Conference Committee on House Resolution "A-9."

Which motion prevailed.

Mr. Godwin moved the Conference Committee appointed by the Chair on House Resolution "A-9" be now discharged.

Which motion prevailed.

Mr. Moore moved to discharge the Select Committee appointed by the Chair, on House Bill No. 110.

Which motion prevailed.

Mr. Godwin moved that H. F. Swett of Kidder County, a former Member of the House, be escorted to the rostrum.

Which motion prevailed.

The House was addressed by Mr. H. F. Swett.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

HOUSE RESOLUTION "A-2"

Favoring Frazier-Lemke Bill.

Also,

Additional copies of:

SENATE CONCURRENT RESOLUTION "A"

Also,

SENATE CONCURRENT RESOLUTION "C"

Also,

House Bill No. 68. A Bill for an Act Relating to the Bonds to Be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84, Laws of 1933.

And the Speaker signed the same in the presence of the House.

Mr. Godwin moved that House Bill No. 136, now in the Committee on Ways and Means, be re-referred to the Committee on Appropriations.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 6, 1935.

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

House Bill No. 68. A Bill for an Act Relating to the Bonds to Be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84, Laws of 1933.

Also,

HOUSE CONCURRENT RESOLUTION "A-2"

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIRST READING OF HOUSE BILLS

Mr. Holte introduced:

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

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

Messrs. Symington and Dalzell introduced:

House Bill No. 159. A Bill for an Act to Provide for the Tagging and Licensing of Motor Vehicles, the Creation of a County Motor Vehicle Registration Department Instead of a State Motor Vehicle Registration Department of the State Highway Commission. Providing for the Abolishing of State Motor Vehicle Registration Department; Defining the Duties Imposed Upon State and County Officials and Their Compensation; Establishing the Method of Collecting and Distributing of Fees Received Therefrom; Fixing Penalties for Violation of This Act; Providing an Appropriation for Administering the Same and for Use of State Highway Commission; for Making of License Tags and for Repealing All Acts and Parts of Acts in Conflict Therewith.

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

Mr. Hurd asked the unanimous consent of the House for permission to amend House Bill No. 58.

Which request was granted.

Mr. Hurd moved to amend House Bill No. 58 as follows:

In line 2 of the title, and also in line 4 of the printed bill, strike out the words "new buildings and the comma;" in line 3 strike out the figures "\$75,158.00," inserting in lieu thereof the figures "\$71,458.00," and in line 54 of the printed bill strike out the figures "\$75,158.00," inserting in lieu thereof the figures "\$71,458.00."

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, and that House Bill No. 58 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 110; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	O'Brien
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Holte	Saumur
Blaisdell	Hurd	Savre
Born	Isaak	Schantz
Borstad	Jensen	Schnell
Brunsdale	Johnson	Scholl
Brusseau	Kapaun	Seibel
Burgum	Keidel	Schauss
Burke	Kubischta	Shockman
Caddell	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Wendland
Erickson, McLean	Muus	Williams
Fedje	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker
Fitzgerald	Noben	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Peterson, Cass	Urschel

So the bill passed and the title was agreed to.

House Bill No. 115. A Bill for an Act to Repeal All of Article 7a of the Political Code as Found in the 1925 Supplement to the 1913 Compiled Codes with All Amendments Thereof, Relating to State Transportation Officer. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 99; nays, 14; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Hurd	Ritter
Bilden	Isaak	Sand
Bjerke	Jensen	Saumur
Black	Johnson	Savre
Blaisdell	Keidel	Schantz
Born	Kubischta	Schnell
Borstad	Langford	Scholl
Brusseau	Larson	Seibel
Burgum	Lavik	Schauss
Caddell	Levin	Shockman
Child	Lohrbauer	Shurr
Clarke	Marks	Solberg
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Symington
Dahl, Traill	Morris	Thoreson
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Urschel
Dullea	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Hewitt	Smith
Burke	Holthusen	Thompson
Cosgriff	Holte	Traynor
Erickson, McKenzie	Kapaun	Twichell
Gessner	Peterson, Cass	

So the bill passed and the title was agreed to.

Mr. Traynor moved that House Bill No. 122 be re-referred to the Committee on State Affairs.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 6, 1935.

Mr. Speaker: I have the honor to return herewith:
HOUSE CONCURRENT RESOLUTION "A-3"

Also,

HOUSE CONCURRENT RESOLUTION "A-1"

Which the President pro tem. has signed.

Also transmit additional copies of:

SENATE CONCURRENT RESOLUTION No. "A"

And,

SENATE CONCURRENT RESOLUTION "C"

And your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 6, 1935.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 68. A Bill for an Act Relating to the Bonds to Be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84, Laws of 1933.

Also,

HOUSE CONCURRENT RESOLUTION "A-2"

Which the President pro tem. has signed.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Noben
Anderson, Bowman	Frosaker	Norheim
Anderson, Burke	Gessner	Odegard
Anderson, Sargent	Gilbertson	Oglesby
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Parkinson
Beggs	Hill	Peterson, Bottineau
Bettenhausen	Hurd	Place
Biberdorf	Isaak	Randall
Bilden	Jensen	Ritter
Bjerke	Keidel	Sand
Black	Kubischta	Saumur
Born	Langford	Savre
Borstad	Larson	Schnell
Brusseau	Lavik	Seibel
Caddell	Levin	Schauss
Child	Lohrbauer	Shockman
Clarke	Marks	Shurr
Cunningham	Moore	Smith
Dahl, Emmons	Morgan	Stray
Dahl, Traill	Morris	Thoreson
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Urschel
Dullea	Muus	Wendland
Erickson, McLean	Myers	Wolf
Fedje	Niewoehner	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hall	Johnson	Symington
Hewitt	O'Brien	Thompson
Holthusen	Peterson, Cass	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McKenzie	Scholl
Blaisdell	Godwin	Solberg
Brunsdale	Holey	Traynor
Burgum	Holte	Twichell
Burke	Kapaun	Williams
Cosgriff	Schantz	

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

GENERAL ORDERS

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

The Speaker called Mr. Niewoehner to the chair.

When the Committee arose it submitted the following report:

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

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the figures "\$65,000" and insert in lieu thereof the figures "\$55,000."

And when so amended recommend the same do pass.

H. F. NIEWOEHNER,
Chairman.

Mr. Olson of Hettinger moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment made the following report:

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

HOUSE CONCURRENT RESOLUTION "A-1"

Also,

HOUSE CONCURRENT RESOLUTION "A-2"

Also,

HOUSE CONCURRENT RESOLUTION "A-3"

Were delivered to the Secretary of State February 6, 1935.

VAL. P. WOLF,
Chairman.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

O. M. Hugelen, Napoleon; F. G. Helm, Cathay, Ed Linzmier, Cathay; Herb Chopman, Tower City; Haney Kaldor, Hillsboro; Mr. Edward W. Vancura, Fessenden; Mrs. Edward W. Vancura, Fessenden; Henry Pearson, Casselton; Anton J. Kudrna, Dickinson; Harry Semerod, Dickinson; Jim Kussy, Dickinson; Frank Semerod, Dickinson; Jim Polansky, Dickinson; F. M. Meland, Wellsberg; Jacob Krien, Antelope; Jacob Riech, Antelope; John Riech, Antelope; Fred Riech, Antelope; John Schoenbeck, Zap; Wm. Weiss, Zap; John Weiss, Zap; Clifford E. Fried, Spiritwood; J. N. Johnson, Jamestown; R. W. Sherman, Jamestown; Myron Sisson, Jamestown; F. A. Salzwedel, Alice; E. A. Ottinger, Jamestown; Joseph Welk, Hague; John A. Werner, Minot; Miss Byrnheld, Haugland, Minot; Mrs. M. D. Graham, Burlington; E. J. Reinbold, Gackle; Albert Zimmerman, Gackle; Gordon B. Burgum, Washburn; A. G. Burgeson, Douglas; Mrs. Chris Linnertz, Minot; Harry Moore, Forman; C. A. Shulz, Forman; Theo. Kaldor, Hillsboro; A. Leslie, Forman; Olof Larson, Park River; David Meberg, Park River; P. A. Peterson, Reeder; W. L. Walton, Bantry; Leonard Borgen, Ruso; Pete Borg, Ruso; Mrs. W. F. Peterson, Coleharbor; W. F. Peterson, Coleharbor; Selmer Larson, Cooperstown; G. Sharpe, Cooperstown; Helge Helgeson, Wales; E. A. Lunde, Lawton; Harry Thompson, Cooperstown; Mike Herme, Zealand; Mrs. J. Huber, Zealand; Christ Schatz, Zealand; Mrs. H. H. Hewitt, Minto; Mrs. Carolina Adam, Anamoose; Mrs. Myrtle Adam, Anamoose; Ervin Adam, Anamoose.

THIRTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
February 7, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington.

Roll call: All members were present except Representatives Morris and Fedje.

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

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

On page 1, line 11, correct spelling of word "members."

On page 1, line 13 from bottom of page, complete word "approved."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 7, 1935.

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

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of

1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a Fund for the Extermination of Grasshoppers and for the Disposition of any Unexpended Balance Remaining in Such Fund.

Also,

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

Which the House has amended.

Also transmit:

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Also,

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 115. A Bill for an Act to Repeal All of Article 7a of the Political Code as Found in the 1925 Supplement to the 1913 Compiled Codes with All Amendments Thereof, Relating to State Transportation Officer. Repeal.

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 68. A Bill Relating to the Bonds to be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84 Laws of 1933.

Was delivered to the Governor on February 6, 1935, at 4:40 o'clock P. M.

VAL. P. WOLF,
Chairman.

Mr. Caddell requested a petition he had received from Sioux City be read from the desk.

Which request was granted.

Mr. Born asked consent of the House to have a petition received by him from Stark County read at the desk.

Which request was granted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 7, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Concurrent Resolution "A-9."

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

John Ott, Stark County, N. D.

Jennie Solberg, Buford, N. D., and others.

Hans O. Thompson, Morristown, S. D., and others.

E. M. Hendricks, Bismarck, N. D.

Jacob J. Brosy, Ashley, N. D., and others.

Ecklund Coal Co., Wilton, N. D., and others.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

HOUSE CONCURRENT RESOLUTION A-9

A Concurrent Resolution Providing and Designating House and Senate Employees, and Naming and Fixing Their Salaries.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

In line 6 of the printed bill after the word rate, insert comma and after the comma insert "not to exceed eight per cent per annum."

And when so amended recommend the same do pass.

VAL. P. WOLF,
Chairman.

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

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 51. A Bill for an Act Relating to Unclaimed Deposits in Banks, Trust Companies and Building and Loan Associations Doing Business in North Dakota; Requiring All Banks, Trust Companies and Building and Loan Associations to Report to the State Bank Examiner All Unclaimed Deposits and Providing for Payment of Such Unclaimed Deposits Into the School Funds of the State of North Dakota; Providing Penalty for Violation, and Providing Protection to Owners.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 71 A Bill for an Act to Amend and Re-enact Section 6762 of the 1913 Revised Codes as Amended Relating to Renewal of Chattel Mortgages.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted.

Mr. Dahl of Emmons moved House Bill No. 71 be re-referred to the Committee on Judiciary.

Which motion prevailed.

The Committee on Appropriations made the following report:

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

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted.

Mr. Gilbertson moved as a substitute motion that House Bill No. 97 be re-referred to the Committee on State Affairs.

Which motion prevailed.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

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

VAL. P. WOLF,
Chairman.

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

The Committee on Warehouse and Grain Grading made the following report:

Mr. Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 104. A Bill for an Act Repealing Chapter 138 of the Session Laws of North Dakota for the Year 1929.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GOTTLIEB ISAAK,
Chairman.

Arlo E. Beggs moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 140. A Bill for an Act Providing for the Regulation of Aeronautics Within this State; Providing for Uniformity with Federal Laws Regulating Aeronautics; Creating a State Aeronautics Commission; Providing the Powers and Duties of Such Commission; Providing for the Promulgation and Issuance of Rules and Regulations by Such Commission.

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

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

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

House Bill No. 151. A Bill for an Act to Prohibit County Officers or Their Appointees from Attending Conventions at the Expense of the County.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 147. A Bill for an Act Fixing the Method by Which the Workmen's Compensation Bureau Shall Classify the Risks of Different Classifications and Fix the Premiums to Be Charged Political Subdivisions for Insurance Covering Persons Employed on Work Relief Projects and Paid for by

Federal Emergency Relief Administration or Other Federal Funds or Poor Relief Funds of Political Subdivisions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

The Committee on State Affairs made the following report:

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

House Bill No. 109. A Bill for an Act to Provide for the Appointment of a State Civil Service Commissioner; Defining the Duties, Powers and Compensation of such Commissioner; Providing Certain Rules which shall govern the Officials and Employees of the State in the Administration of said Act; Granting to the Governor of the State the Right to Make Rules and Regulations in Carrying Such Act into Effect; and Providing for Examinations of Certain Persons in Public Employment to Determine Their Fitness for Such Employment; Providing Penalties for Violations of the Act and Making an Appropriation for the Purpose of Paying the Salaries and Other Expenses of Said Civil Service Commissioner.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

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

A minority of the Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

HOUSE RESOLUTION "F"

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

J. C. HANSON,
EDW. SAVRE,
W. W. TREFFRY,
JACK SHOCKMAN,
PAUL A. SAND,
M. L. HOLEY.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted.

A majority of the Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

HOUSE RESOLUTION "F"

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANKLIN PAGE,
EDWIN TRAYNOR,
FRED BORN,
EINAR MUUS,
OLE G. FROSAKER,
M. D. GRAHAM,
FRANK E. GESSNER,
RAY R. HALL,
L. O. NORHEIM.

Mr. Wolf moved the Clerk read House Resolution "F."

Which motion prevailed, and House Resolution "F" was read.

Mr. Wolf moved that the House adopt House Resolution "F" at this time.

Which motion prevailed, and House Resolution "F" was adopted.

Mr. Cunningham moved that House Bill No. 166 be withdrawn before printed.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 7, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Concurrent Resolution "A-9."

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

February 6, 1935.

To the House of Representatives
of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 68. A Bill Relating to the Bonds to be Furnished by County Judges, Clerk of District Court and/or

Register of Deeds Filing Offices as Consolidated by Reason of Chapter 84 Laws of 1933.

Very truly yours,

WALTER WELFORD,
Governor.

REPORT OF STANDING COMMITTEES

The Committee on Livestock made the following report:

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

House Bill No. 152. A Bill for an Act Providing for the Extermination of Bots in Horses and Mules; Defining Bot Treatment; Prescribing the Duties of Township Boards When Petitioned.

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

W. W. TREFFRY,
Chairman.

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

The Committee on Livestock made the following report:

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

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

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

In line 2, Sec. 1, strike out comma at the end of line after the word "farmer," and in lieu thereof insert a comma after the word "veterinarian." Also insert the article "A" between the last two words of the line.

Add the following to Sec. 1: "Providing, this act shall not apply except within five miles of a farm or place where hog cholera actually exists, as diagnosed by a person officially authorized to make such diagnosis, and providing further that all rules and regulations pertaining to hog cholera promulgated by the State Livestock Sanitary Board that do not conflict with the above act shall be in full force and effect.

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

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

Mr. Wolf asked an extension of time as to House Bill No. 86.

Which request was granted.

Mr. Schauss asked an extension of time as to House Bill No. 120.

Which request was granted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

HOUSE CONCURRENT RESOLUTION "A-9"

Salary of House and Senate Employees

And the Speaker signed the same in the presence of the House.

FIRST READING OF HOUSE BILLS

Appropriations Committee introduced:

House Bill No. 160. A Bill for an Act Providing for the Licensing of Persons Owning and Operating Apiaries in the State of North Dakota; Creating and Establishing a "Bee Inspection Fund"; Providing for License Fee; Payment of Salaries and Expenses of Bee Inspectors; Providing for Penalty and Repealing Section 2790a20 of the 1925 Supplement to the 1913 Compiled Laws, and Declaring an Emergency.

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

Mr. McIlraith introduced:

House Bill No. 161. A Bill for an Act to Amend Section 2079b13, Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

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

Mr. McIlraith introduced:

House Bill No. 162. A Bill for an Act to Provide for Public Display of the Kind and Quality of Motor Fuel Offered For Sale.

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

Mr. Anderson of Bowman introduced:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 29 of Chapter 160 of the 1933 Session Laws, Relating to Registration of Motor Vehicles.

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

Messrs. Beggs, Thompson and Solberg introduced:

House Bill No. 164. A Bill for an Act Creating Official Board to Be Known as "North Dakota Poultry Improvement Board" for the Purpose of Improving Poultry Breeding, Control and Eradication of Communicable Poultry Diseases, Authorizing Board to Formulate Plans, to Prescribe, Adopt and Enforce Rules and Regulations for Inspection, Testing

and Certifying Poultry Hatcheries and Poultry Breeding Flocks for Breed Improvement in Accordance With Federal Regulations, Authorizing State Livestock Sanitary Board to Prescribe, Adopt and Enforce Rules and Regulations Testing, Approving, and Passing, as Free From Certain Diseases, Poultry Breeding Flocks, Prescribing License Fees and Fees for Service, Providing for Funds to Administer and Enforce This Act, and Fixing Penalties for Violations.

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

Messrs. Fedje and Aljets introduced:

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163, and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to Be Charged, and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith.

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

Mr. Fedje introduced:

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act" and Declaring it an Emergency.

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

Messrs. Schauss and Keidel introduced:

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

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

Mr. Fitzgerald (by request) introduced:

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

Was read the first time and referred to the Committee on Game and Fish.

Mr. Cosgriff introduced:

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 7, 1935.

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

HOUSE CONCURRENT RESOLUTION A-9

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

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 101; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Odegard
Aljets	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Mountrail
Anderson, Burke	Halverson	Page
Anderson, Sargent	Hanson	Parkinson
Anfinson	Hill	Peterson, Bottineau
Bailey, Eddy	Holey	Peterson, Cass
Bailey, Dunn	Holthusen	Place
Bauer	Holte	Randall
Beggs	Hurd	Sand
Bettenhausen	Isaak	Saumur
Biberdorf	Jensen	Savre
Bilden	Johnson	Schantz
Bjerke	Kapaun	Schnell
Black	Keidel	Seibel
Born	Kubischta	Schauss
Borstad	Langford	Shockman

Messrs.	Messrs.	Messrs.
Brunsdale	Larson	Shurr
Brusseau	Lavik	Smith
Burgum	Levin	Solberg
Burke	Lohrbauer	Stray
Caddell	Marks	Symington
Cosgriff	Moore	Thompson
Cunningham	Morgan	Thoreson
Dahl, Emmons	Morris	Traynor
Dahl, Traill	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson,McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Gessner	O'Brien	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	Graham	Olson, Hettinger
Child	Hewitt	Ritter
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clarke	Fedje	Scholl
Dalzell	Hall	

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

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 7, 1935.

Mr. President: I have the honor to inform you that Senate Bill No. 35 was returned to you amended in error.

Senate Bill No. 35 was lost in the House upon second reading on February 5th.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

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, 104; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Mountrail
Anfinson	Goodlaxon	Page
Bailey, Eddy	Graham	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Peterson, Cass
Beggs	Hewitt	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Sand
Bilden	Holte	Saumur
Bjerke	Hurd	Schantz
Black	Isaak	Schnell
Blaisdell	Jensen	Scholl
Born	Johnson	Seibel
Borstad	Kapaun	Schauss
Brunsdale	Keidel	Shockman
Brusseau	Kubischta	Shurr
Burgum	Langford	Smith
Burke	Larson	Solberg
Child	Lavik	Stray
Clarke	Levin	Symington
Cosgriff	Lohrbauer	Thompson
Cunningham	Marks	Thoreson
Dahl, Emmons	Moore	Traynor
Dahl, Traill	Morris	Treffry
Dalzell	McIlraith	Tuff
Dittmer	McLarty	Twichell
Downey	Mode	Urschel
Dullea	Muus	Wendland
Erickson, McKenzie	Myers	Williams
Erickson, McLean	Niewoehner	Wolf
Fjeld	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Caddell	Ritter	Mr. Speaker
Hill	Savre	

Absent and not voting:

Messrs.	Messrs.
Fedje	Morgan
Hall	Olson, Hettinger

So the bill passed and the title was agreed to.

House Bill No. 134. A Bill for an Act Amending Section 160 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Appointment of Assistant and

Special Assistant Attorneys General, Providing for Their Compensation and Duties, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 104; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Place
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Bilden	Holte	Saumur
Bjerke	Hurd	Savre
Black	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Gessner	Odegard	

Those voting in the negative were:

Messrs.

Brunsdale

Absent and not voting:

Messrs.

Aljets

Anderson, Sargent

Fedje

Messrs.

Frosaker

Hall

Morris

Messrs.

Noben

Peterson, Cass

So the bill passed and the title was agreed to.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

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, 76; nays, 27; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Parkinson
Anderson, Bowman	Godwin	Peterson, Bottineau
Anderson, Burke	Goodlaxon	Place
Anderson, Sargent	Hanson	Randall
Anfinson	Hill	Ritter
Bailey, Eddy	Holey	Sand
Bailey, Dunn	Holthusen	Savre
Beggs	Isaak	Schnell
Bettenhausen	Jensen	Scholl
Biberdorf	Kubischta	Seibel
Bjerke	Larson	Schauss
Black	Lavik	Shockman
Blaisdell	Levin	Shurr
Born	Marks	Solberg
Borstad	Moore	Stray
Brusseau	Morgan	Symington
Burgum	McIlraith	Thoreson
Caddell	McLarty	Treffry
Child	Mode	Tuff
Clarke	Myers	Twichell
Dahl, Emmons	Niewoehner	Urschel
Dahl, Traill	Norheim	Wendland
Dalzell	Odegard	Williams
Erickson, McKenzie	Olson, Hettinger	Wolf
Erickson, McLean	Olson, Mountrail	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Graham	Muus
Burke	Hewitt	O'Brien
Cosgriff	Holte	Oglesby
Cunningham	Johnson	Page
Downey	Kapaun	Saumur
Dullea	Keidel	Schantz
Frosaker	Langford	Smith
Gessner	Lohrbauer	Thompson
Gilbertson	Morris	Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fedje	Hurd

Messrs.	Messrs.	Messrs.
Bauer	Hall	Noben
Bilden	Halverson	Peterson, Cass
Dittmer		

So the bill passed and the title was agreed to.

Mr. Twichell voted "aye" on House Bill No. 93 for the purpose of reconsideration.

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9023 of the 1913 Compiled Laws of the State of North Dakota Relating to the Time for Defendant's Appearance in Justice Court.

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, 101; nays, 1; absent and not voting; 10; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Noben
Anderson, Bowman	Frosaker	Norheim
Anderson, Burke	Gessner	O'Brien
Anderson, Sargent	Gilbertson	Odegard
Anfinson	Goodlaxon	Oglesby
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Solberg
Child	Levin	Stray
Clarke	Lohrbauer	Symington
Cosgriff	Marks	Thompson
Cunningham	Moore	Thoreson
Dahl, Emmons	Morgan	Treffry
Dahl, Traill	Morris	Tuff
Dalzell	McIlraith	Urschel
Dittmer	McLarty	Wendland
Downey	Mode	Williams
Dullea	Muus	Wolf
Erickson, McLean	Myers	Mr. Speaker
Fjeld	Niewoehner	

Those voting in the negative were:

Messrs.
Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hall	Parkinson
Erickson, McKenzie	Holte	Randall
Fedje	Olson, Hettinger	Twichell
Godwin		

Passed:

Messrs.
Smith

So the bill passed and the title was agreed to.

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

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, 76; nays, 25; absent and not voting, 11; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Traill	Olson, Hettinger
Aljets	Dalzell	Olson, Mountrail
Anderson, Bowman	Erickson, McLean	Page
Anderson, Burke	Fitzgerald	Peterson, Bottineau
Anderson, Sargent	Godwin	Place
Anfinson	Goodlaxon	Randall
Bailey, Eddy	Graham	Ritter
Bailey, Dunn	Hanson	Sand
Bauer	Hill	Savre
Beggs	Holey	Schnell
Bettenhausen	Hurd	Seibel
Biberdorf	Isaak	Schauss
Bilden	Kubischta	Shockman
Bjerke	Larson	Shurr
Black	Lavik	Solberg
Blaisdell	Levin	Stray
Born	Marks	Symington
Borstad	Morgan	Thoreson
Brusseau	McIlraith	Treffry
Burgum	McLarty	Tuff
Caddell	Mode	Urschel
Child	Myers	Wendland
Clarke	Niewoehner	Williams
Cosgriff	Noben	Wolf
Cunningham	Odegard	Mr. Speaker
Dahl, Emmons		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Halverson	Morris
Burke	Holthusen	Oglesby
Dittmer	Holte	Peterson, Cass
Downey	Kapaun	Saumur
Dullea	Keidel	Smith
Fjeld	Langford	Thompson
Frosaker	Lohrbauer	Traynor
Gessner	Moore	Twichell
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson,McKenzie	Jensen	Parkinson
Fedje	Johnson	Schantz
Hall	Muus	Scholl
Hewitt	Norheim	

Passed:
O'Brien

So the bill passed and the title was agreed to.

Mr. Burgum voted "aye" for the purpose of reconsideration of House Bill No. 126.

Mr. Godwin moved the previous question.

Which motion prevailed.

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 61; nays, 45; absent and not voting, 6; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hill	Randall
Anderson,Bowman	Isaak	Ritter
Anderson, Burke	Kubischta	Sand
Anderson, Sargent	Larson	Savre
Anfinson	Lavik	Schnell
Bailey, Dunn	Marks	Scholl
Beggs	Moore	Seibel
Biberdorf	Morgan	Schauss
Black	McIlraith	Shockman
Born	McLarty	Shurr
Borstad	Mode	Solberg

Messrs.	Messrs.	Messrs.
Brusseau	Myers	Stray
Burgum	Noben	Symington
Caddell	Odegard	Thoreson
Child	Olson, Hettinger	Treffry
Dahl, Emmons	Olson, Mountrail	Tuff
Dahl, Traill	Page	Urschel
Dalzell	Parkinson	Williams
Erickson, McLean	Peterson, Bottineau	Wolf
Godwin	Place	Mr. Speaker
Hanson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Lohrbauer
Bailey, Eddy	Gilbertson	Morris
Bauer	Goodlaxon	Muus
Bettenhausen	Graham	Niewoehner
Brunsdale	Halverson	Norheim
Burke	Hewitt	O'Brien
Clarke	Holthusen	Oglesby
Cosgriff	Holte	Peterson, Cass
Cunningham	Hurd	Saumur
Downey	Jensen	Schantz
Dullea	Johnson	Smith
Fjeld	Kapaun	Thompson
Fitzgerald	Keidel	Traynor
Erickson, McKenzie	Langford	Twichell
Frosaker	Levin	Wendland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Dittmer	Hall
Bjerke	Fedje	Holey

Passed:

Messrs.
Blaisdell

So the bill passed and the title was agreed to.

Mr. Moore voted "aye," for the purpose of reconsideration of House Bill No. 133.

It now being 4:30 P. M., Mr. Brunsdale moved the House at this time recess for ten minutes.

Which motion prevailed.

Pursuant to recess the House re-convened at 4:40 P. M.

Mr. Godwin moved that the Third House have the privilege of holding its dance tomorrow evening in the corridor of the State Capital Building.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

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, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Noben
Aljets	Gessner	Norheim
Anderson, Bowman	Gilbertson	O'Brien
Anderson, Burke	Godwin	Odegard
Anderson, Sargent	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Hettinger
Bailey, Eddy	Halverson	Page
Bauer	Hanson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Bettenhausen	Hill	Place
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Blaisdell	Isaak	Schantz
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Smith
Caddell	Larson	Solberg
Child	Lavik	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fjeld	Niewoehner	Mr. Speaker
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Levin	Randall
Clarke	Olson, Mountrail	Shurr
Fedje	Peterson, Cass	Wolf
Hall		

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

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Oglesby
Aljets	Gilbertson	Olson, Hettinger
Anderson, Bowman	Goodlaxon	Page
Anderson, Burke	Graham	Parkinson
Anderson, Sargent	Halverson	Peterson, Bottineau
Anfinson	Hanson	Peterson, Cass
Bailey, Eddy	Hewitt	Place
Bailey, Dunn	Hill	Randall
Beggs	Holey	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Saumur
Bilden	Hurd	Savre
Bjerke	Isaak	Schantz
Black	Jensen	Schnell
Blaisdell	Johnson	Scholl
Born	Kapaun	Seibel
Borstad	Keidel	Schauss
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burke	Larson	Smith
Caddell	Lavik	Solberg
Child	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	McIlraith	Traynor
Dalzell	McLarty	Treffry
Dittmer	Mode	Tuff
Downey	Muus	Twichell
Dullea	Myers	Urschel
Erickson, McKenzie	Niewoehner	Wendland
Erickson, McLean	Noben	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Fedje	Levin
Burgum	Godwin	Morris
Clarke	Hall	Olson, Mountrail

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 7, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House Amendment to Senate Bill No. 66 and the President has appointed as a Conference Committee, Senators: Brostuen, Trovatten and Peterson.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 7, 1935.

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

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

Also,

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

Which the Senate has passed.

Also,

SENATE CONCURENT RESOLUTION "E"

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

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved that the Speaker appoint a Conference Committee consisting of three, to confer with a like committee from the Senate, as to Senate Bill No. 66.

Which motion prevailed.

The Speaker thereupon appointed Representatives Noben, Brunsdale and Bjerke.

FIRST READING OF SENATE BILLS

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

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

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

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

SENATE CONCURRENT RESOLUTION "E"

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

SECOND READING OF SENATE BILLS

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931, Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Aljets	Godwin	Olson, Hettinger
Anderson, Bowman	Goodlaxon	Olson, Mountrail
Anderson, Burke	Graham	Page
Anderson, Sargent	Halverson	Parkinson
Anfinson	Hanson	Peterson, Bottineau
Bailey, Eddy	Hewitt	Peterson, Cass
Bailey, Dunn	Hill	Place
Bauer	Holey	Randall
Beggs	Holthusen	Ritter
Bettenhausen	Holte	Sand
Biberdorf	Hurd	Saumur
Bilden	Isaak	Savre
Bjerke	Jensen	Schantz
Black	Johnson	Schnell
Blaisdell	Kapaun	Scholl

Messrs.	Messrs.	Messrs.
Born	Keidel	Seibel
Borstad	Kubischta	Schauss
Brunsdale	Langford	Shockman
Brusseau	Larson	Shurr
Burke	Lavik	Smith
Caddell	Lohrbauer	Solberg
Child	Marks	Stray
Clarke	Moore	Symington
Cosgriff	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dahl, Traill	McIlraith	Traynor
Dalzell	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Dittmer	Hall
Cunningham	Fedje	Levin

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

Mr. Noben moved that Senate Bill No. 57 be re-referred to the Committee on Ways and Means, for the purpose of amendment.

Which motion prevailed.

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

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, 80; nays, 30; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Olson, Mountrail
Anderson, Bowman	Gilbertson	Page
Anderson, Sargent	Graham	Parkinson
Anfinson	Halverson	Peterson, Bottineau
Bailey, Eddy	Hewitt	Peterson, Cass

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Holthusen	Ritter
Bauer	Holte	Sand
Beggs	Hurd	Saumur
Bettenhausen	Johnson	Schantz
Blaisdell	Kapaun	Schnell
Born	Keidel	Scholl
Brunsdale	Kubischta	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shockman
Caddell	Levin	Shurr
Child	Lohrbauer	Smith
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morris	Thompson
Dahl, Emmons	McIlraith	Traynor
Dittmer	McLarty	Twichell
Downey	Muus	Urschel
Dullea	Myers	Wendland
Erickson,McKenzie	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Norheim
Anderson, Burke	Goodlaxon	Oglesby
Biberdorf	Hanson	Olson, Hettinger
Bilden	Hill	Place
Bjerke	Holey	Randall
Borstad	Isaak	Savre
Brusseau	Jensen	Solberg
Dahl, Traill	Langford	Thoreson
Dalzell	Morgan	Treffry
Erickson, McLean	Mode	Tuff

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Fedje	Hall

So the bill passed and the title was agreed to.

GENERAL ORDERS

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

The Speaker called Mr. Traynor to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

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

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian.

And recommend the adoption of the Standing Committee's amendments as follows:

1. Strike out all of lines 4 to 27 inclusive and insert in lieu thereof the following:

The Board of Administration shall have general control and management of the hospital, and shall make all by-laws, rules and regulations necessary for the government of the same not inconsistent with the laws of the state, and shall appoint a Superintendent, a graduate of a reputable medical college; they shall also appoint one assistant Superintendent; and, they shall also appoint two or more assistant Chiropractors, as the needs of the hospital shall require, who shall be chiropractors of recognized skill and ability, graduated from a recognized chiropractic school or college, and they shall also appoint two or more assistant physicians, each of whom shall possess the qualifications required for the superintendent, all of whom shall be governed by the laws and by-laws of the institution.

2. Commencing with the word "and" in line 32 strike out the balance of the line and strike out the semi-colon after the word "results" and place in lieu thereof a period. Also strike out the word "results" in line 33.

And the further amendments:

In the last line of the title strike out the period and insert in lieu thereof a comma, and add the words "and declaring an emergency."

Also,

Amend the report of the Standing Committee on page 5 of House Journal of Feb. 6, by amending it to read "Strike out all of line 4 following the words "Chapter 264" and all following lines up to and including line 26."

And when so amended recommend the same do pass.

Also,

House Bill No. 108. A Bill for an Act to Amend Section 3257 of the 1913 Compiled Laws of North Dakota Providing for the Election of Justices of the Peace and Constables in Each Commissioner District, Abolishing the Offices of Township Justice of the Peace and Township Constable and for Other Purposes.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 1 of the title, after the word act, insert "to repeal all of Section 3258; and."

In line 3 of the title of the Bill after the word "of" and before the word "township," insert "County Justices of the Peace and."

In line 4 of the title of the Bill after the word "constable" insert "and County Constables."

After the word "repealed" in line 5, Section 6, strike out the period and add "and all of Section 3258 is hereby repealed."

And recommend that House Bill No. 108 be indefinitely postponed.

Also,

House Bill No. 5. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

And recommend the adoption of the Standing Committee's amendments as follows:

After the word "re-enact" in the title, insert the following: "Section 2 and to repeal Sections 3 and 4."

Strike out the present Section 3 and insert in lieu thereof the following: "Section 3. Repeal: That Sections 3 and 4 of said Chapter 138 of the Session Laws of 1929, and all other acts or parts of acts in conflict herewith are hereby repealed."

And when so amended recommend the same do pass.

Also,

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2, page 2 of the act, strike out the word "redemption" and insert in lieu thereof the word "rendering."

Before the word "That" in line 2 insert the following: "It shall be unlawful for any court in this state to entertain a cause of action based upon a note or other evidence of debt, or promise, agreement, or obligation to pay money, given, taken or entered into in connection with, or growing out of, a loan upon real estate security, or a purchase of real estate, in this state, and."

In line 1, Section 2, strike out the capital letter "T" and in lieu thereof insert a small letter "t."

Amend the report of the Standing Committee as follows: In that portion of the report of the Standing Committee in line twenty-one after the figures "two," insert the words "Section three"; also, strike out lines twenty-eight and twenty-nine.

Also, on page three, Section four, line three of the printed bill, strike out the word "never," and insert in lieu thereof the word "nevertheless."

And when so amended recommend the same do pass.

Also,

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

And recommend the adoption of the Standing Committee's amendment as follows:

In line 5, Sec. 2, strike out "give to the State a bond" and insert in lieu thereof "be bonded in the State Bonding Fund."

In line 6, Sec. 2, after period following the word duties insert the following: "Suit may be brought thereon by any person injured by the misconduct of the principal."

In line 34, Sec. 2, strike out the words "this is" and in lieu thereof insert "they are."

In line 36, Sec. 2, strike out "Agriculture" and insert in lieu thereof the words "Agricultural Economics."

In Sec. 3, on printed bill, strike out the entire section and insert in lieu thereof the following: The Commission shall prescribe the fee necessary to cover the cost of such weighing, docking, and grading, to be assessed and collected in such manner as the Commission may prescribe, and for the purpose of carrying out the provisions of this Act, there is hereby created in the State Treasury a state fund to be known as the "Livestock Weighing and Grading Fund." All fees collected by the Commission under the provisions of this act necessary in administering and enforcing this act, or so much thereof as may be necessary, are hereby appropriated to the use of said Commissioners and shall be paid into the State Treasury monthly and shall be credited to the said "Livestock Weighing and Grading Fund" to the use of the Commission and shall be paid out upon proper voucher and audit by the State Auditing Board for the expenses of said Commission in administering and enforcing the provisions of this Act; it being the intention of this Act to relieve the General Fund of the State from any and all cost in connection with the administration of the provisions hereof; provided, however, that there is appropriated out of the

General Fund of the State, not otherwise appropriated, the sum of \$6,000.00 to carry out the provisions of this act.

Strike out entire Sec. 5.

Change numerals of Sec. 6 and the following Sections accordingly.

And when so amended recommend the same do pass.

EDWIN TRAYNOR,
Chairman.

Mr. Child asked that the report of the Committee of the Whole be divided as to House Bill No. 87.

Which request was granted.

Mr. Gilbertson asked that the report of the Committee of the Whole be divided as to House Bill No. 108.

Which request was granted.

Mr. Brunsdale moved the adoption of the report of the Committee of the Whole on House Bills Nos. 5, 7 and 75.

Which motion prevailed.

Mr. Brunsdale moved House Bill No. 108 be re-referred to the Committee on State Affairs.

Which motion was lost.

Mr. Godwin moved the adoption of the report of the Committee of the Whole as to House Bill No. 108.

Which motion prevailed.

Mr. Gilbertson moved House Bill No. 87 be indefinitely postponed, and demanded a roll call.

The request was granted.

ROLL CALL

The question being on the substitute motion of Mr. Gilbertson for the indefinite postponement of House Bill No. 87, the roll was called and there were ayes, 34; nays, 69; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fitzgerald	Lavik
Black	Frosaker	Lohrbauer
Blaisdell	Gilbertson	Morris
Burgum	Graham	Muus
Burke	Halverson	Peterson, Cass
Clarke	Hewitt	Saumur
Cosgriff	Holte	Schantz
Cunningham	Hurd	Smith
Dahl, Emmons	Johnson	Thompson

Messrs.	Messrs.	Messrs.
Downey	Keidel	Traynor
Dullea	Langford	Twichell
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Olson, Mountrail
Anderson, Bowman	Hill	Parkinson
Anderson, Burke	Holey	Peterson, Bottineau
Anfinson	Holthusen	Place
Bailey, Eddy	Isaak	Randall
Bailey, Dunn	Jensen	Ritter
Bauer	Kapaun	Sand
Beggs	Kubischta	Savre
Bettenhausen	Larson	Schnell
Biberdorf	Marks	Seibel
Bilden	Moore	Shockman
Bjerke	Morgan	Shurr
Born	McIlraith	Solberg
Borstad	McLarty	Stray
Brusseau	Mode	Symington
Caddell	Myers	Thoreson
Child	Niewoehner	Treffry
Dahl, Traill	Noben	Tuff
Dittmer	Norheim	Urschel
Erickson, McLean	O'Brien	Wendland
Gessner	Odegard	Williams
Godwin	Oglesby	Wolf
Goodlaxon	Olson, Hettinger	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Page
Brunsdale	Hall	Scholl
Dalzell	Levin	Schauss
Erickson, McKenzie		

So the motion was lost.

Mr. Godwin moved the adoption of the report of the Committee of the Whole as to House Bill No. 87.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that all absent members be excused.

Which motion prevailed.

Mr. Page moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Fred Burman, Oakes; H. E. Jury, Fullerton; Mrs. P. and Mrs. A. Mattson, Oakes; Judge Graham, Ellendale; Mrs. J. H. Langford, Cooperstown; Professor Black, Ellendale; Ed. Thompson, Milnor; Jos. B. Voller, Rugby; Mrs. Jos. B. Voller, Rugby; L. F. Lesmeister, Selz; Mrs. Wm. Huff, Barton; Rev. Frank L. Watkins, Ashley; Albert Hauge, McLeod; Elmer Hague, McLeod; Ed. Thompson, McLeod; Miss Cecyle Hagen, Hillsboro; Mrs. Lyle George, Hillsboro; J. M. Jocner, Berthold; Lloyd Lasky, Leonard; August Glasow, Davenport; Herman Saljwedle, Leonard; E. G. Glasow, Davenport; Elmer Crockett, Langdon; J. R. Omland, Park River; I. Isaakson, Park River; L. H. Wehe, Bismarck; Nels Febelstad, Mercer; Carolina Adam, Anamoose; L. Wagner, McClusky; W. F. Albrecht, Anamoose; Mrs. Gilbert Bauke, Minot; Mrs. C. E. Moore, Wahpeton; Miss Blanche Stevens, Ellendale; Miss Nellie Howard, Ellendale; Lloyd Olson, Parshall; Mr. and Mrs. Chas. Devine, Williston; Geo. D. Tripp, Hettinger; Eddie Netting, Wimbledon; Ed. Suckut, Wishek; B. T. Pusich, Binch; Chester Evensen, Oberon; Tony Tweten, Oberon; Gust Tweten, Oberon; A. Archie Nelson, Washburn; M. Helen McCane, Grand Forks.

THIRTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 8, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington, N. D.

Roll call: All members were present except Representatives Anfinson and Savre.

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

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

On page 5, lines 11 and 12, and lines 30 and 31, strike out the following: "which motion prevailed and the report was adopted."

On page 32, under "General Orders," complete title of House Bill No. 3 by inserting the following after the syllable "Re," "enact Section 6072 of the Supplement to the 1913 Compiled."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Board of Administration.

R. V. Lindman, Minot, N. D.

B. C. Koester, Steele, N. D., and others.

Board of County Commissioners of Kidder County.

Bert Murray, Grassy Butte, N. D.

B. H. Haugen, Hannaford, N. D., and others.

T. A. Torrier, Ramsey County, N. D.

Olga Konoske, Montpelier, N. D., and others.

T. T. Fieglestad, Griggs County, and others.

Floyd Woodiwiss, Surrey, N. D., and others.

Dickey County United Farmers League.

Adolph Larson, Sanish, N. D.

Ecklund Coal Co., Wilton, N. D., and others.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 8, 1935.

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

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931, Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

Which the House has passed.

Also,

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

Which the House has amended.

Also transmit:

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the

1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Also,

House Bill No. 134. A Bill for an Act Amending Section 160 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Appointment of Assistant and Special Assistant Attorneys General, Providing for Their Compensation and Duties, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9023 of the 1913 Compiled Laws of the State of North Dakota Relating to the Time for Defendant's Appearance in Justice Court.

Also,

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

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

Also,

I have the honor to inform you that the Speaker has appointed as a conference committee on Senate Bill No. 66, Representatives Noben, Brunsdale and Bjerke.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of

a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian, and Declaring an Emergency.

Also,

HOUSE RESOLUTION F

And find the same correctly enrolled.

Also,

House Bill No. 5. A Bill for an Act to Amend and Re-enact Section 2 and to Repeal Sections 3 and 4, Chapter 138, Session Laws of North Dakota for the Year 1929.

Also,

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

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

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 81. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous of the Office of Dairy Commissioner.

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

In the Caption of the bill strike out the word deficit and insert in lieu thereof the word "emergency."

On the first line of the title of the bill insert the word **Emergency** between the word "an" and appropriation. At the end of the line 1 beginning with line 2 strike out the language, "A deficit in" and insert in lieu thereof the word "the."

In line 4 of the title of the bill, strike out the word "of" and insert in lieu the words "expenses for." At the end of the same line strike out the period after the word commissioner, insert a comma and add the following "and declaring an emergency." period.

In line 1 of the printed bill, Section 1, after the word "appropriation" insert the word "emergency."

In line 3 of the printed bill strike out the figures \$8,020.00 and insert in lieu thereof \$7,450 and further strike out the language "a deficit in."

On lines 5 and 6 after the word miscellaneous insert the word "expenses" in the same line following the word commissioner strike out the word "to-wit" and insert the following, "From the passage and approval of this act ending June the 30th, 1935, to-wit:".

In line 7 strike out the figures \$2,270.00 and insert in lieu thereof the figures \$2,000.00.

In line 13 strike out the figures \$300 and insert in lieu thereof \$200.

In line 14 strike out the figures \$2,200 and insert in lieu thereof \$2,000.00.

In line 18 strike out the figures \$8,020.00 and insert in lieu thereof the figures \$7,450.00 preceeding the figures \$7,450.00 insert the word **Total**.

In line 4 of Section 2 strike out the word fiscal and insert in lieu thereof the word biennium.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 85. A Bill for an Act Fixing the Salary of Dairy Commissioner, and Fixing the Salaries of Assistant Dairy Commissioners.

Have had the same under consideration and recommend that the same be re-referred to the Committee on State Affairs.

O. C. ANDERSON,
Chairman.

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

Mr. Godwin moved the time for the introduction of Appropriation Bills be extended up to and including the Thirty-fifth Day.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Saumur introduced:

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of the State of North Dakota for the Year 1913 and Section 1264 of the 1925 Supplement to the 1913 Compiled Laws as the Same were Amended by Chapter 227 of the 1933 Session Laws, Providing for the Time of Opening and Closing Polls and Declaring an Emergency.

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

Mr. Saumur introduced:

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Independent and Special School Districts; Requiring Establishment of Polling Places for Each 3000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

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

Mr. Dalzell introduced:

House Bill No. 173. A Bill for an Act to Amend and Re-enact Chapter 3 of the Session Laws of North Dakota for the Year 1931, Relating to Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax Is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

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

State Affairs Committee introduced:

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session

Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

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

Mr. W. W. Treffry (by request) introduced:

House Bill No. 175. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 306a17 of the 1925 Supplement to the Compiled Laws of 1913, Known as the Workmen's Compensation Act, Relating to Review and Appeals from Decisions of the Workmen's Compensation Bureau; and Repealing All Acts or Parts of Acts in Conflict Herewith, and Making the Same an Emergency Measure.

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

Messrs. Parkinson and Blaisdell introduced:

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in the Great World War.

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

SECOND READING OF HOUSE BILLS

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

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, 106; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Noben
Aljets	Gessner	Norheim
Anderson, Bowman	Gilbertson	O'Brien
Anderson, Burke	Godwin	Odegard
Anderson, Sargent	Goodlaxon	Oglesby
Bailey, Eddy	Graham	Olson, Hettinger
Bailey, Dunn	Hall	Olson, Mountraif
Bauer	Halverson	Page
Beggs	Hanson	Parkinson
Bettenhausen	Hill	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Biberdorf	Holey	Peterson, Cass
Bilden	Holthusen	Place
Bjerke	Holte	Randall
Black	Hurd	Ritter
Blaisdell	Isaak	Sand
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burke	Kubischta	Shockman
Caddell	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson,McKenzie	Mode	Wendland
Erickson, McLean	Muus	Williams
Fedje	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Saumur	Scholl
Burgum	Savre	Urschel
Hewitt		

So the bill passed and the title was agreed to.

House Bill No. 140. A Bill for an Act Providing for the Regulation of Aeronautics Within this State; Providing for Uniformity with Federal Laws Regulating Aeronautics; Creating a State Aeronautics Commission; Providing the Powers and Duties of Such Commission; Providing for the Promulgation and Issuance of Rules and Regulations by Such Commission.

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, 103; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson,Bowman	Godwin	Oglesby

Messrs.	Messrs.	Messrs.
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Bailey, Eddy	Halverson	Page
Bailey, Dunn	Hanson	Parkinson
Bauer	Hill	Peterson, Bottineau
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Johnson	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burgum	Langford	Schauss
Burke	Larson	Shockman
Clarke	Lavik	Shurr
Cosgriff	Levin	Smith
Cunningham	Lohrbauer	Solberg
Dahl, Emmons	Marks	Stray
Dahl, Traill	Moore	Symington
Dalzell	Morgan	Thompson
Dittmer	Morris	Thoreson
Downey	McIlraith	Treffry
Dullea	McLarty	Tuff
Erickson, McKenzie	Mode	Twichell
Erickson, McLean	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	

Those voting in the negative were:

Messrs.	Messrs.
Caddell	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Hall	Peterson, Cass
Bilden	Hewitt	Traynor
Child		

So the bill passed and the title was agreed to.

House Bill No. 152. A Bill for an Act Providing for the Extermination of Bots in Horses and Mules; Defining Bot Treatment; Prescribing the Duties of Township Boards When Petitioned.

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, 50; nays, 56; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Odegard
Aljets	Gilbertson	Olson, Mountrail
Anderson, Bowman	Godwin	Page
Bailey, Eddy	Hall	Peterson, Cass
Bailey, Dunn	Hanson	Place
Beggs	Holthusen	Saumur
Bilden	Holte	Scholl
Bjerke	Hurd	Seibel
Borstad	Kapaun	Schauss
Brunsdale	Keidel	Thompson
Burgum	Langford	Thoreson
Burke	Lohrbauer	Traynor
Cosgriff	Moore	Treffry
Cunningham	Morgan	Twichell
Downey	Morris	Urschel
Dullea	Myers	Williams
Fedje	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Graham	Olson, Hettinger
Bauer	Halverson	Parkinson
Bettenhausen	Hill	Peterson, Bottineau
Biberdorf	Holey	Randall
Black	Isaak	Ritter
Blaisdell	Jensen	Sand
Born	Johnson	Schantz
Brusseau	Kubischta	Schnell
Caddell	Larson	Shockman
Clarke	Levin	Shurr
Dahl, Emmons	Marks	Smith
Dahl, Traill	McIlraith	Solberg
Dittmer	McLarty	Stray
Erickson, McKenzie	Mode	Symington
Erickson, McLean	Muus	Tuff
Fitzgerald	Niewoehner	Wendland
Frosaker	Norheim	Wolf
Gessner	O'Brien	Mr. Speaker
Goodlaxon	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Dalzell	Lavik
Anfinson	Hewitt	Savre
Child		

So the bill was lost.

House Bill No. 5. A Bill for an Act to Amend and Re-enact Chapter 138, Session Laws of North Dakota for the Year 1929.

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, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Page
Bailey, Eddy	Graham	Parkinson
Bailey, Dunn	Hall	Peterson, Bottineau
Bauer	Halverson	Peterson, Cass
Beggs	Hanson	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Hurd	Saumur
Blaisdell	Isaak	Schantz
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Child	Lavik
Anfinson	Hewitt	Olson, Mountrail
Bilden	Holte	Savre

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

Mr. Godwin asked the unanimous consent of the House to amend House Bill No. 75.

Which request was granted.

Mr. Godwin moved that House Bill No. 75 as engrossed be amended as follows:

At the beginning of line 1 of the title insert the word "For" preceding the word "an."

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, and that House Bill No. 75 be considered properly engrossed and placed for second reading and final passage.

Which motion prevailed.

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 47; nays, 60, absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Sand
Anderson, Bowman	Hanson	Scholl
Anderson, Burke	Hill	Seibel
Anderson, Sargent	Isaak	Schauss
Beggs	Kubischta	Shockman
Bettenhausen	Larson	Shurr
Biberdorf	Marks	Solberg
Bilden	Morgan	Stray
Bjerke	Mode	Symington
Brusseau	Myers	Thoreson
Caddell	Noben	Treffry
Child	Odegard	Wendland
Dahl, Emmons	Olson, Hettinger	Williams
Dahl, Traill	Olson, Mountrail	Wolf
Dalzell	Peterson, Bottineau	Mr. Speaker
Erickson, McLean	Ritter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	McIraith
Bailey, Eddy	Godwin	McLarty
Bauer	Goodlaxon	Muus
Blaisdell	Graham	Niewoehner
Born	Hall	Norheim
Borstad	Halverson	O'Brien
Brunsdale	Holey	Oglesby
Burgum	Holthusen	Page
Burke	Holte	Parkinson
Clarke	Hurd	Peterson, Cass
Cosgriff	Jensen	Place

Messrs.	Messrs.	Messrs.
Cunningham	Johnson	Saumur
Dittmer	Kapaun	Schantz
Downey	Keidel	Schnell
Dullea	Langford	Smith
Erickson, McKenzie	Lavik	Thompson
Fedje	Levin	Traynor
Fjeld	Lohrbauer	Tuff
Frosaker	Moore	Twichell
Gessner	Morris	Urschel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Black	Randall
Bailey, Dunn	Hewitt	Savre

So the bill was lost.

Mr. Place voted "no," for the purpose of reconsideration of House Bill No. 75.

Mr. Godwin voted "no" for the purpose of reconsideration of House Bill No. 75.

Mr. Godwin moved that the time for the introduction of bills other than appropriation bills be extended to and including the Fortieth Day.

Which motion prevailed.

Mr. Solberg demanded call of the House.

Which demand was granted.

A roll call disclosed all members present except Anfinson, Brunsdale, Hewitt and Savre.

Mr. Solberg moved the call of the House be dispensed with.

Which motion prevailed.

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 89; nays, 21; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Odegard
Aljets	Fjeld	Oglesby
Anderson, Bowman	Fitzgerald	Olson, Hettinger
Anderson, Burke	Frosaker	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Parkinson
Bailey, Eddy	Godwin	Peterson, Bottineau
Bailey, Dunn	Goodlaxon	Place
Bauer	Graham	Randall
Beggs	Halverson	Ritter
Bettenhausen	Hanson	Sand
Biberdorf	Hill	Saumur
Bilden	Holey	Schantz
Bjerke	Holthusen	Scholl
Black	Hurd	Seibel
Blaisdell	Kapaun	Schauss
Borstad	Keidel	Shockman
Brusseau	Langford	Shurr
Burgum	Lavik	Solberg
Burke	Levin	Stray
Caddell	Marks	Symington
Child	Moore	Thompson
Clarke	Morgan	Thoreson
Cunningham	McIlraith	Treffry
Dahl, Emmons	Mode	Tuff
Dahl, Traill	Muus	Urschel
Dittmer	Myers	Wendland
Downey	Niewoehner	Williams
Erickson, McKenzie	Noben	Wolf
Erickson, McLean	O'Brien	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Jensen	Norheim
Brunsdale	Johnson	Page
Cosgriff	Kubischta	Peterson, Cass
Dalzell	Larson	Schnell
Dullea	Lohrbauer	Smith
Hall	Morris	Traynor
Holte	McLarty	Twichell
Isaak		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Hewitt	Savre

So the bill passed and the title was agreed to.

Mr. Treffry moved that the vote by which House Bill No. 7 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Fedje: Since this is a co-operative, politically farmer-owned bill, I am very much pleased to vote "aye."

Mr. Solberg: We are moving in one of two directions—either to monopoly by private industry or toward control and regulation by final government ownership. A vote in opposition to this bill is a vote for private monopoly. I vote "aye."

Mr. Traynor: Inasmuch as the gentleman who is sponsoring this bill states that we are moving toward regulation and ultimately government ownership—if that is what is back of it—I change my vote from “aye” to “no,” and wish my remarks recorded in the Journal.

Mr. Aljets: I vote “aye” on this bill for the reason the Farmers Union and the Farm Holiday Association is back of the bill; but I know myself it is not worth the paper on which it is written.

Mr. Schantz moved the previous question.

Which motion prevailed.

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian.

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, 56; nays, 48; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Isaak	Randall
Anderson, Bowman	Jensen	Ritter
Anderson, Burke	Kubischta	Schnell
Bailey, Eddy	Larson	Scholl
Bailey, Dunn	Marks	Seibel
Bauer	Moore	Schauss
Beggs	Morgan	Shockman
Bjerke	McIlraith	Shurr
Borstad	McLarty	Solberg
Brusseau	Mode	Stray
Child	Myers	Symington
Dahl, Traill	Noben	Thoreson
Dalzell	Norheim	Tuff
Erickson, McLean	Odegard	Urschel
Godwin	Olson, Hettinger	Wendland
Hanson	Olson, Mountrail	Williams
Hill	Page	Wolf
Holey	Peterson, Bottineau	Mr. Speaker
Holthusen	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McKenzie	Lavik
Anderson, Sargent	Fedje	Levin

Messrs.	Messrs.	Messrs.
Bettenhausen	Fjeld	Lohrbauer
Biberdorf	Fitzgerald	Morris
Blaisdell	Frosaker	Muus
Born	Gessner	Niewoehner
Brunsdale	Gilbertson	O'Brien
Burgum	Goodlaxon	Oglesby
Burke	Graham	Peterson, Cass
Caddell	Hall	Sand
Clarke	Holte	Saumur
Cosgriff	Hurd	Schantz
Cunningham	Johnson	Smith
Dahl, Emmons	Kapaun	Thompson
Downey	Keidel	Traynor
Dullea	Langford	Twichell

Absent and not voting:

Messrs.	Messrs.	
Anfinson	Dittmer	Parkinson
Bilden	Halverson	Savre
Black	Hewitt	Treffry

So the bill was lost.

Mr. Oglesby voted "no," for the purpose of reconsideration of the bill.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 8, 1935.

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

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures of Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There Is Not a Sufficient Unexpended Balance in Any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Which the Senate has passed.

Also, transmit herewith:

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866A6, Supple-

ment to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

Also,

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 8, 1935.

Mr. Speaker: I have the honor to return House Concurrent Resolution "A-7" which the Senate has amended as follows:

In line 21 of the printed resolution strike out the word "steps" after the word "immediate" and insert the word "steps" after the word "definite."

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 8, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 8, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 23. A Bill for an Act to Amend and Re-

enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375 of the 1913 Compiled Laws, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted a resolution allowing the rooms on the ground floor to be used for a Third House party on the evening of February 8, 1935.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 8, 1935.

Mr. Speaker: I have the honor to return:

HOUSE CONCURRENT RESOLUTION "A-9"

Which the President has signed.

Also transmit herewith:

SENATE CONCURRENT RESOLUTION "G"

Also,

SENATE CONCURRENT RESOLUTION "I"

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

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved that the House concur in the amendment of the Senate to House Concurrent Resolution No. "A-7."

Which motion prevailed.

Mr. Godwin moved the adoption of House Concurrent Resolution No. "A-7," as amended.

Which motion prevailed.

Mr. Twichell moved that the House concur in the amendments of the Senate to House Bill No. 23.

Which motion prevailed.

Mr. Brunsdale moved that the rules be suspended, and that House Bill No. 23 be considered properly engrossed and placed for second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

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, 95; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	O'Brien
Aljets	Goodlaxon	Odegard
Anderson, Bowman	Hall	Oglesby
Anderson, Burke	Hanson	Olson, Hettinger
Anderson, Sargent	Hill	Olson, Mountrail
Bailey, Eddy	Holey	Page
Bailey, Dunn	Holthusen	Peterson, Bottineau
Bauer	Holte	Peterson, Cass
Beggs	Hurd	Place
Biberdorf	Isaak	Randall
Black	Jensen	Ritter
Blaisdell	Johnson	Sand
Born	Kapaun	Schantz
Borstad	Keidel	Schnell
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burgum	Larson	Smith
Burke	Lavik	Solberg
Caddell	Levin	Stray
Clarke	Lohrbauer	Symington
Cosgriff	Marks	Thompson
Cunningham	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff

Messrs.	Messrs.	Messrs.
Dullea	McLarty	Twichell
Erickson, McLean	Mode	Urschel
Fedje	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf
Frosaker	Noben	Mr. Speaker
Gessner	Norheim	

Those voting in the negative were:

Messrs.
Bjerke
Godwin

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Erickson, McKenzie	Saumur
Bettenhausen	Graham	Savre
Bilden	Halverson	Scholl
Child	Hewitt	Seibel
Dahl, Emmons	Parkinson	Schauss
Dahl, Traill		

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 23 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Aljets moved that the House concur in the Senate amendments to House Bill No. 78.

Which motion prevailed.

Mr. Brunsdale moved that the rules be suspended, and that House Bill No. 78 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375 of the 1913 Compiled Laws, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

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, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	O'Brien
Aljets	Godwin	Odegard

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Burke	Hall	Olson, Hettinger
Anderson, Sargent	Halverson	Olson, Mountrail
Bailey, Eddy	Hanson	Page
Bauer	Hill	Peterson, Bottineau
Beggs	Holey	Peterson, Cass
Bettenhausen	Holthusen	Place
Biberdorf	Holte	Randall
Bjerke	Hurd	Ritter
Black	Isaak	Sand
Born	Jensen	Saumur
Borstad	Johnson	Schantz
Brunsdale	Kapaun	Schnell
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Lohrbauer	Symington
Dahl, Traill	Marks	Thompson
Dalzell	Moore	Thoreson
Dittmer	Morgan	Traynor
Downey	Morris	Treffry
Dullea	McIlraith	Tuff
Erickson, McKenzie	McLarty	Twichell
Erickson, McLean	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Gessner	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Clarke	Parkinson
Bailey, Dunn	Frosaker	Savre
Bilden	Graham	Scholl
Blaisdell	Hewitt	Seibel
Child	Mode	Williams

So the bill passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866A6, Supplement to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

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

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

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

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

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

GENERAL ORDERS

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

The Speaker called Mr. Noben to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

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

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 6 of the printed bill after the word rate, insert comma and after the comma insert "not to exceed eight per cent per annum."

Mr. Godwin moved as a substitute motion to the report of the Standing Committee:

In line 6 after the word "rate" insert a comma, and the following words "not to exceed the maximum rate allowed by law."

And when so amended recommend the same do pass.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2, Sec. 1, strike out comma at the end of line after the word "farmer," and in lieu thereof insert a comma after the word "veterinarian." Also insert the article "A" between the last two words of the line.

Add the following to Sec. 1: "Providing, this act shall not apply except within five miles of a farm or place where hog cholera actually exists, as diagnosed by a person officially authorized to make such diagnosis, and providing further that all rules and regulations pertaining to hog cholera promulgated by the State Livestock Sanitary Board that do not conflict with the above act shall be in full force and effect.

And when so amended recommend the same do pass.

NELS P. NOBEN,
Chairman.

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

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Morris moved that all absent members be excused.

Which motion prevailed.

Mr. McIlraith moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Tony Helbling, Mandan; Joe Schmitz, Valley City; Ben Northridge, Valley City; H. D. Davis, Cathay; Jake Helm, Cathay; Charles Bubee, Mandan; L. Rowe, Cando; John Leaky, Alexander; Jean McGillvray, Supt. of Schools, Cando; Carl S. Spong, Fargo; A. B. Strand, Bismarck; H. W. Davis, Cathay; B. Burreson, Lakota; L. W. Larson, Bismarck; T. J. Wagner, Sanborn; Eddie Netting, Wimbledon; Fred Fredrickson, Valley City; Ben Grotte, Valley City; Herman Stern, Valley City; Sam Story, Valley City; Andrew McKay, Fargo; J. H. Kohnen, Jamestown; Wm. Rothwell, Jamestown; H. C. Fulton, Jamestown; Louise Thompson, Grand Forks; Albert Vonburkem, Burke County; G. J. Christenson, Valley City; Mrs. Wm. Watt, Leonard; Mrs. Stelle Hendrickson, Fargo; Fred Kleen, Beulah; Frank Barth, Dickinson; J. P. Michaelenca, Kief; Fred Karpenko, Kief; John J. Ebel, Kief; Lloyd Mickaelereke, Kief; Miss Mary Ellen Hewitt, Minot; O. H. Schwaret, Mandan; Jack O. Riedel, Stanton; Mrs. M. H. Holte, Gardner; John Weber, Jr., Wishek; Fred Fercho, Lehr; Ben Wiese, Washburn; Mrs. Ben Wiese, Washburn; Roland Robinson, Washburn; R. Stubbs, Center; C. B. Jenkins, Linton; Paul Dalager, Stanley; T. E. Giedt, Richardton; Lea Burnstad, Napoleon; John V. Kuhn, Richardton; Mrs. I. E. Giedt, Richardton; Mrs. T. F. Murtha, Dickinson.

THIRTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
February 9, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Ira E. Herzberg, Bismarck.

Roll call: All members were present except Representatives Anderson of Sargent, Dittmer, Hall, Hewitt, McIlraith, Muus, Parkinson, Savre and Wendland.

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

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

On page 1, line 18, strike out the first word "as."

On page 1, line 3 from bottom of page, correct spelling of word "received."

On page 18, line 20, insert word "floor" after word "ground."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

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

Mr. Godwin requested that a petition he had received from County Commissioners of Sheridan County be read from the desk.

Which request was granted.

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Minot Council No. 277.

W. P. Massure, Cando, N. D., and others.

A. C. Erickans, Sioux County, and others.

R. A. Rieder, Williston, N. D.

Fred Marsh, McHenry County, and others.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 9, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375, Compiled Laws of North Dakota for the Year 1913, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Also,

HOUSE CONCURRENT RESOLUTION NO. A-7
FEDERAL SEED SUPPLY

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

O. C. ANDERSON,
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

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

In line three of the printed bill, strike out figures "\$100,260.00" and insert in lieu thereof the figures "\$118,440.00."

In line twelve, strike out the figures "\$50,320.00" and insert in lieu thereof the figures "\$65,000.00."

In line 13, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$11,000.00."

In line 17, strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$7,500.00."

In line 22, strike out the figures "\$100,260.00" and insert in lieu thereof the figures "\$118,440.00."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of

Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 125. A Bill for an Act Amending and Re-enacting Section 7214a3 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Granting of Preventative Relief and Interpreting Certain Provisions; Preventing the Issuing of Injunction Against Peaceable Picketing.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Cities and Municipal Corporations.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 160. A Bill for an Act Providing for the Licensing of Persons Owning and Operating Apiaries in the State of North Dakota; Creating and Establishing a "Bee Inspection Fund"; Providing for License Fee; Payment of Salaries and Expenses of Bee Inspectors; Providing for Penalty and Repealing Section 2790a20 of the 1925 Supplement to the 1913 Compiled Laws, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be re-referred to the State Affairs Committee.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 66 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

Have had the same under consideration and recommend that the Senate do concur in the House Amendments.

For the House:

NELS P. NOBEN,
KARL H. BRUNSDALE,
ALBERT BJERKE.

For the Senate:

J. K. BROSTUEN,
HARRY PETERSON.

NELS P. NOBEN,
Chairman.

Mr. Godwin moved that the report be adopted and that the committee be discharged.

Which motion prevailed.

Mr. Schnell moved the reconsideration of House Bill No. 152 which was lost yesterday.

Which motion prevailed.

Mr. Schnell moved that House Bill No. 152 be re-referred to the Committee on Livestock.

Which motion prevailed.

Mr. Oglesby moved that the vote by which House Bill No. 87 was lost be reconsidered.

Which motion prevailed.

Mr. Oglesby moved that House Bill No. 87 be placed as a Special Order of Business for next Monday, February 11th, at 3:00 P. M.

Mr. Godwin moved the vote by which House Bill No. 75 was lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 75 be placed in General Orders for consideration on next Monday.

Which motion prevailed.

Mr. Hanson moved that House Bill No. 112 be re-referred to the Committee on Livestock.

Mr. Hill moved as a substitute motion that House Bill No. 112 be indefinitely postponed.

Which motion prevailed.

Mr. Brunsdale moved to defer the signing of House Bill No. 45 for one legislative day.

Which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

SENATE CONCURRENT RESOLUTION "I"

Relative to Old Age Pensions

Also,

SENATE CONCURRENT RESOLUTION "G"

Pertaining to the Peace Garden

Also,

HOUSE RESOLUTION "F"

For a Bank of United States

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures of Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There Is Not a Sufficient Unexpended Balance in Any Funds to Meet an Emergency Created by Unusual and Unanticipated

Demands for the Relief of the Poor, and Declaring an Emergency.

Also,

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375 of the 1913 Compiled Laws, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Also,

HOUSE CONCURRENT RESOLUTION "A-7"

Pertaining to Feed Supply

And the Speaker signed the same in the presence of the House.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures of Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There Is Not a Sufficient Unexpended Balance in Any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Also,

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375, Compiled Laws of North Dakota for the

Year 1913, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Also,

HOUSE RESOLUTION A-7

Pertaining to Feed for Stock

And find the same correctly enrolled.

Also,

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

HOUSE RESOLUTION "F"

Also,

HOUSE CONCURRENT RESOLUTION "A-9"

Were delivered to the Secretary of State February 9th, 1935.

VAL. P. WOLF,
Chairman.

FIRST READING OF HOUSE BILLS

Messrs. Schauss and Bauer introduced:

House Bill No. 177. A Bill for an Act to Amend and Re-enact Chapter 236 of the 1933 Session Laws Relating to Common School District Transportation; Leaving Same to the Discretion of the School Board; Limiting the Amount That May Be Paid for Same and Repealing Chapter 244 of the Session Laws of the State of North Dakota for the Year 1931; Prohibiting Discrimination as Between Families.

Was read the first time and referred to the Committee on Education.

Messrs. Fedje and Cosgriff introduced:

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 201 and 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Sections 1, 3 and 4 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 213 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 217 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Creation of a Fire Marshal Department.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Schauss and Bauer introduced:

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Text Books May Be Changed in the Schools and Educational Institutions in This State.

Was read the first time and referred to the Committee on Education.

Messrs. Gilbertson, Morris, Burgum and Dullea introduced:

House Bill No. 180. A Bill for an Act to Amend and Re-enact Subdivisions (c) and (g) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles, Defining Commercial Hauling, Providing for a Refund, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Erickson of McLean, Dahl of Emmons, and Hanson introduced:

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933 Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Was read the first time and referred to the Committee on Ways and Means.

Messrs. Hall and Schauss introduced:

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

Was read the first time and referred to the Committee on Judiciary.

Mr. McLarty introduced:

House Bill No. 183. A Bill for an Act to Repeal Sections 924, 925, 926, and 927 of the Compiled Laws for the Year 1913, as Section 927 is Amended By Chapter 213 of the Session Laws of 1923, and as Found in Section 927a1 and 927a2, Relating to Publicity Pamphlet and the Publication and Distribution Thereof.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Messrs. Cunningham and Bilden (by request) introduced:

House Bill No. 184. A Bill for an Act to Eliminate the Necessity of Holding Elections to Fill Vacancies in Offices in Special School Districts, Independent School Districts and School Districts Organized Under Special Law, When no More Nominations Have Been Made Than There Are Vacancies to Be Filled; and to Provide That in Such Cases the Nominees Shall Be Declared Elected, Without the Necessity of a Vote of the Electors Upon Such Nominees.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Messrs. Noben and Dahl of Emmons introduced:

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Was read the first time and referred to the Committee on Insurance.

Mr. Schantz (by request) introduced:

House Bill No. 187. A Bill for an Act to Provide for a Crop Production Lien to Secure the Payment of Fuel and Lubrication Furnished to Owners and Tenants of Farm Lands for Use in Farm Tractors Used in Planting and Harvesting Crops or Both.

Was read the first time and referred to the Committee on Ways and Means.

Messrs. Godwin and Cunningham introduced:

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the first time and referred to the Committee on Judiciary.

Mr. Adam introduced:

House Bill No. 189. A Bill for an Act to Amend and Re-enact Chapter 227 of the 1931 Session Laws of the State

of North Dakota, Being an Amendment and Re-enactment of Section 18 of Chapter 155 of the Session Laws for the Year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipt to Be Issued By Such Warehousemen.

Was read the first time and referred to the Committee on Warehouse and Grain Grading.

Mr. Franklin Page introduced:

House Bill No. 190. A Bill for an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Was read the first time and referred to the Committee on State Affairs.

Mr. Franklin Page introduced:

House Bill No. 191. A Bill for an Act Providing for the Refunds of Tax Collected on Motor Vehicle Fuels Used for Other Purposes Than Operating Motor Vehicles on Public Highways, Provided Such Fuel is Blended With Not Less Than 10% Alcohol.

Was read the first time and referred to the Committee on State Affairs.

Mr. Place introduced:

House Bill No. 192. A Bill for an Act to Prohibit Employment of Women and Girls for the Purpose Serving Beer to Consumers.

Was read the first time and referred to the Committee on State Affairs.

Mr. Fedje introduced:

House Bill No. 193. A Bill for an Act Prohibiting the Deposit of Any Public Funds By Any State, County, School Township or Any Board or Commission in Any Bank, Unless at Least 51% of the Stock of Said Bank is Owned By Actual Residents of the State of North Dakota.

Was read the first time and referred to the Committee on Banks and Banking.

Mr. Aljets moved that House Bill No. 186 be not printed for at least three days.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Noben
Aljets	Fitzgerald	Norheim
Anderson, Bowman	Frosaker	O'Brien
Anderson, Burke	Gessner	Odegard
Anderson, Sargent	Gilbertson	Oglesby
Bailey, Eddy	Godwin	Olson, Hettinger
Bailey, Dunn	Goodlaxon	Olson, Mountrail
Bauer	Graham	Page
Beggs	Halverson	Peterson, Bottineau
Bettenhausen	Hanson	Peterson, Cass
Biberdorf	Hill	Place
Bilden	Holey	Randall
Bjerke	Holthusen	Ritter
Black	Holte	Sand
Blaisdell	Hurd	Schantz
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Trail	Moore	Thoreson
Dalzell	Morgan	Traynor
Downey	Morris	Tuff
Dullea	McLarty	Urschel
Erickson, McKenzie	Muus	Williams
Erickson, McLean	Myers	Wolf
Fedje	Niewoehner	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Isaak	Savre
Child	McIlraith	Treffry
Dittmer	Mode	Twichell
Hall	Parkinson	Wendland
Hewitt	Saumur	

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

GENERAL ORDERS

Mr. Erickson of McKenzie moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Erickson to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 81. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous of the Office of Dairy Commissioner.

And recommend the adoption of the Standing Committee's amendments as follows:

In the Caption of the bill strike out the word deficit and insert in lieu thereof the word "emergency."

On the first line of the title of the bill insert the word Emergency between the word "an" and appropriation. At the end of the line 1 beginning with line 2 strike out the language "A deficit in" and insert in lieu thereof the word "the."

In line 4 of the title of the bill, strike out the word "of" and insert in lieu the words "expenses for." At the end of the same line strike out the period after the word commissioner, insert a comma and add the following "and declaring an emergency." period.

In line 1 of the printed bill, Section 1, after the word "appropriation" insert the word "emergency."

In line 3 of the printed bill strike out the figures \$8,020.00 and insert in lieu thereof \$7,450 and further strike out the language "a deficit in."

On line 5 and 6 after the word miscellaneous insert the word "expenses" in the same line following the word commissioner strike out the word "to-wit" and insert the following, "From the passage and approval of this act ending June the 30th, 1935, to-wit:."

In line 7 strike out the figures \$2,270.00 and insert in lieu thereof the figures \$2,000.00.

In line 13 strike out the figures \$300 and insert in lieu thereof \$200.

In line 14 strike out the figures \$2,200 and insert in lieu thereof \$2,000.00.

In line 18 strike out the figures \$8,020.00 and insert in lieu thereof the figures \$7,450.00 preceeding the figures \$7,450.00 insert the word Total.

In line 4 of Section 2, strike out the word "fiscal" and insert in lieu thereof the word "biennium."

And the further amendments:

On page 2, Section 2, line 4 after the word "biennium" strike out the word "year."

And when so amended recommend the same do pass.

F. W. ERICKSON,
Chairman.

Mr. Morgan moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Shurr asked an extension of time as to House Bill No. 139.

SEVENTH ORDER OF BUSINESS

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

Mr. Burgum moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Frank Wetatees, Mandan; John Kennelly, Mandan; Mr. Jensen, Stutsman County; John Bek, Jr., McClusky; R. A. Nass, Cando; Wilma Nass, Cando; Lynn Nass, Cando; Fred Hughes, Cando; Richard Ferske, Cando; Herman Arhart, Cavalier; Lawrence H. Verry, Ellendale; Fred Vasper, Pembina County; Wm. Trenbeath, Pembina County; Godfry Morris, Pembina County; Jerry Auger, Pembina County; Wm. Kolock, Pembina County; Miss G. Quam, Pembina County; Gus Gunderson, Edgeley; Oral Dunsdon, Edgeley; R. W. Huggett, LaMoure; A. J. Sandness, LaMoure; Nels Goeson, Minot; Kermit Overby, Williston; Wm. Schaeffle, Bismarck; Eddie Netting, Wimbledon; Geo. Smith, Solen; A. E. Helbling, Mandan; Hellen Borden, Williston; Morris Erickson, Zahl; V. C. Anderson, Zahl; Mrs. V. C. Anderson, Zahl; W. J. Flynn, Ryder; Everett Griffin, Nortonville; Mrs. Ivan Engsted, Bismarck; Mrs. A. N. Lavik, Milnor; Caroline Evingson, Fargo; Mrs. I. E. Giedt, Richardton; Mrs. Wm. Bauer, Lehr; Mr. and Mrs. J. F. Baker, Aurelia; Mr. and Mrs. E. Albert, Aurelia; Lulee E. Rouion, Rolette; Bertha Strouse, Forman; Philip Schiff, Mohall; A. M. Warrin, Minot; Sidney Lokken, Jamestown; Miss A. Anderson, Anamoose; John Isaak, Anamoose; Sophia Isaak, Anamoose; Jerry Oshea, Blackwater; S. R. Sheldahl, Gardner.

THIRTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 11, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington, N. D.

Roll call: All members were present except Representatives Adam, Caddell, Downey, Graham, Johnson, Seibel and Muus.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-third day and recommend that the same be corrected as follows:

On page 9, line 20, correct spelling of name "Dullea."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Oglesby requested that a petition he had received from Barnes County be read from the desk.

Which request was granted.

Mr. Schnell requested that a petition he had received from Stark County be read from the desk.

Which request was granted.

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Barnes County Co-operative Creamery.

St. Andrew's Hospital, Bottineau, N. D.

Bowman Hospital, Bowman, N. D.

Anna M. Mortenson, Tioga, N. D.

Don R. Major, Williston, N. D.

Paul Schilla, Dickinson, N. D.

Drs. Wood and Wood, Minot, N. D.

E. F. Ringlee, D.Ds., Dickinson, N. D.

Dr. O. Enget, Powers Lake, N. D.

George Jackson, Dickinson, N. D.

R. E. Skonnord, Fargo, N. D.

A. Malmgren, Hillsboro, N. D.

Dr. J. M. Hjortland, Fargo, N. D.

V. A. Sustad, Fargo, N. D.

Dr. A. O. Wold, Devils Lake, N. D.

Dr. A. L. Garner, Devils Lake, N. D.

Dr. E. B. Uhlman, Williston, N. D., and others.

Chris G. Johnson, Golva, N. D.

Dr. R. L. Mason, Dickinson, N. D.

Charles King, Dickinson, N. D.

E. R. Brownson, D. C., Mayville, N. D.

E. Roy Erickson, Dickinson, N. D.

E. B. Starr, Jamestown, N. D.

Dr. H. A. Sauer, Devils Lake, N. D.

Dr. E. F. Boehlke, Dickinson, N. D.

N. J. Brown, New England, N. D.

Chas. F. Bartz.

Sister Superior, St. Joseph's Hospital, Dickinson, N. D.

A. F. Mischel, Dickinson, N. D., and others.

Mrs. Hattie Boethcher, Colgate, N. D., and others.

T. C. Musgrave, Stutsman County.

H. J. Gernhardt, Dickinson, N. D.

W. H. Stebleton, Egeland, N. D., and others.

Minot Federal Labor Union.

Elko Polonuk, Billings County, N. D.

Mr. Noben moved that the communication relative to "Conservation of Water" be printed in the Journal.

Which motion prevailed.

CONSERVATION OF WATER

The House of Representatives,
24th Legislative Assembly,
Bismarck, North Dakota.

Gentlemen:

Water being of great importance to the welfare of our State, and having become very scarce during the last few years, it is imperative that this problem be given some thought and consideration to the end that "Conservation of Water" may be made compulsory in certain instances.

The Government is spending thousands of dollars in building dams throughout the State of North Dakota to conserve water. While on the other hand the Townships, Counties and the State are spending a like amount or more annually in building bridges to let water pass on unhindered and unobstructed. This water more precious than gold "is helped" on and on, to the Gulf of Mexico where it is not needed.

Why not keep some of this water that falls on our land where it will do that land some good. Why not build our bridges wherever feasible to do so, in such a way that part of this water will be held back and not lost. A bridge serving two purposes to the common good of all the people. A bridge for traffic to cross over on, and to act as a dam. It can be done. And it would cost but very little more than a bridge alone would cost. It would tend to hold back or check floods, and it would create a body of water from a dry gulch, or a small lake from a dry creek bed. What a difference this would make in a semi-arid region. If there was a dam at every bridge, there would still be an abundance of water throughout the state, even after a dry summer as we had this last year.

The western half of our State is covered with thousands of so-called "dry creeks," creeks that run bank full of water after a heavy rain, but are dry within forty-eight hours thereafter. This water is lost forever. What better way would there be to hold it back than by constructing the bridges on such creeks to serve also as a dam, not only on these dry creeks, but the hundreds of creeks throughout the State of North Dakota that has water in them the year around. What a splendid accomplishment for the State if some law could

be drafted and passed, whereby every new bridge would be constructed as a dam, with a spillway to take care of the surplus water. In time this would mean thousands of reservoirs for storing water, which never again would be scarce.

CHRIS G. JOHNSON,
Golva, N. D.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 11, 1935.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 66.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 11, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 66.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 89. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes from Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of Counties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Have had the same under consideration and recommend that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Schantz moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out every thing after the words "A BILL" and insert in lieu thereof the following:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Therefor, Providing for the Levy of an Annual Tax, Prescribing Persons to Be Pensioned.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY
OF THE STATE OF NORTH DAKOTA:

Section 1. **FUND LEVIED. HOW.** There shall be levied and collected in each year, beginning with the year 1935, an annual tax of six-one-hundredths of a mill for each taxable dollar of the total equalized assessed valuation of all taxable property in the State of North Dakota as of the preceding year, for the purpose of creating a fund to be known as the Pension Fund for the blind, the proceeds of which levy shall be set apart in a separate fund for the payment of relief to the Blind, and nearly Blind persons, as hereinafter provided; such tax shall be collected in the same manner as is now provided, for the collection of other taxes, and when so collected shall be paid into the State Treasury, to the credit of the Pension Fund for the Blind. The fund shall be cumulative and any surplus remaining after each year shall be available for disbursement, according to this law for each succeeding year. If the amount

produced by the levy herein shall not be sufficient to pay the full amount of all claims allowed and authorized to be paid under this Act the said amount shall be divided proportionately among the various claimants.

Section 2. PENSION ALLOWED TO WHOM. An allowance from said pension fund shall not exceed the sum of \$25.00 per month for any one month and said amount shall be paid to the following persons who must be citizens of the United States and have resided in the State of North Dakota for five years immediately preceeding such application and shall have reached the age of 16 years.

1. The blind who are without adequate means of support.
2. The nearly blind, who because of said conditions are unable to earn a livelihood.

No one shall receive a pension hereinunder during the time he or she is an inmate of any State Charitable Institution or is receiving help by way of pension or otherwise from the United States government, the State of North Dakota or any of its subdivisions. Provided, however, that the County Commissioners may supplement out of said pension fund, any allowance so received from the United States government, the State of North Dakota, or any of its municipal subdivisions for any of the persons qualified hereinunder so that the same does not, added together, total more than \$25.00 per month.

Section 3. APPLICATION FOR PENSION. HOW MADE. Each person claiming to be entitled to a pension under this Act, shall, in the manner and form prescribed by the State Board of Administration, file a claim therefor with the Board of County Commissioners of the County of the residence of the claimant, which claim shall be verified by oath of affirmation of the claimant to the effect that the contents of his or her claim is true, in every material particular, and the same shall be supported by the affidavit of the County Health Physician of said county to the effect, among other things, that the applicant, in his judgment, is blind or has only slight vision, and cannot earn a livelihood because of said affliction. The Board of County Commissioners shall immediately set a date of hearing, at which time the claimant shall appear in support of his or her claim for such pension and the same shall be allowed or rejected by said Board as permitted by this law. If same is allowed, the pension shall be paid by the State Treasurer out of the State Pension Fund as hereinmentioned upon order of the chairman of the Board of County Commissioners of said county. In case such blind person, subsequent to the granting of such pension regains his or her eyesight such pension shall cease. The Board of County Commissioners of each county are hereby given authority, and it shall be their duty, from time to time, to investigate any violations of the provisions of this act.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the Year 1915, and Section 1828 of the 1925 Compiled Laws of North Dakota, and Chapter 241 of the Laws of the State of North Dakota for the Year 1933, Relating to the Use of Lignite Coal in State and County Institutions and Schools, and to Provide for the Use of Native Lignite Coal, Native Natural Gas, and Native Oil as Fuel in Such Institutions and Schools, and Providing a Penalty for the Violation of This Act.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the printed bill, after the word "schools," strike out the word "and" and insert in lieu thereof the word "any."

In line 7 of the printed bill after the word "state," strike out the comma and insert in lieu thereof a period.

At the end of line 7 beginning with the word "provided," strike out line 8 and all lines to and including line 21 of the printed bill.

In line 22 strike out the words "lignite coal" and insert in lieu thereof the word "fuel."

At the conclusion of the bill insert the following clause: "(Emergency. This act is declared to be an emergency measure and shall be in effect from and after its passage and approval.)"

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 146. A Bill for an Act Providing for the Revision and Passage of Village Ordinances.

Have had the same under consideration and recommend that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Odegard moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 29 of Chapter 160 of the 1933 Session Laws, Relating to Registration of Motor Vehicles.

Have had the same under consideration and recommend that the same be amended as follows:

In line 21 of the original bill, at the end of the line and after the word "December," strike out the numerals "13" and insert in lieu thereof the numerals "31."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act" and Declaring it an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line two of the title of the bill, strike out "and declaring it an emergency," and insert a period after the word "Act" in the same line of the title.

Strike out all of Section 2 of the body of the original bill.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of an Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 and 3 of Section 1, as came from the Senate, strike out the following language, "an employee of the State Historical Society of the State of North Dakota as" and insert in lieu thereof the letter "a."

In line 12 and 13, change the comma to a period, and strike out the remainder of the sentence.

In line 17, strike out the word "said" and in the same line strike out the words "Historical Society" and insert in lieu thereof the words "of North Dakota."

In Sec. 4 in line 2, change the word "through" to read "throughout."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Marks moved that action on House Bill No. 44 be deferred for one legislative day.

Which motion prevailed.

Mr. Treffry moved that the vote by which House Bill No. 112 was indefinitely postponed Saturday be reconsidered.

Which motion prevailed.

Mr. Treffry moved that House Bill No. 112 be re-referred to the Committee on Livestock.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 11, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

Also,

House Bill No. 140. A Bill for an Act Providing for the Regulation of Aeronautics Within this State; Providing for Uniformity with Federal Laws Regulating Aeronautics; Creating a State Aeronautics Commission; Providing the Powers and Duties of Such Commission; Providing for the Promulgation and Issuance of Rules and Regulations by Such Commission.

Also,

House Bill No. 5. A Bill for an Act to Amend and Re-enact Section 2 and to Repeal Sections 3 and 4, Chapter 138, Session Laws of North Dakota for the Year 1929.

Also,

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

Also,

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Also, transmit:

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375, Compiled Laws of North Dakota for the Year 1913, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Also,

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures of Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There Is Not a Sufficient Unexpended Balance in Any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Also,

HOUSE CONCURRENT RESOLUTION A-7

Which the Speaker has signed and your signature is respectfully requested.

Also return:

SENATE CONCURRENT RESOLUTION G

Also,

SENATE CONCURRENT RESOLUTION I

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MONDAY, FEBRUARY 11, 1935

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MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 11, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota, and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 11, 1935.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIRST READING OF HOUSE BILLS

Messrs. Borstad, Fedje and Solberg introduced:

HOUSE CONCURRENT RESOLUTION A-11

Memorializing Congress to Enact Legislation to Provide Funds to Assist in Hospitalization and Care of the Sick.

Was read the first time and referred to the Committee on Public Health.

Mr. E. A. Hill introduced:

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 232 of the Session Laws of North Dakota for 1933, Relating to Tuition Fees for Non-resident High School Pupils.

Was read the first time and referred to the Committee on Education.

Messrs. Symington and Marks introduced:

House Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuel; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act, Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act," and Approved at a State Wide Election Held June 30, 1926.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Solberg, Cunningham and Godwin introduced:

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor.

Was read the first time and referred to the Committee on Agriculture.

Mr. Fjeld introduced:

House Bill No. 197. A Bill for an Act to Repeal Section 2, of Chapter 106 Session Laws of North Dakota 1927, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Mr. Brunsdale (by request) introduced:

House Bill No. 198. A Bill for an Act to Repeal Chapter 168 of the Session Laws of the State of North Dakota for 1927, as Amended by Chapter 151 of the Session Laws of North Dakota for 1929, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of the Investment.

Was read the first time and referred to the Committee on Insurance.

Messrs. Morgan and Williams introduced:

House Bill No. 199. A Bill for an Act to Regulate the Service of Meals in Places of Business Not Entirely Devoted to Such Service; Repealing All Acts or Parts of Acts in Conflict Herewith; and Providing a Penalty for the Violation Hereof.

Was read the first time and referred to the Committee on State Affairs.

Mr. Page introduced:

House Bill No. 200. A Bill for an Act to Authorize the Motor Vehicle Registrar of This State to Issue Permits to Non-resident Owner of Foreign Motor Vehicle, Allowing Them to Travel on the Highways of This State Under Certain Conditions and Fixing Fees Therefor and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Fedje and Dahl of Emmons introduced:

House Bill No. 201. A Bill for an Act Authorizing Counties to Levy a Tax to Provide Medical, Surgical and Hospital Care for its Residents, Providing Procedure for Adoption and for Discontinuing, Giving County Commissioners Certain Powers and Placing Certain Restrictions, Authorizing County Commissioners to Foster Maternity Homes and Provide Hospital Care for Mothers and Expectant Mothers, Establishing Medical and Surgical Fees to Be Paid Attending Physicians, Surgeons, Chiropractors and Osteopaths and Limiting Fees to Be Charged by Such Physicians, Surgeons, Chiropractors and Osteopaths and Hospitals and Repealing All Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Hurd (by request) introduced:

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 175, Session Laws of the State of North Dakota for the Year 1929.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Niewoehner introduced:

House Bill No. 203. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment or Initiated Measure or Other Question Involving an Initiated Act or Amendment Shall Be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Was read the first time and referred to the Committee on Elections and Election Privileges.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 11, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures of Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There is Not a Sufficient Unexpended Balance in Any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Also,

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375, Compiled Laws of North Dakota for the Year 1913, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Also,

HOUSE CONCURRENT RESOLUTION "A-2"

Also,

HOUSE CONCURRENT RESOLUTION "A-7"

Which the President has signed.

Also transmit:

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931, Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bill No. 5 and the President has appointed as a Conference Committee Senators Fredrickson, Dubay, Eastgate.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 94; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	.Olson, Mountrail
Anderson, Bowman	Goodlaxon	Page
Anderson, Burke	Hall	Parkinson
Anderson, Sargent	Hanson	Peterson, Bottineau
Anfinson	Hewitt	Peterson, Cass
Bailey, Eddy	Holey	Place
Bailey, Dunn	Holthusen	Randall
Bauer	Holte	Ritter

Messrs.	Messrs.	Messrs.
Beggs	Hurd	Sand
Bettenhausen	Isaak	Saumur
Biberdorf	Jensen	Schantz
Black	Kapaun	Schnell
Born	Keidel	Scholl
Brunsdale	Kubischta	Seibel
Burgum	Langford	Schauss
Burke	Larson	Shockman
Child	Lavik	Shurr
Clarke	Lohrbauer	Smith
Cosgriff	Marks	Solberg
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Symington
Dahl, Traill	Morris	Thompson
Dalzell	McLarty	Thoreson
Dullea	Mode	Traynor
Erickson, McKenzie	Myers	Treffry
Erickson, McLean	Niewoehner	Twichell
Fedje	Noben	Urschel
Fjeld	Norheim	Wendland
Fitzgerald	O'Brien	Williams
Frosaker	Odegard	Wolf
Gessner	Olson, Hettinger	Mr. Speaker
Gilbertson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bilden	Brusseau	Oglesby
Bjerke	Hill	Savre
Blaisdell	McIlraith	Tuff
Borstad		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Graham	Levin
Dittmer	Halverson	Muus
Downey	Johnson	Adam

So the bill passed and the title was agreed to.

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor.

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, 101; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Olson, Hettinger
Aljets	Gessner	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gilbertson	Page
Anderson, Burke	Godwin	Parkinson
Anderson, Sargent	Goodlaxon	Peterson, Bottineau
Anfinson	Hall	Peterson, Cass
Bailey, Eddy	Halverson	Place
Bailey, Dunn	Hewitt	Randall
Beggs	Hill	Ritter
Bettenhausen	Holey	Sand
Biberdorf	Holthusen	Saumur
Bilden	Holte	Schantz
Bjerke	Hurd	Schnell
Black	Kapaun	Scholl
Blaisdell	Keidel	Seibel
Born	Kubischta	Schauss
Borstad	Langford	Shockman
Brunsdale	Larson	Shurr
Brusseau	Lavik	Smith
Burgum	Lohrbauer	Solberg
Burke	Marks	Stray
Child	Moore	Symington
Clarke	Morgan	Thompson
Cosgriff	Morris	Thoreson
Cunningham	McIlraith	Traynor
Dahl, Emmons	McLarty	Treffry
Dahl, Traill	Mode	Tuff
Dalzell	Myers	Twichell
Dittmer	Niewoehner	Urschel
Dullea	Noben	Wendland
Erickson, McLean	Norheim	Williams
Fedje	O'Brien	Wolf
Fjeld	Odegard	Mr. Speaker
Fitzgerald	Oglesby	

Those voting in the negative were:

Messrs.
Savre

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Graham	Johnson
Caddell	Hanson	Levin
Downey	Isaak	Muus
Erickson, McKenzie	Jensen	

So the bill passed and the title was agreed to, and the Speaker declared the emergency clause carried.

It now being 3:00 P. M., the time set for the consideration of House Bill No. 87, as a special order of business, Mr. Godwin asked the consent of the House to defer action on House Bill No. 87 until after the roll call on House Bill No. 83, now before the House.

Which request was granted.

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 100; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Hall	Page
Anfinson	Halverson	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Hill	Place
Beggs	Holey	Randall
Bettenhausen	Holthussen	Ritter
Biberdorf	Holte	Sand
Bjerke	Hurd	Savre
Black	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Keidel	Seibel
Borstad	Kubischta	Schauss
Brusseau	Langford	Shockman
Burgum	Larson	Shurr
Burke	Lavik	Smith
Child	Lohrbauer	Solberg
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dahl, Traill	McIlraith	Traynor
Dalzell	McLarty	Treffry
Dittmer	Mode	Tuff
Dullea	Myers	Twichell
Erickson, McKenzie	Niewoehner	Urschel
Erickson, McLean	Noben	Wendland
Fedje	Norheim	Williams
Fjeld	O'Brien	Wolf
Fitzgerald		

Those voting in the negative were:

Messrs.
Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Frosaker	Levin
Brunsdale	Graham	Muus
Caddell	Johnson	Saumur
Downey	Kapaun	Scholl

So the bill passed and the title was agreed to.

Mr. Oglesby asked for a call of the House.

Which request was granted.

All the members were present except Representatives Caddell, Downey, Graham, Johnson and Muus.

Mr. Godwin moved that further consideration under the Call of the House be dispensed with.

Which motion prevailed.

Mr. Blaisdell moved the previous question.

Which motion prevailed.

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 62; nays, 46; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Jensen	Randall
Anderson, Bowman	Kubischta	Ritter
Anderson, Burke	Larson	Sand
Anfinson	Marks	Savre
Bailey, Eddy	Moore	Schantz
Bailey, Dunn	Morgan	Schnell
Bauer	McIlraith	Scholl
Beggs	McLarty	Seibel
Bjerke	Mode	Schauss
Borstad	Myers	Shockman
Brusseau	Noben	Shurr
Child	Norheim	Solberg
Dahl, Traill	O'Brien	Stray
Dalzell	Odegard	Symington

Messrs.	Messrs.	Messrs.
Erickson, McLean	Oglesby	Thoreson
Gilbertson	Olson, Hettinger	Tuff
Godwin	Olson, Mountrail	Wendland
Hanson	Page	Williams
Hill	Parkinson	Wolf
Holthusen	Peterson, Bottineau	Mr. Speaker
Isaak	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Dullea	Keidel
Anderson, Sargent	Erickson, McKenzie	Langford
Bettenhausen	Fedje	Lavik
Biberdorf	Fjeld	Levin
Bilden	Fitzgerald	Lohrbauer
Black	Frosaker	Morris
Blaisdell	Gessner	Niewoehner
Born	Goodlaxon	Peterson, Cass
Brunsdale	Hall	Saumur
Burgum	Halverson	Smith
Burke	Hewitt	Thompson
Clarke	Holey	Traynor
Cosgriff	Holte	Treffry
Cunningham	Hurd	Twichell
Dahl, Emmons	Kapaun	Urschel
Dittmer		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Graham	Muus
Downey	Johnson	

So the bill passed and the title was agreed to, The emergency clause was declared lost.

Mr. Gilbertson voted "aye" for the purpose of reconsideration.

Mr. Burke asked the unanimous consent of the House to amend House Bill No. 84.

Which request was granted.

Mr. Burke moved to amend House Bill No. 84 as follows:

In lines seven, twelve, sixteen and eighteen strike out the figures "1933," and insert in lieu thereof the figures "1934."

Which motion prevailed.

Mr. Burke moved that the rules be suspended, and that House Bill No. 84 be considered properly engrossed and placed for second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	O'Brien
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anfinson	Halverson	Olson, Hettinger
Bailey, Eddy	Hanson	Olson, Mountrail
Bailey, Dunn	Hewitt	Page
Bauer	Hill	Peterson, Bottineau
Beggs	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Kapaun	Scholl
Borstad	Keidel	Schauss
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burgum	Larson	Smith
Burke	Lavik	Solberg
Child	Levin	Stray
Clarke	Lohrbauer	Symington
Cosgriff	Marks	Thompson
Cunningham	Moore	Thoreson
Dahl, Emmons	Morgan	Traynor
Dahl, Traill	Morris	Treffry
Dalzell	McIlraith	Tuff
Dittmer	McLarty	Urschel
Dullea	Mode	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker
Fitzgerald	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Parkinson
Anderson, Sargent	Gilbertson	Peterson, Cass
Bilden	Graham	Place
Caddell	Hall	Savre
Downey	Johnson	Seibel
Erickson, McKenzie	Muus	Twichell

So the bill passed and the title was agreed to. The Speaker declared the emergency clause carried.

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 85; nays, 1; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	O'Brien
Anderson, Bowman	Goodlaxon	Odegard
Anderson, Burke	Hall	Oglesby
Anfinson	Halverson	Olson, Mountrail
Bailey, Eddy	Hanson	Page
Bauer	Hill	Peterson, Bottineau
Beggs	Holey	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Schantz
Black	Hurd	Schnell
Blaisdell	Isaak	Scholl
Born	Jensen	Shockman
Borstad	Kapaun	Shurr
Brunsdale	Kubischta	Smith
Brusseau	Larson	Solberg
Burke	Lavik	Stray
Cosgriff	Levin	Symington
Dahl, Emmons	Lohrbauer	Thompson
Dahl, Traill	Marks	Thoreson
Dalzell	Moore	Traynor
Dittmer	Morgan	Treffry
Dullea	Morris	Tuff
Erickson, McKenzie	McIlraith	Twichell
Erickson, McLean	McLarty	Urschel
Fedje	Myers	Wendland
Fitzgerald	Niewoehner	Williams
Frosaker	Noben	Wolf
Gessner	Norheim	Mr. Speaker
Gilbertson		

Those voting in the negative were:

Messrs.

Savre

Absent and not voting:

Messrs.

Adam

Anderson, Sargent

Messrs.

Cunningham

Downey

Messrs.

Muus

Olson, Hettinger

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Fjeld	Parkinson
Bilden	Graham	Peterson, Cass
Bjerke	Hewitt	Place
Burgum	Johnson	Randall
Caddell	Keidel	Saumur
Child	Langford	Seibel
Clarke	Mode	Schauss

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Mr. Brunsdale moved the Speaker appoint a Conference Committee to serve with a like Committee from the Senate with reference to Senate Bill No. 5.

Which motion prevailed, and the Speaker appointed Representatives, Symington, Brunsdale and Schauss to serve on this Committee.

FIRST READING OF SENATE BILLS

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

GENERAL ORDERS

Mr. Niewoehner moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Niewoehner to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2, page 2 of the act, strike out the word "redemption" and insert in lieu thereof the word "rendering."

Before the word "That" in line 2 insert the following: "It shall be unlawful for any court in this state to enter-

tain a cause of action based upon a note or other evidence of debt, or promise, agreement, or obligation to pay money, given, taken or entered into in connection with, or growing out of, a loan upon real estate security, or a purchase of real estate, in this state, and."

In line 1, Section 2, strike out the capital letter "T" and in lieu thereof insert a small letter "t."

Amend the report of the Standing Committee as follows: In that portion of the report of the Standing Committee in line twenty-one after the figures "two," insert the words "Section three"; also, strike out lines twenty-eight and twenty-nine.

Also, on page three, Section four, line three of the printed bill, strike out the word "never," and insert in lieu thereof the word "nevertheless."

At the beginning of line 1 of the title insert the word "For" preceding the word "an."

Also, the further amendment:

Insert on Page 3, "Section 5" Conditioned, however, that this act shall not apply to mortgages or contracts held or guaranteed by the United States Government."

Also:

Renumber "Section five" of the printed bill to read "Section six."

And when so amended recommend the same do pass.

H. F. NIEWOEHNER,
Chairman.

Mr. Olson of Hettinger moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that all absent members be excused.

Which motion prevailed.

Mr. Bettenhausen asked an extension of time as to House Bill No. 137.

Which request was granted.

EIGHTH ORDER OF BUSINESS

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931, Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Miss Burr, Bismarck, N. D.; Mrs. Smyth, Bismarck, N. D.; Miss Helen Bascomb, Bismarck, N. D.; Mrs. G. W. McCutchan, Dickinson, N. D.; Marie Goodwin, Marmarth, N. D.; Dr. J. Crawford, New Rockford, N. D.; B. C. Rinker, New Rockford, N. D.; George Walson, Rugby, N. D.; M. M. Werran, Balta, N. D.; Morris Hager, Orrin, N. D.; A. L. Wilkes, Balta, N. D.; Mike Hager, Orrin, N. D.; F. X. Goetz, Balta, N. D.; P. H. Costello, Cooperstown, N. D.; Lloyd Beardsley, New Rockford, N. D.; F. E. Galloway, Bismarck, N. D.; W. N. Felson, Cavalier, N. D.; Pres. E. F. Riley, Wahpeton, N. D.; J. S. Sampson, Valley City, N. D.; Andrew Larson, Litchville, N. D.; A. L. Diebold, Willow City, N. D.; Margaret Stair, Bottineau, N. D.; Arlan Stair, Bottineau, N. D.; Jane Stair, New Rockford, N. D.; Ralph Snyder, Sanborn, N. D.; O. E. Radke, Tower City, N. D.; Mrs. Jens Arneson, Jamestown, N. D.; Anton Plemel, Cando, N. D.; A. E. Roethke, Tower City, N. D.; H. H. Shelvick, Schafer, N. D.; Mildred Hovland, Bismarck, N. D.; Elsie Beibelhaupt, Bismarck, N. D.; V. G. Davidson, Fingal, N. D.; Edwin Rupp, Garrison, N. D.; M. E. Mattison, Inkster, N. D.; Rev. W. Lembke, Hazen, N. D.; Mrs. N. P. Jensen, Hazen, N. D.; Mr. David Grosz, Kulm, N. D.; Mrs. N. I. Ropp, Bismarck, N. D.; Mrs. W. S. Place, Bismarck, N. D.; John Bibelheimer, Washburn, N. D.; P. J. Schultz, Casselton, N. D.; Otto Johnson, Steele, N. D.; John Keim, Steele, N. D.; Alfred Bowers, Stanley, N. D.; Edw. J. Nestaval, Stanley, N. D.; Otto Pritz, Binford, N. D.; Nels Luede, Binford, N. D.; Rev. G. Tarvik, Moorhead, Minn.; Rev. O. Rindahl, Bismarck, N. D.; H. W. McInness, Kelso, N. D.; Thoval Thorson, Hillsboro, N. D.; Fred Brown, Turtle Lake, N. D.; Ed Brown, Turtle Lake, N. D.; Val. Gerning, Glen Ullin, N. D.

THIRTY-SIXTH DAY

House of Representatives.
Bismarck, North Dakota
February 12, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington, N. D.

Roll call: All members were present except Representatives Goodlaxon and Schantz.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-fifth day and recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions and Communications were received from the following:

- Hon. Lynn J. Frazier, Washington, D. C.
- North Dakota Chiropractors' Association.
- Harry Stormon, Devils Lake, N. D., and others.
- E. J. Rungley, Rock Laks, N. D., and others.
- John Leier, Benson County, N. D., and 102 others.
- G. M. Fossum, Williston, N. D., and others.
- L. G. Rose, Beulah, N. D., and others.
- J. C. Huck, Grand Meadow, N. D.
- Manfred Gustafson, Devils Lake, N. D.
- H. Glaseman, New Leipzig, N. D., and others.

Roy N. Johnson, Cartwright, N. D., and others.

Obed Larson, Heimdahl, N. D.

Grandfield Farmers Union, and others.

Mr. Fedje moved that the communication received from Hon. Lynn J. Frazier be printed in the Journal.

Which motion prevailed.

UNITED STATE SENATE

Washington, D. C.

February 9, 1935.

Honorable William M. Crockett,
Speaker of the House of Representatives,
Bismarck, North Dakota.

Dear Mr. Crockett:

I am in receipt of Joint Memorial Resolution No. A, and am deeply grateful to the members of the North Dakota Legislature.

I want to express through you my appreciation to the members of the House of Representatives.

With best wishes, I am,

Yours sincerely,

LYNN J. FRAZIER.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGIROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

And find the same correctly re-engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1934, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and substitute the following:

"For an Act providing for the payment and cancellation of personal property taxes assessed for the year 1931, and all years prior thereto; fixing a percentage amount to be paid in full payment of said principal, interest, penalty and costs, and declaring an emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That all unpaid personal property taxes in the various counties of the State of North Dakota assessed during the year 1931, and all years prior thereto, may be cancelled upon payment of the following amounts, to-wit:

For the year 1930 and years prior thereto upon payment of 40% of the original tax, all interest, penalty and costs for said years to be discharged and considered paid.

For the year 1931 upon payment of 50% of the original tax, all interest, penalty and costs to be discharged and considered paid for said year.

The various county auditors and county treasurers are hereby directed to carry out the provisions of this Act by making the necessary changes upon the records in their offices.

Section 2. EMERGENCY.) Whereas, a large amount of personal property sorely needed for the support of the owners and their families is in danger of being lost by reason of inability to pay said delinquent personal property taxes, this act is hereby declared to be an emergency measure and the same shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

Mr. Jensen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws

of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 101. A Bill for an Act Providing for the Adjustment and Payments of Delinquent Taxes, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL,
Chairman.

Mr. Stray moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 117. A Bill for an Act to Repeal Chapter 184 of the 1931 Session Laws of the State of North Dakota, Relieving Owner, Driver or Person Responsible for Operation of Motor Vehicles from Civil Liability for Accidental Death of or Injury to a Guest Riding in Such Vehicle, Except in Case of Intoxication, Wilful Misconduct or Gross Negligence.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 138. A Bill for an Act Providing for Conciliation of Controversies, Providing for Notice, Hearing and Conciliator's Certificate Before Judgment May Be Entered in Certain Actions, and Repealing Sections 9192a1 to 9192a14, Both Inclusive, as Amended, of the 1925 Supplement to the Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 149. A Bill for an Act Relating to the Foreclosure of Chattel Mortgages and Conditional Sales Contracts, and Prohibiting the Entry of Deficiency Judgments in Connection Therewith.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of Section 1, insert the following:

Provided, however, that this act shall not apply to any obligation held by or guaranteed to the Federal government or any of its agencies.

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 12, strike out the words and figures "25%", and insert in lieu thereof the words and figures "15%."

And when so amended recommend the same do pass.

ED A. HILL,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL,
Chairman.

Mr. Hill moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 159. A Bill for an Act to Provide for the Tagging and Licensing of Motor Vehicles, the Creation of a County Motor Vehicle Registration Department Instead of a State Motor Vehicle Registration Department of the State Highway Commission. Providing for the Abolishing of State Motor Vehicle Registration Department; Defining the Duties Imposed Upon State and County Officials and Their Compensation; Establishing the Method of Collecting and Distributing of Fees Received Therefrom; Fixing Penalties for Violation of This Act; Providing an Appropriation for Administering the Same and for Use of State Highway Commission; for Making of License Tags and for Repealing All Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 161. A Bill for an Act to Amend Section 2079b13, Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

After the word "amend" in the title, insert "and re-enact." After the figures "2079b13" in the title insert "Supplement to the 1913 Compiled Laws."

After the enacting clause insert the following: "Section 1. Amendment. That Section 2079b13, Supplement to the 1913 Compiled Laws, is hereby amended and re-enacted to read as follows:".

And when so amended recommend the same do pass.

ED A. HILL,
Chairman.

Mr. Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 162. A Bill for an Act to Provide for Public Display of the Kind and Quality of Motor Fuel Offered For Sale.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 173. A Bill for an Act to Amend and Re-enact Chapter 3 of the Session Laws of North Dakota for the Year 1931, Relating to Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax Is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 74. A Bill for an Act to Prohibit Dancing in, on, or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor Is Conducted, and Providing the Penalty for Violation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PAUL A. SAND,
Chairman.

P. A. Sand moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 120. A Bill for an Act Providing That School District of This State Furnish Free Textbooks to the Pupils of Common and High Schools and Providing for the Same Out of General Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

G. A. SCHAUSS,
Chairman.

Mr. Schauss moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to

Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the printed Bill, after the word "expense" insert the following language: "in regard to sewerage disposal."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Have had the same under consideration and recommend that the same be amended as follows.

In line 3 of the printed bill, strike out the figures \$140,780.00 and insert in lieu thereof \$128,300.00.

In line 12 of the printed Bill, strike out the figures \$8,780.00, and insert in lieu thereof \$6,500.00.

In line 13, strike out the figures \$2,000.00 and insert in lieu thereof the figures \$1,500.00.

In line 15, strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

In line 16, strike out the figures \$4,500.00 and insert in lieu thereof the figures \$4,000.00.

In line 17, strike out the figures \$6,500.00, and insert in lieu thereof the figures \$5,000.00.

In line 18, strike out the figures \$30,000.00 and insert in lieu thereof the figures \$25,000.00.

In line 20, strike out the figures \$5,000.00 and insert in lieu thereof the figures \$2,500.00.

In line 26, strike out the figures \$140,780.00 and insert in lieu thereof the figures \$128,300.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: The minority of your Committee on Appropriations to whom was referred:

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. W. ERICKSON,
F. D. HURD,
OLE G. FROSAKER,
M. H. HOLTE,
GEO. H. SAUMUR,
J. M. THOMPSON.

The Committee on Appropriations made the following report:

Mr. Speaker: The majority of your Committee on Appropriations to whom was referred:

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out \$10,000.00 and insert in lieu thereof \$8,500.00.

O. C. ANDERSON,
MATH DAHL,
W. S. PLACE,
CARL ANFINSON,
HOWARD PARKINSON,
RAY SCHNELL,
ARLO E. BEGGS,
E. J. MARKS,
A. J. McLARTY,
G. WENDLAND,
BEN FEDJE,
EARL D. SYMINGTON,
C. H. MORGAN.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Fedje moved that the report be adopted.

Mr. Hurd moved as a substitute motion that the minority report of the Committee on Appropriations as to House Bill No. 130 be substituted for that of the majority report.

Which motion was lost.

Mr. Twichell demanded a roll call.

Which request was granted.

ROLL CALL

The question being on the adoption of the report of the minority of the Committee on Appropriations for the indefinite postponement of House Bill No. 130, the roll was called and there were ayes, 45; nays, 66; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Lavik
Black	Gilbertson	Lohrbauer
Blaisdell	Goodlaxon	Moore
Brunsdale	Graham	Morris
Burgum	Hall	Muus
Burke	Halverson	Norheim
Clarke	Hewitt	O'Brien
Cosgriff	Holey	Oglesby
Cunningham	Holthusen	Peterson, Cass
Downey	Holte	Saumur
Dullea	Hurd	Smith
Erickson,McKenzie	Johnson	Solberg
Fjeld	Kapaun	Thompson
Fitzgerald	Keidel	Traynor
Frosaker	Langford	Twichell

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Peterson,Bottineau
Aljets	Fedje	Place
Anderson,Bowman	Godwin	Randall
Anderson, Burke	Hanson	Ritter
Anderson, Sargent	Hill	Sand
Anfinson	Isaak	Savre
Bailey, Dunn	Jensen	Schnell
Bauer	Kubischta	Scholl
Beggs	Larson	Seibel
Bettenhausen	Levin	Schauss
Biberdorf	Morgan	Shockman
Bilden	McIlraith	Shurr
Bjerke	McLarty	Stray
Born	Mode	Symington
Borstad	Myers	Thoreson
Brusseau	Niewoehner	Treffry
Caddell	Noben	Tuff
Child	Odegard	Urschel
Dahl, Emmons	Olson, Hettinger	Wendland
Dahl, Traill	Olson, Mountrail	Williams
Dalzell	Page	Wolf
Dittmer	Parkinson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Marks	Schantz

The motion was lost.

The question reverted to the motion of Mr. Fedje for the adoption of the report of the majority.

Which motion prevailed.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

SENATE CONCURRENT RESOLUTION K

Authorizing the Board of Capital Commissioners to Use Part of the Capitol Building Funds to Purchase Chairs to Be Used in and About the Capitol Building.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass as amended by the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

Have had the same under consideration and recommend that the same do pass.

ED. A. HILL,
Chairman.

Mr. McIlraith moved that the report be adopted, which motion prevailed and the report was adopted.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that:

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures of Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There Is Not a Sufficient Unexpended Balance in Any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Also,

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375, Compiled Laws of North Dakota for the Year 1913, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Were delivered to the Governor for his approval at the hour of 1:05 o'clock P. M., February 12, 1935.

VAL. P. WOLF,
Chairman.

Mr. Godwin moved that House Bill No. 57 be re-referred to the Committee on Appropriation.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 44 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Noben moved that House Bill No. 185 be re-referred from the Committee on Judiciary to the Committee on State Affairs.

Which motion prevailed.

Mr. Dahl of Emmons moved that action on House Bill No. 75 be deferred for one Legislative Day.

Which motion prevailed.

Mr. Godwin: The Nonpartisan Women's Club are holding a three day convention here starting today; and at this

time I move they be formally invited to be with us in Session here tomorrow afternoon.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Schantz introduced:

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Fedje introduced:

House Bill No. 205. A Bill for an Act Fixing Minimum Wage to Be Paid for Common Labor Employed in Public Work by the State, County, City, Village or Other Municipality or Political Sub-division of the State.

Was read the first time and referred to the Committee on Ways and Means.

Messrs. Sand and Lavik introduced:

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Mr. Clarke introduced:

House Bill No. 207. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Oglesby, Moore, Williams and Clarke introduced:

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 1 and 3 of Chapter 1 of the Session Laws of North Dakota for the Year 1929.

Was read the first time and referred to the Committee on Judiciary.

Mr. Lohrbauer introduced:

House Bill No. 209. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to Time and Place of Holding City Election, When Polls Shall Open and Close, Notice of Election, Publication of Same, and Providing When no Election Shall Be Held. Repealing All Acts in Conflict Therewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Mr. Erickson of McLean introduced:

House Bill No. 210. A Bill for an Act to Amend and Re-enact That Portion of Section 2166 of the Supplement to the Compiled Laws of 1913 as Was Amended and Re-enacted by Sub Section (b) of Section 1 of Chapter 279 of the 1931 Session Laws Relating to the Collection of Personal Property Taxes; Providing for Publication of Personal Property Tax List in Newspapers Nearest the Taxing District. Repeal.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Erickson of McLean introduced:

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 2189 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Initiated Measure Entitled "Shortening Delinquent Real Estate Tax Sale Notice," Approved by a Vote of the People of the State of North Dakota on November 8th, 1932, Relating to the Publication of Delinquent Real Estate Tax List; Providing for the Publication of Such Delinquent Tax List in Newspaper Nearest Assessment District; Providing for Cost of Publication; and Repealing the Initiated Measure "Shortening Delinquent Real Estate Tax Sale Notice," Approved November 8th, 1932.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Keidel and Schauss introduced:

House Bill No. 212. A Bill for an Act Appropriating Six Thousand Dollars (\$6,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

Mr. McIlraith introduced:

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on State Affairs.

Mr. Scholl introduced:

House Bill No. 214. A Bill for an Act to Amend and Re-enact Section 2212 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Recording of Deeds, Patents or Final Decrees of Distribution Without Auditor's Certificate, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Noben and Borstad introduced:

House Bill No. 215. A Bill for an Act Repealing Section 2 of Chapter 106 of the Session Laws of North Dakota for the Year 1927.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Noben and Borstad introduced:

House Bill No. 216. A Bill for an Act Amending Section 5 of Chapter 106 of the Session Laws of North Dakota for the Year 1927.

Was read the first time and referred to the Committee on State Affairs.

Mr. Fedje introduced:

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Was read the first time and referred to the Committee on Insurance.

Mr. Parkinson introduced:

House Bill No. 218. A Bill for an Act Creating a State Board of Examiners of Automobile Mechanics, Providing for the Appointment of Said Board; Fixing Compensation; Providing for Meetings and Reports to the Governor; Giving Authority to Issue Licenses to Those Complying With its Provisions; Providing for Collection of Fees; Imposing a Penalty for Failure to Comply With the Provisions of This Act; Empowering the Board to Make Rules and Regulations and Requiring All Automobile Mechanics to Procure a License, and Repeal All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Oglesby introduced:

House Bill No. 219. A Bill for an Act Providing for the Renting or Managing of the Restaurant Rooms in State Capitol, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Lohrbauer introduced:

House Bill No. 220. A Bill for an Act to Prohibit Dancing In, On, Or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor is Conducted, and Providing the Penalty for Violation, Declaring an Emergency.

Was read the first time and referred to the Committee on Temperance.

SECOND READING OF HOUSE BILLS

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Norheim
Aljets	Goodlaxon	Odegard
Anderson, Bowman	Graham	Oglesby
Anderson, Burke	Hall	Olson, Hettinger
Anderson, Sargent	Hanson	Olson, Mountrail
Anfinson	Hewitt	Page
Bailey, Eddy	Hill	Peterson, Bottineau
Bailey, Dunn	Holey	Peterson, Cass
Bauer	Holthusen	Place
Bettenhausen	Holte	Randall
Biberdorf	Hurd	Ritter
Bilden	Isaak	Savre
Bjerke	Jensen	Snell
Black	Johnson	Scholl
Blaisdell	Kapaun	Seibel
Born	Keidel	Schauss
Borstad	Kubischta	Shockman
Brunsdale	Langford	Shurr
Brusseau	Lavik	Smith
Burgum	Levin	Solberg
Burke	Lohrbauer	Stray
Child	Marks	Symington
Cosgriff	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Frosaker	Parkinson
Caddell	Godwin	Sand
Clarke	Halverson	Saumur
Cunningham	Larson	Schantz
Erickson, McKenzie	O'Brien	Urschel
Erickson, McLean		

So the bill passed and the title was agreed to.

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Oglesby
Aljets	Goodlaxon	Olson, Hettinger
Anderson, Bowman	Graham	Olson, Mountrail
Anderson, Burke	Hall	Parkinson
Anderson, Sargent	Halverson	Peterson, Bottineau
Anfinson	Hanson	Peterson, Cass
Bailey, Eddy	Hewitt	Place
Bailey, Dunn	Hill	Randall
Bauer	Holey	Ritter
Beggs	Holthusen	Sand
Bettenhausen	Holte	Saumur
Biberdorf	Hurd	Savre
Bilden	Jensen	Schnell
Bjerke	Johnson	Scholl
Black	Kapaun	Seibel
Blaisdell	Keidel	Schauss
Born	Kubischta	Shockman
Borstad	Larson	Shurr
Brunsdale	Lavik	Smith
Brusseau	Levin	Solberg
Burke	Lohrbauer	Stray
Child	Marks	Symington
Cosgriff	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McLarty	Treffry
Dittmer	Mode	Tuff
Downey	Muus	Twichell
Dullea	Myers	Urschel
Erickson, McKenzie	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Erickson, McLean	Langford
Caddell	Fedje	McIlraith

Messrs.	Messrs.	Messrs.
Clarke	Gilbertson	Page
Cunningham	Isaak	Schantz

So the bill passed and the title was agreed to.

House Bill No. 146. A Bill for an Act Providing for the Revision and Passage of Village Ordinances.

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, 101; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Page
Anderson, Bowman	Godwin	Norheim
Anderson, Burke	Goodlaxon	O'Brien
Anderson, Sargent	Graham	Odegard
Anfinson	Hall	Oglesby
Bailey, Eddy	Hanson	Olson, Hettinger
Bailey, Dunn	Hewitt	Olson, Mountrail
Bauer	Hill	Parkinson
Beggs	Holey	Peterson, Bottineau
Bettenhausen	Holthusen	Peterson, Cass
Biberdorf	Holte	Place
Bjerke	Hurd	Randall
Black	Isaak	Ritter
Blaisdell	Jensen	Sand
Born	Johnson	Savre
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Scholl
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Child	Lavik	Smith
Cosgriff	Levin	Solberg
Cunningham	Lohrbauer	Stray
Dahl, Traill	Marks	Symington
Dalzell	Moore	Thompson
Dittmer	Morgan	Thoreson
Downey	Morris	Treffry
Dullea	McIlraith	Tuff
Erickson, McKenzie	McLarty	Urschel
Fedje	Mode	Wendland
Fjeld	Muus	Williams
Fitzgerald	Myers	Wolf
Frosaker	Niewoehner	Mr. Speaker
Gessner	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Traynor	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Dahl, Emmons	Saumur
Caddell	Erickson, McLean	Schantz
Clarke	Halverson	Seibel

So the bill passed and the title was agreed to.

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 87; nays, 14; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Norheim
Anderson, Bowman	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anderson, Sargent	Graham	Oglesby
Anfinson	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Parkinson
Bettenhausen	Hewitt	Peterson, Bottineau
Biberdorf	Hill	Place
Bilden	Hurd	Randall
Bjerke	Isaak	Ritter
Black	Jensen	Sand
Blaisdell	Kapaun	Saumur
Born	Keidel	Savre
Borstad	Kubischta	Schnell
Brusseau	Langford	Scholl
Burgum	Larson	Seibel
Burke	Lavik	Schauss
Child	Levin	Shockman
Cosgriff	Lohrbauer	Shurr
Cunningham	Marks	Solberg
Dahl, Emmons	Moore	Stray
Dahl, Traill	Morgan	Symington
Downey	Morris	Thoreson
Dullea	McIlraith	Traynor
Fedje	Mode	Treffry
Fjeld	Myers	Tuff
Frosaker	Niewoehner	Williams
Gessner	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Smith
Bailey, Eddy	McLarty	Twichell
Dalzell	Muus	Wendland
Dittmer	Olson, Hettinger	Wolf
Holey	Peterson, Cass	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Erickson, McKenzie	Johnson
Brunsdale	Erickson, McLean	Schantz
Caddell	Fitzgerald	Thompson
Clarke	Holte	Urschel

So the bill passed and the title was agreed to.

Mr. Gilbertson moved that the House recess until tomorrow at 12:30 P. M.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Harry Hardy, Ross, N. D.; J. J. Landsburger, Hazelton, N. D.; W. L. Yeater, Hazelton, N. D.; Farrel Nelson, Minot, N. D.; Dale Hieght, Minot, N. D.; Earl Hieght, Minot, N. D.; Louis Flammang, Minot, N. D.; Boellib Martin, Kief, N. D.; Ralph Wald, Minot, N. D.; Richard Lemke, Oakes, N. D.; Lee Zuebleman, Oakes, N. D.; Mads Ejsing, Bowbells, N. D.; C. F. Johnson, Fargo, N. D.; H. Freolich, Dickinson, N. D.; H. F. Schafer, New Rockford, N. D.; Annie Selbernagel, Napoleon, N. D.; Anton Silbernagel, Napoleon, N. D.; Joe Sperle, Napoleon, N. D.; Alvina Sperle, Napoleon, N. D.; J. R. Miedinger, Zeeland, N. D.; Christof Thurn, Zeeland, N. D.; Christ Wolf, Havelock, N. D.; Gottlieb Schimsty, Havelock, N. D.; C. V. Turner, Bismarck, N. D.; Mr. and Mrs. George Stiles, Valley City, N. D.; Rev. Hurning, Wishek, N. D.; Harry Britton, Turtle Lake, N. D.; Fred Miller, Turtle Lake, N. D.; E. A. Bohrer, Krem, N. D.; Mrs. C. C. Coker, Mandan, N. D.; C. A. Owenson, Minot, N. D.; Eldon White, Minot, N. D.; Mr. White, Minot, N. D.; Mr. and Mrs. Otto Settlemeyer, New Rockford, N. D.; P. Christianson, Watford City, N. D.; Eniar Dahl, Watford City, N. D.; Halvor Ambrosen, Watford City, N. D.; D. R. Brockman, Jamestown, N. D.; J. M. Severen, Jamestown, N. D.; Dr. B. V. Nierling, Jamestown, N. D.; A. J. Rulon, (former member), Jamestown, N. D.; Maurice H. Wassem, Halliday, N. D.; Anton Selby, Fingal, N. D.; Mrs. C. O. Carlson, Glenburn, N. D.; John H. Werner, Minot, N. D.; Mrs. John H. Werner, Minot, N. D.; Kenneth Morgan, Walcott, N. D.; G. D. Storrdt, Ellendale, N. D.; O. D. Beggs, Ellendale, N. D.; A. G. Wilson, Ellendale, N. D.; I. J. Kelsh, Fullerton, N. D.; Dee Reynolds, Dickey County, N. D.; Jacob G. Ulmer, Fullerton, N. D.; Robt. H. Johnson, Fullerton, N. D.; Herman Ferner, Jamestown, N. D.; A. J. Klundt, Stutsman County, N. D.; C. J. Lee, Valley City, N. D.; Blanche Monsen, Bismarck, N. D.; Tena Taftner, Bismarck, N. D.; John Krueger, Kief, N. D.; John Flosvar, Kief, N. D.; Howard Krueger, Kief, N. D.; Jacob Suchert, Anamoose, N. D.; John Isaak, Anamoose, N. D.; Jake Feorvar, Kief, N. D.; Sam Lenenko, Kief, N. D.; John Eaton, Fargo, N. D.; Fritz E. Mungens, Rolette, N. D.; A. L. Haroldson, Devils Lake, N. D.

THIRTY-SIXTH DAY AFTER RECESS AND THE
THIRTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 13, 1935.

The House convened at 12:30 P. M., pursuant to recess,
Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the
following report:

Mr. Speaker: Your Committee on Enrollment and En-
grossment respectfully report that:

HOUSE CONCURRENT RESOLUTION A-7

Was delivered to the Secretary of State, Feb. 13, 1935.

VAL. P. WOLF,
Chairman.

GENERAL ORDERS

Mr. O. C. Olson moved that the House resolve itself into a
Committee of the Whole for the consideration of general
orders.

Which motion prevailed.

The Speaker called Mr. Olson to the chair, and the House
resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following
report:

Mr. Speaker: The Committee of the Whole have had
under consideration:

House Bill No. 122. A Bill for an Act to Provide for
Pensions for the Blind, Creating a Pension Fund, Provid-

ing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Therefor, Providing for the Levy of an Annual Tax, Prescribing Persons to Be Pensioned.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. **FUND LEVIED. HOW.** There shall be levied and collected in each year, beginning with the year 1935, an annual tax of six-one-hundredths of a mill for each taxable dollar of the total equalized assessed valuation of all taxable property in the State of North Dakota as of the preceding year, for the purpose of creating a fund to be known as the Pension Fund for the blind, the proceeds of which levy shall be set apart in a separate fund for the payment of relief to the Blind, and nearly Blind persons, as hereinafter provided; such tax shall be collected in the same manner as is now provided, for the collection of other taxes, and when so collected shall be paid into the State Treasury, to the credit of the Pension Fund for the Blind. The fund shall be cumulative and any surplus remaining after each year shall be available for disbursement, according to this law for each succeeding year. If the amount produced by the levy herein shall not be sufficient to pay the full amount of all claims allowed and authorized to be paid under this Act the said amount shall be divided proportionately among the various claimants.

Section 2. **PENSION ALLOWED TO WHOM.** An allowance from said pension fund shall not exceed the sum of \$25.00 per month for any one month and said amount shall be paid to the following persons who must be citizens of the United States and have resided in the State of North Dakota for five years immediately preceding such application and shall have reached the age of 16 years.

1. The blind who are without adequate means of support.
2. The nearly blind, who because of said conditions are unable to earn a livelihood.

No one shall receive a pension hereunder during the time he or she is an inmate of any State Charitable Institution or is receiving help by way of pension or otherwise from the United States government, the State of North Dakota or any of its subdivisions. Provided, however, that the County Commissioners may supplement out of said pension fund, any allowance so received from the United States government, the State of North Dakota, or any of

its municipal subdivisions for any of the persons qualified hereinunder so that the same does not, added together, total more than \$25.00 per month.

Section 3. APPLICATION FOR PENSION. HOW MADE. Each person claiming to be entitled to a pension under this Act, shall, in the manner and form prescribed by the State Board of Administration, file a claim therefor with the Board of County Commissioners of the County of the residence of the claimant, which claim shall be verified by oath of affirmation of the claimant to the effect that the contents of his or her claim is true, in every material particular, and the same shall be supported by the affidavit of the County Health Physician of said county to the effect, among other things, that the applicant, in his judgment, is blind or has only slight vision, and cannot earn a livelihood because of said affliction. The Board of County Commissioners shall immediately set a date of hearing, at which time the claimant shall appear in support of his or her claim for such pension and the same shall be allowed or rejected by said Board as permitted by this law. If same is allowed, the pension shall be paid by the State Treasurer out of the State Pension Fund as herein mentioned upon order of the chairman of the Board of County Commissioners of said county. In case such blind person, subsequent to the granting of such pension regains his or her eyesight such pension shall cease. The Board of County Commissioners of each county are hereby given authority, and it shall be their duty, from time to time, to investigate any violations of the provisions of this Act.

And when so amended recommend the same do pass.

Also,

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the Year 1915, and Section 1828 of the 1925 Compiled Laws of North Dakota, and Chapter 241 of the Laws of the State of North Dakota for the Year 1933, Relating to the Use of Lignite Coal in State and County Institutions and Schools, and to Provide for the Use of Native Lignite Coal, Native Natural Gas, and Native Oil as Fuel in Such Institutions and Schools, and Providing a Penalty for the Violation of This Act.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 6 of the printed bill, after the word "schools," strike out the word "and" and insert in lieu thereof the word "any."

In line 7 of the printed bill after the word "state," strike out the comma and insert in lieu thereof a period.

At the end of line 7 beginning with the word "provided," strike out line 8 and all lines to and including line 21 of the printed bill.

In line 22 strike out the words "lignite coal" and insert in lieu thereof the word "fuel."

At the conclusion of the bill insert the following clause: "(Emergency. This act is declared to be an emergency measure and shall be in effect from and after its passage and approval.)"

And the further amendment:

Strike out that portion of the Standing Committee amendment which reads "At the end of line 7 beginning with the word "provided" strike out line 8 and all lines to and including line 21 of the printed bill.

In line 16 strike out the words "does not" and insert the words "is less."

In line 17 strike out the word "exceed" and insert in lieu thereof the word "than."

In line 18 strike out the word "within."

In line 21 strike out the third and fourth words "lignite coal" and insert in lieu thereof the words "native fuel."

And when so amended recommend the same do pass.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 29 of Chapter 160 of the 1933 Session Laws, Relating to Registration of Motor Vehicles.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 21 of the original bill, at the end of the line and after the word "December," strike out the numerals "13" and insert in lieu thereof the numerals "31."

And when so amended recommend the same do pass.

Also,

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act" and Declaring it an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line two of the title of the bill, strike out "and declaring it an emergency," and insert a period after the word "Act" in the same line of the title.

Strike out all of Section 2 of the body of the original bill.

And when so amended recommend the same do pass.

Also,

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of an Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2 and 3 of Section 1, as came from the Senate, strike out the following language, "an employee of the State Historical Society of the State of North Dakota as" and insert in lieu thereof the letter "a."

In line 12 and 13, change the comma to a period, and strike out the remainder of the sentence.

In line 17, strike out the word "said" and in the same line strike out the words "Historical Society" and insert in lieu thereof the words "of North Dakota."

In Sec. 4 in line 2, change the word "through" to read "throughout."

And when so amended recommend the same do pass.

O. C. OLSON,
Chairman.

Mr. Godwin moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that all absent members be excused.

Which motion prevailed.

Mr. Godwin moved that the House do now adjourn.

Which motion prevailed.

And the House stood adjourned.

THIRTY-SEVENTH DAY

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington.

Roll Call: All members were present except Representatives Biberdorf, Halverson and Hurd.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correc-

tion of the Journal have carefully examined the Journal of the Thirty-sixth day and recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

G. W. Hanna, Valley City, N. D.

Clifton Maiple, Fillmore, N. D.

Arnold Hauge, Ward County, N. D.

J. K. Olafson, Gardner, N. D., and others.

James M. Hobson, Los Angeles, California.

August Doehle, Burleigh County, N. D.

Mrs. N. R. Heinzen, Plaza, N. D.

J. N. McCarter, Steele, N. D., and others.

Henry W. Toll, Chicago, Ill.

H. A. Helsem, Grafton, N. D.

G. M. Fossum, Williston, N. D., and others.

Mr. Holey requested that a petition he had received be read from the desk.

Which request was granted.

Mr. Hewitt asked that a petition he had received be read from the desk.

Which request was granted.

Mr. Mode requested that a petition he had received be read from the desk.

Which request was granted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 13, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of

1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor.

Also,

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Also,

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Also,

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Also,

House Bill No. 146. A Bill for an Act Providing for the Revision and Passage of Village Ordinances.

Also,

House Bill No. 168. A Bill for an Act to Require the Ap-

praising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Also,

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian, and Declaring an Emergency.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 13, 1935.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 5: Representatives Symington, Brunsdale and Schauss.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 13, 1935.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931, Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following resolutions:

HOUSE RESOLUTION "B"

Also,

HOUSE RESOLUTION "G"

Also,

HOUSE RESOLUTION "H"

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 6762 of the 1913 Revised Codes as Amended Relating to Renewal of Chattel Mortgages.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Godwin moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 85. A Bill for an Act Fixing the Salary of Dairy Commissioner, and Fixing the Salaries of Assistant Dairy Commissioner.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 137. A Bill for an Act Creating the Office of County Superintendent of Highways; Providing for Appointment and Removal; Fixing Qualifications and Salary.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WM. H. BETTENHAUSEN,
Chairman.

Mr. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Have had the same under consideration and recommend that the same do pass.

FRED J. SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Have had the same under consideration and recommend that the same be amended as follows:

In line four of the printed bill, after the word "Section," strike out the numerals "2803" and insert in lieu thereof the numerals "3803.

And when so amended recommend the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Schantz moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract.

Have had the same under consideration and recommend that the same be amended as follows:

In the fourth line of the title of the printed bill, strike out the period after the word "abstract" and add the following, "and Providing for Compensation." Add to the bill Section 1009A as follows: "Section 1009A. That the board of county commissioners in each county shall audit, allow and pay the chairmen of the county committees of the two political parties, compensation for the duties herein provided for at the rate of \$5.00 per day."

And when so amended recommend the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Have had the same under consideration and recommend that the same do pass.

FRED J. SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of the State of North Dakota for the Year 1913 and Section 1264 of the 1925 Supplement to the 1913 Compiled Laws as the Same were Amended by Chapter 227 of the 1933 Session Laws, Providing for the Time of Opening and Closing Polls and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Independent and Special School Districts; Requiring Establishment of Polling Places for Each 3000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 177. A Bill for an Act to Amend and Re-enact Chapter 236 of the 1933 Session Laws Relating to Common School District Transportation; Leaving Same to the Discretion of the School Board; Limiting the Amount That May Be Paid for Same and Repealing Chapter 244 of the Session Laws of the State of North Dakota for the Year 1931; Prohibiting Discrimination as Between Families.

Have had the same under consideration and recommend that the same do pass.

G. A. SCHAUSS,
Chairman.

Mr. Schauss moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 201 and 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-

enacted by Sections 1, 3 and 4 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 213 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 217 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Creation of a Fire Marshal Department.

Have had the same under consideration and recommend that the same be re-referred to the Committee on State Affairs.

EDW. SAVRE,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 184. A Bill for an Act to Eliminate the Necessity of Holding Elections to Fill Vacancies in Offices in Special School Districts, Independent School Districts and School Districts Organized Under Special Law, When no More Nominations Have Been Made Than There Are Vacancies to Be Filled; and to Provide That in Such Cases the Nominees Shall Be Declared Elected, Without the Necessity of a Vote of the Electors Upon Such Nominees.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of the Rebellion.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 916, of the Compiled Laws of North Dakota for the Year 1913, Pertaining to Payment of Expenses of Delegates to National Conventions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted.

Mr. Brunsdale moved as a substitute motion that Senate Bill No. 55 be re-referred to the Committee on State Affairs.

Which motion was lost.

The question reverted to the original motion of Mr. Anderson and the motion prevailed.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 922, Compiled Laws of 1913, Relating to Posting of Notices of Primary Election.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

Have had the same under consideration and recommend that the same be amended as follows:

In the first line of the enacting clause, after the word "of," insert the word "North," as it came from the Senate.

And when so amended recommend the same do pass.

FRED J. SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF CONFERENCE COMMITTEE

Your Conference Committee on Senate Bill No. 5 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

Beg leave to report that we have met with a like committee from the Senate and the amendment of the House be changed to read as follows:

In line three of the printed bill, strike out the figures "\$55,000.00" an insert in lieu thereof the figures "\$60,000.00."

For the Senate:

L. O. FREDRICKSON,
ALBERT DUBAY,
J. E. EASTGATE.

For the House:

EARL D. SYMINGTON,
KARL H. BRUNSDALE,
GUS A. SCHAUSS.

And when so amended recommend the same do pass.

E. D. SYMINGTON,
Chairman.

Mr. Symington moved that the report re adopted, which motion prevailed and the report was adopted.

Mr. Traynor moved that the rules be suspended, and that Senate Bill No. 5 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

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, 64; nays, 47; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dittmer	Muus
Aljets	Downey	Myers
Anderson, Burke	Dullea	Niewoehner
Anderson, Sargent	Erickson,McKenzie	Page
Anfinson	Fedje	Parkinson
Bailey, Eddy	Gessner	Peterson, Cass
Bailey, Dunn	Gilbertson	Ritter
Bauer	Goodlaxon	Sand
Beggs	Graham	Saumur
Bettenhausen	Hall	Schantz
Biberdorf	Holthusen	Schnell
Blaisdell	Holte	Scholl
Born	Hurd	Schauss
Brunsdale	Kapaun	Shockman
Burgum	Keidel	Shurr
Burke	Kubischta	Smith
Caddell	Larson	Thompson
Child	Lavik	Twichell
Clarke	Lohrbauer	Urschel
Cosgriff	Moore	Wolf
Dahl, Emmons	Morris	Mr. Speaker
Dalzell		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Isaak	Olson, Mountrail
Bilden	Jensen	Peterson,Bottineau
Bjerke	Johnson	Place
Black	Langford	Randall

Messrs.	Messrs.	Messrs.
Borstad	Levin	Savre
Brusseau	Marks	Seibel
Dahl, Traill	Morgan	Solberg
Erickson, McLean	McIlraith	Stray
Fjeld	McLarty	Symington
Fitzgerald	Mode	Thoreson
Frosaker	Noben	Traynor
Godwin	Norheim	Treffry
Hanson	O'Brien	Tuff
Hewitt	Odegard	Wendland
Hill	Oglesby	Williams
Holey	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.
Cunningham	Halverson

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which Senate Bill No. 5 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Traynor voted "no," for the purpose of reconsideration.

Mr. Godwin moved that House Bill No. 75 be returned to General Orders.

Which motion prevailed.

Mr. Godwin moved that action on House Bill No. 149, now in General Orders, be deferred for one Legislative day.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 13, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 5.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

HOUSE RESOLUTION "G"
Photographs

Also,

HOUSE RESOLUTION "H"
New Buildings

Also,

HOUSE RESOLUTION "B"
File List of Retainers

And the Speaker signed the same in the presence of the House.

Mr. Symington moved that the Conference Committee appointed to confer with a like committee from the Senate as to Senate Bill No. 5, be discharged.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 186 be not printed.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Fjeld introduced:

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Borstad and Fedje introduced:

House Bill No. 222. A Bill for an Act to Amend and Re-enact the Initiated Measure Approved September 22, 1933, Providing for and Entitled, "An Act Providing for the Manufacture and Sale Within the State of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill Number 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act. An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making It Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of

the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof," Relating to the Sale or Dispensing of Beer at Retail Within the State and Limiting the Same to Incorporated Cities and Villages, and Providing for Local Regulations with Reference to Such Cities and Villages, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Temperance.

Messrs. Isaak, Wendland and Born introduced:

House Bill No. 223. A Bill for an Act Fixing the Qualifications of All Persons Elected or Appointed to the Office of County Commissioner.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Mr. Williams introduced:

House Bill No. 224. A Bill for an Act Defining the Public Offense of Wilfully Giving a False Fire Alarm, Providing Punishment Therefor, and Creating Liability for All Damages Sustained by Reason of Such False Alarm.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Hill introduced:

House Bill No. 225. A Bill for an Act to Amend and Re-enact Chapter 116 of the Laws of 1933 Being Amended and Re-enacted by Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Ways and Means.

Committee on Education introduced:

House Bill No. 226. A Bill for an Act to Require the County Auditor of Each County to Levy an Annual Tax of One Dollar Upon Each Elector in the County and a Tax of Four Mills Upon Each Dollar of the Assessed Valuation of Property in the County for the Support of the Public Schools Within the County, and to Provide for the Apportionment Thereof Among the Schools by the County Superintendent of Schools on the Basis of Enrollment.

Was read the first time and referred to the Committee on Education.

Committee on Education introduced:

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 235, Session Laws of 1929, as

Amended by Chapter 252, Session Laws of 1931, and Section 2 of Chapter 297, Session Laws of 1931, Relating to the Tax Levy Limitations of School Districts.

Was read the first time and referred to the Committee on Education.

Mr. Wolf introduced:

House Bill No. 228. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 254 of the Session Laws of North Dakota for 1933, Relating to and Defining Persons Entitled to Old Age Pensions, and Levying Annual Tax Therefor.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Odegard, Brunsdale and Dahl introduced:

House Bill No. 229. A Bill for an Act Providing for the Licensing and Regulation of Billboards, Signs, Placards and Advertising Displays Attached to the Outside of Any Building, Self-Supported Brackets, Jointed Gas-Pipes, on Any Post or Fence, on and Along (or Near) the Public Highways, Streets, Alleys and Public Places in Cities or Villages and Other Conspicuous Places Within the State; Providing for the Collection and Distribution of License Fee and Penalties for the Violation of This Act.

Was read the first time and referred to the Committee on State Affairs.

Mr. Fitzgerald (by request) introduced:

House Bill No. 230. A Bill for an Act to Prohibit "Float Charges" by Banking Institutions in the State of North Dakota.

Was read the first time and referred to the Committee on Banks and Banking.

Messrs. Schauss and Kapaun introduced:

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163A4 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Was read the first time and referred to the Committee on Corporations other than Municipal.

Mr. Larson introduced:

House Bill No. 232. A Bill for an Act Relating to Election of County Superintendents of Schools by Qualified Electors of the County Residing Outside of the Independent and Special School Districts; Prohibiting Certain Electors to Vote Upon the Question; Repealing All Acts or Parts of Acts in Conflict.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Mr. Page introduced:

House Bill No. 233. A Bill for an Act Providing for the Sale of Mortgaged Personal Property by Agreement Between the Mortgagor and Mortgagee, and Regulating the Disposition of the Proceeds.

Was read the first time and referred to the Committee on Judiciary.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

Also,

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the Year 1915, and Section 1828 of the 1925 Compiled Laws of North Dakota, and Chapter 241 of the Laws of the State of North Dakota for the Year 1933, Relating to the Use of Lignite Coal in State and County Institutions and Schools, and to Provide for the Use of Native Lignite Coal, Native Natural Gas, and Native Oil as Fuel in Such Institutions and Schools, and Providing a Penalty for the Violation of This Act.

Also,

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 29 of Chapter 160 of the 1933 Session Laws, Relating to Registration of Motor Vehicles.

Also,

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act" and Declaring it an Emergency.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman,

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Godwin: It has always been a custom to invite the employees of the State Capitol down to the session of the

Third House; and I wish to move that the employees in the Capitol be notified that the Third House session will begin at 4:00 o'clock today, and that they be invited to attend the same.

Which motion prevailed.

Mr. Twichell asked the unanimous consent of the House to amend House Bill No. 97.

Which request was granted.

Mr. Twichell moved to amend House Bill No. 97 as follows:

In line nine, Section six of the printed bill, insert the figures "30" in lieu of the figures "31."

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, and that House Bill No. 97 be considered properly engrossed and placed for second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 99; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Niewoehner
Aljets	Fjeld	Noben
Anderson, Bowman	Fitzgerald	Norheim
Anderson, Burke	Frosaker	O'Brien
Anderson, Sargent	Gessner	Odegard
Anfinson	Gilbertson	Oglesby
Bailey, Eddy	Godwin	Olson, Hettinger
Bailey, Dunn	Goodlaxon	Olson, Mountrail
Bauer	Graham	Page
Beggs	Hall	Parkinson
Bettenhausen	Hill	Peterson, Bottineau
Biberdorf	Holey	Peterson, Cass
Bilden	Holthusen	Ritter
Black	Holte	Sand
Blaisdell	Hurd	Saumur
Born	Isaak	Schantz

Messrs.	Messrs.	Messrs.
Borstad	Jensen	Schnell
Brunsdale	Johnson	Seibel
Brusseau	Kapaun	Schauss
Burke	Keidel	Shockman
Caddell	Kubischta	Shurr
Child	Langford	Smith
Clarke	Larson	Solberg
Cosgriff	Lavik	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson,McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Randall	Wolf
McIlraith	Savre	Mr. Speaker
Place		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Hewitt	Scholl
Halverson	Levin	Traynor
Hanson		

So the bill passed and the title was agreed to.

House Bill No. 101. A Bill for an Act Providing for the Adjustment and Payments of Delinquent Taxes, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 53; nays, 53, absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson,McKenzie	Morris
Anderson, Burke	Fjeld	McIlraith
Anderson, Sargent	Frosaker	Muus
Bailey, Eddy	Godwin	Myers
Bailey, Dunn	Graham	O'Brien
Beggs	Hill	Page
Black	Hurd	Parkinson
Blaisdell	Johnson	Place
Born	Kapaun	Sand
Borstad	Keidel	Schantz
Brusseau	Kubischta	Schnell

Messrs.	Messrs.	Messrs.
Burgum	Langford	Shockman
Burke	Lavik	Shurr
Child	Levin	Smith
Cosgriff	Lohrbauer	Solberg
Dittmer	Marks	Thompson
Downey	Moore	Treffry
Dullea	Morgan	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Randall
Anderson, Bowman	Hall	Ritter
Anfinson	Hanson	Saumur
Bauer	Holey	Savre
Bettenhausen	Holthusen	Seibel
Biberdorf	Isaak	Schauss
Bjerke	Jensen	Stray
Brunsdale	Larson	Symington
Caddell	McLarty	Thoreson
Clarke	Mode	Traynor
Cunningham	Niewoehner	Tuff
Dahl, Emmons	Noben	Twichell
Dahl, Traill	Norheim	Urschel
Dalzell	Odegard	Wendland
Erickson, McLean	Oglesby	Williams
Fedje	Olson, Hettinger	Wolf
Fitzgerald	Olson, Mountrail	Mr. Speaker
Gessner	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Hewitt	Peterson, Cass
Gilbertson	Holte	Scholl
Halverson		

So the bill was lost.

Mr. Twichell moved that the vote by which House Bill No. 101 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 138. A Bill for an Act Providing for Conciliation of Controversies, Providing for Notice, Hearing and Conciliator's Certificate Before Judgment May Be Entered in Certain Actions, and Repealing Sections 9192a1 to 9192a14, Both Inclusive, as Amended, of the 1925 Supplement to the Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 55; nays, 53; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Ritter
Anderson, Bowman	Graham	Sand
Anderson, Burke	Hanson	Savre
Anderson, Sargent	Hill	Scholl
Anfinson	Isaak	Seibel
Bailey, Dunn	Larson	Schauss
Beggs	Marks	Shockman
Bettenhausen	Morgan	Shurr
Bilden	McLarty	Solberg
Bjerke	Mode	Stray
Borstad	Myers	Symington
Brusseau	Noben	Thoreson
Burgum	Odegard	Treffry
Caddell	Olson, Hettinger	Tuff
Dahl, Emmons	Olson, Mountrail	Wendland
Dahl, Traill	Parkinson	Williams
Erickson, McLean	Peterson, Bottineau	Wolf
Fedje	Place	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	McIlraith
Bailey, Eddy	Gilbertson	Muus
Bauer	Goodlaxon	Niewoehner
Biberdorf	Hall	Norheim
Black	Hewitt	O'Brien
Blaisdell	Holthusen	Oglesby
Born	Holte	Page
Brunsdale	Hurd	Peterson, Cass
Burke	Jensen	Randall
Child	Johnson	Saumur
Clarke	Kapaun	Schantz
Cosgriff	Kubischta	Schnell
Cunningham	Langford	Smith
Dittmer	Lavik	Thompson
Downey	Levin	Traynor
Dullea	Lohrbauer	Twichell
Fjeld	Moore	Urschel
Frosaker	Morris	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dalzell	Halverson	Keidel
Erickson, McKenzie	Holey	

So the bill was lost.

Mr. Blaisdell moved that the vote by which House Bill No. 138 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twichell: I vote "no" on this bill for the reason we have a Conciliation Act now in the statutes, enacted in 1931, which covers all of this procedure.

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holte	Randall
Bilden	Hurd	Ritter
Bjerke	Isaak	Sand
Black	Jensen	Saumur
Blaisdell	Johnson	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burke	Langford	Schauss
Caddell	Larson	Shockman
Child	Lavik	Shurr
Clarke	Levin	Smith
Cosgriff	Lohrbauer	Solberg
Cunningham	Marks	Stray
Dahl, Emmons	Moore	Symington
Dahl, Trail	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.
Bailey, Eddy

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Halverson	McIlraith
Brunsdale	Holey	Schnell
Burgum	Holthusen	Thompson
Erickson,McKenzie		

So the bill passed and the title was agreed to.

Mr. Godwin asked the unanimous consent of the House to amend House Bill No. 174.

Which request was granted.

Mr. Godwin moved to amend House Bill No. 174 as follows:

In line twenty of Section one of the printed bill insert the word "theretofore" in lieu of the word "therefore"; on page three, line three, Section two, strike out the numerals and word "or 1930," and insert in lieu thereof "of 1933."

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, and that House Bill No. 174 be considered properly engrossed and placed for second reading and final passage.

Which motion prevailed.

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

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, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Niewoehner
Aljets	Fjeld	Noben
Anderson,Bowman	Fitzgerald	Norheim
Anderson, Burke	Frosaker	Odegard
Anderson, Sargent	Gessner	Oglesby
Anfinson	Gilbertson	Olson, Hettinger
Bailey, Eddy	Godwin	Olson, Mountrail
Bailey, Dunn	Goodlaxon	Parkinson
Bauer	Graham	Peterson,Bottineau
Beggs	Hall	Peterson, Cass
Bettenhausen	Hanson	Place
Biberdorf	Hill	Randall

Messrs.	Messrs.	Messrs.
Bilden	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Holte	Saumur
Blaisdell	Hurd	Savre
Born	Isaak	Schantz
Borstad	Johnson	Seibel
Brunsdale	Kapaun	Schauss
Brusseau	Keidel	Shockman
Burgum	Kubischta	Shurr
Burke	Langford	Smith
Caddell	Larson	Solberg
Child	Lavik	Stray
Clarke	Levin	Thoreson
Cosgriff	Lohrbauer	Traynor
Cunningham	Marks	Treffry
Dahl, Emmons	Moore	Tuff
Dahl, Traill	Morgan	Twichell
Dittmer	Morris	Urschel
Downey	McIlraith	Williams
Dullea	McLarty	Wolf
Erickson,McKenzie	Mode	Mr. Speaker
Erickson, McLean	Myers	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dalzell	Page	Wendland
Jensen	Symington	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Halverson	O'Brien	Scholl
Hewitt	Schnell	Thompson
Muus		

So the bill passed and the title was agreed to.

Mr. Godwin moved that the House do now recess until 12:30 P. M. tomorrow.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:
George Remelong, Dickinson, N. D.; Philip Pries, Dickinson, N. D.; Amos Freed, Dickinson, N. D.; Wm. Murphy, Granville, N. D.; Ken Fitch, Fargo, N. D.; Dr. J. F. Hanna, Fargo, N. D.; S. W. Lyman, New Rockford, N. D.; W. J. Mulloy, New Rockford, N. D.; G. Ray Haddens, Mylo, N. D.; C. F. Carlson, Hope, N. D.; Joe Walch, New Rockford, N. D.; Joe Frenzel, Dickinson, N. D.; John Frenzel, Dickinson, N. D.; Jack Hatzenbehler, Dickinson, N. D.; Mrs. Wm. Crockett, Wales, N. D.; Willard Crockett, Wales, N. D.; Nevea Crockett,

Wales, N. D.; Elva Crockett, Wales, N. D.; Edyth Schmidt, Bowdon, N. D.; Mrs. Albert Ranky, Fessenden, N. D.; Mrs. O. Backen, Fessenden, N. D.; Miss Edith Darcy, Fessenden, N. D.; Mrs. Jins Paulson, Finley, N. D.; Jins Paulson, Finley, N. D.; O. C. Anderson, Fargo, N. D.; A. Marquardt, Pettibone, N. D.; J. J. Mullett, Perth, N. D.; L. N. Agneberg, Perth, N. D.; John Eaton, Fargo, N. D.; Morris Katz, Casselton, N. D.; Paul Meyers, Wahpeton, N. D.; Lucille Schnell, Dickinson, N. D.; Mrs. Barbara Ackerman, New Rockford, N. D.; Mrs. Ray Schnell, Dickinson, N. D.; Mrs. George Schuch, Gladstone, N. D.; Mr. and Mrs. W. Elliott, Kindred, N. D.; Mrs. H. L. Hayden, Minot, N. D.; Mrs. P. H. McGurren, Minot, N. D.; Esther Hill, Wales, N. D.; Edna Hill, Wales, N. D.; Bjorn Fuglestad, Cooperstown, N. D.; Franz Frank, Burnstad, N. D.; Mrs. Franz Frank, Burnstad, N. D.; Mrs. C. P. Ritter, Burnstad, N. D.; Mrs. W. H. Bettenhausen, Wishek, N. D.; Mrs. H. P. Remington, Lisbon, N. D.; Mr. J. O. Hanson, Oberon, N. D.; Mrs. Frank Gessner, Penn, N. D.; Mrs. Gilbert Bakke, Minot, N. D.; Mr. and Mrs. D. T. Hoakenson, McHenry County, N. D.; Mr. and Mrs. Carl Schauss, Mandan, N. D.; Mrs. Charles Keidel, Mandan, N. D.; Miss Emma Nestos, Buxton, N. D.; Julius Suckut, Wishek, N. D.; Aaron Suckut, Wishek, N. D.; Ed Nathen, Wishek, N. D.; Dan Fink, Wishek, N. D.; Charles Mitchell, Jamestown, N. D.; Mrs. Jens Hanson, Steele, N. D.; Mrs. B. C. Bell, Steele, N. D.; Mrs. Jake Kiem, Steele, N. D.; Fred Hertzman, Jr., McClusky, N. D.; John Schetsky, Turtle Lake, N. D.; Ed. Rauseu, Mercer, N. D.; Rev. G. B. Rauseu, Martin, N. D.; John Isaak, Anamoose, N. D.; Jacob Suckert, Anamoose, N. D.; Howard Krueger, Kief, N. D.; Sam Keller, Benedict, N. D.; John Krueger, Kief, N. D.; Mrs. W. J. Godwin, Mandan, N. D.; F. E. Judkins, Wilton, N. D.; Mrs. Kolstad, Steele, N. D.; Mrs. Fred Shipley, Steele, N. D.; Mrs. Arland Stair, Bottineau, N. D.; Mrs. Helen Shurr, Langsford, N. D.; M. S. Byrne, Bowman, N. D.; Carl A. Johnson, Bowman, N. D.; Thorval Stevens, Hatton, N. D.

THIRTY-SEVENTH DAY AFTER RECESS AND
THE THIRTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
February 14, 1935.

The House convened at 12:30 P. M., pursuant to recess,
Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the
following report:

Mr. Speaker: Your Committee on Enrollment and En-
grossment respectfully report that:

HOUSE RESOLUTION No. H

HOUSE RESOLUTION No. G

HOUSE RESOLUTION No. B

Were delivered to the Secretary of State, February 14,
1935.

VAL. P. WOLF,
Chairman.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 13, 1935.

To the House of Representatives of the
State of North Dakota:

This is to notify you that I have today approved and filed
with the Secretary of State:

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Also,

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures of Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There Is Not a Sufficient Unexpended Balance in Any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Also,

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Very truly yours,

WALTER WELFORD,
Governor.

SECOND READING OF HOUSE BILLS

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 98; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	O'Brien
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Sand
Bilden	Holthusen	Saumur

Messrs.	Messrs.	Messrs.
Bjerke	Holte	Savre
Black	Hurd	Schantz
Blaisdell	Isaak	Schnell
Born	Jensen	Scholl
Brusseau	Johnson	Seibel
Burgum	Kapaun	Schauss
Burke	Keidel	Shockman
Caddell	Kubischta	Shurr
Child	Langford	Smith
Clarke	Larson	Stray
Cosgriff	Lavik	Symington
Dahl, Emmons	Lohrbauer	Thompson
Dahl, Traill	Marks	Thoreson
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McLarty	Urschel
Dullea	Mode	Wendland
Erickson, McKenzie	Muus	Williams
Erickson, McLean	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker
Fitzgerald	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Traynor	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Halverson	Olson, Hettinger
Borstad	Levin	Peterson, Cass
Cunningham	Moore	Ritter
Fedje	McIlraith	Solberg

So the bill passed and the title was agreed to.

Mr. Smith: Mr. Speaker, I wish to explain my vote. I believe the tax levy provided for in the bill is entirely too large; but I am voting "aye" on the bill, willing to trust future Legislatures to lessen the fund which will be accumulated.

Mr. Traynor: Mr. Speaker, I wish to explain my vote. I am in favor of a pension for the blind, and I intended to vote for this bill, but I am forced to vote "no" in protest of the tactics used in the committee when they made the levy two times what everyone knows is necessary to give the aid required.

Mr. Place requested a call of the House as to House Bill No. 135.

Which request was granted.

All members were present except Representatives Borstad, Fedje, Levin, Moore, McIlraith, Page and Ritter.

Mr. Place moved that further consideration under the call of the House be dispensed with.

Which motion prevailed.

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the Year 1915, and Section 1823 of the 1925 Compiled Laws of North Dakota, and Chapter 241 of the Laws of the State of North Dakota for the Year 1933, Relating to the Use of Lignite Coal in State and County Institutions and Schools, and to Provide for the Use of Native Lignite Coal, Native Natural Gas, and Native Oil as Fuel in Such Institutions and Schools, and Providing a Penalty for the Violation of This Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 58; nays, 50; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Randall
Anderson, Bowman	Godwin	Sand
Anderson, Burke	Hanson	Savre
Anfinson	Hill	Schantz
Bailey, Eddy	Holey	Seibel
Bauer	Keidel	Schauss
Biberdorf	Kubischta	Shoekman
Bilden	Larson	Shurr
Bjerke	Marks	Solberg
Blaisdell	McLarty	Stray
Borstad	Mode	Symington
Brusseau	Niewoehner	Thoreson
Burke	Noben	Treffry
Caddell	Odegard	Tuff
Child	Olson, Hettinger	Urschel
Clarke	Olson, Mountrail	Wendland
Dahl, Emmons	Parkinson	Williams
Dahl, Traill	Peterson, Bottineau	Wolf
Erickson, McLean	Place	Mr. Speaker
Fedje		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Morgan
Bailey, Dunn	Gilbertson	Morris
Beggs	Goodlaxon	Muus
Bettenhausen	Graham	Myers
Black	Hall	Norheim
Born	Halverson	O'Brien
Brunsdale	Hewitt	Oglesby
Burgum	Holthusen	Page
Cosgriff	Holte	Peterson, Cass
Cunningham	Hurd	Saumur
Dazell	Isaak	Schnell
Dittmer	Jensen	Scholl

Messrs.	Messrs.	Messrs.
Downey	Johnson	Smith
Dullea	Kapaun	Thompson
Erickson,McKenzie	Langford	Traynor
Fjeld	Lavik	Twichell
Frosaker	Lohrbauer	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Moore	Ritter
Levin	McIlraith	

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Place moved that the vote by which House Bill No. 135 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 29 of Chapter 160 of the 1933 Session Laws, Relating to Registration of Motor Vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 105; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Odegard
Aljets	Gessner	Oglesby
Anderson,Bowman	Gilbertson	Olson, Hettinger
Anderson, Burke	Godwin	Olson, Mountrail
Anderson, Sargent	Goodlaxon	Page
Anfinson	Graham	Parkinson
Bailey, Eddy	Hall	Peterson,Bottineau
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hanson	Place
Beggs	Hewitt	Randall
Bettenhausen	Hill	Sand
Biberdorf	Holey	Saumur
Bilden	Holthusen	Savre
Bjerke	Holte	Schantz
Black	Hurd	Schnell
Blaisdell	Isaak	Scholl
Born	Jensen	Seibel
Borstad	Johnson	Schauss
Brusseau	Kapaun	Shockman
Burgum	Keidel	Shurr
Burke	Kubischta	Smith
Caddell	Langford	Solberg
Child	Larson	Stray

Messrs.	Messrs.	Messrs.
Clarke	Lavik	Symington
Cosgriff	Lohrbauer	Thompson
Cunningham	Marks	Thoreson
Dahl, Emmons	Morgan	Traynor
Dahl, Traill	Morris	Treffry
Dalzell	McLarty	Tuff
Dittmer	Mode	Twichell
Downey	Muus	Urschel
Dullea	Myers	Wendland
Erickson,McKenzie	Niewoehner	Williams
Erickson, McLean	Noben	Wolf
Fjeld	Norheim	Mr. Speaker

Those voting in the negative were:

Messrs.
Brunsdale

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fedje	Moore	O'Brien
Frosaker	McIlraith	Ritter
Levin		

So the bill passed and the title was agreed to.

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act" and Declaring it an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 96; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dullea	Odegard
Aljets	Fjeld	Oglesby
Anderson,Bowman	Frosaker	Olson, Mountrail
Anderson, Burke	Godwin	Page
Anderson, Sargent	Goodlaxon	Parkinson
Anfinson	Graham	Peterson,Bottineau
Bailey, Eddy	Hall	Peterson, Cass
Bailey, Dunn	Halverson	Place
Bauer	Hanson	Sand
Beggs	Hill	Saumur
Bettenhausen	Holey	Savre
Biberdorf	Holte	Schantz
Bilden	Isaak	Schnell
Bjerke	Jensen	Scholl
Black	Johnson	Seibel
Blaisdell	Kapaun	Schauss
Born	Kubischta	Shockman

Messrs.	Messrs.	Messrs.
Borstad	Langford	Shurr
Brunsdale	Larson	Solberg
Brusseau	Lavik	Stray
Burgum	Lohrbauer	Symington
Burke	Marks	Thompson
Caddell	Morgan	Thoreson
Child	Morris	Traynor
Clarke	McLarty	Treffry
Cosgriff	Mode	Tuff
Cunningham	Muus	Twichell
Dahl, Emmons	Myers	Urschel
Dahl, Traill	Niewoehner	Wendland
Dalzell	Noben	Williams
Dittmer	Norheim	Wolf
Erickson, McLean	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Downey	Gilbertson	Hurd
Fitzgerald	Holthusen	Smith
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Levin	Olson, Hettinger
Fedje	Moore	Randall
Hewitt	McIlraith	Ritter
Keidel		

So the bill passed and the title was agreed to.

House Bill No. 71 was read a second time.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that all absent members be excused.

Which motion prevailed.

Mr. Twichell moved that the House do now adjourn.

Which motion prevailed.

And the House stood adjourned.

THIRTY-EIGHTH DAY

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington.

Roll Call: All members were present except Representatives McIlraith, Ritter and Sand.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 14, 1935.

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 916, of the Compiled Laws of North Dakota for the Year 1913, Pertaining to Payment of Expenses of Delegates to National Conventions.

Which the House has indefinitely postponed.

Also transmit:

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Also,

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

Also,

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

Also,

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the Year 1915, and Section 1828 of the 1925 Compiled Laws of North Dakota, and Chapter 241 of the Laws of the State of North Dakota for the Year 1933, Relating to the Use of Lignite Coal in State and County Institutions and Schools, and to Provide for the Use of Native Lignite Coal, Native Natural Gas, and Native Oil as Fuel in Such Institutions and Schools, and Providing a Penalty for the Violation of This Act.

Also,

House Bill No. 163. A Bill for an Act to Amend and

Re-enact Section 29 of Chapter 160 of the 1933 Session Laws, Relating to Registration of Motor Vehicles.

Also,

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act" and Declaring it an Emergency.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-sixth day after recess and the Thirty-seventh day and recommend that the same be corrected as follows:

On page 16, line 6 substitute word "on" for word "for."

On page 29, in "Courtesies of the Floor" correct spelling of name "Gessner."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertsen moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications were received by the House from:

Byron Metcalf, Valley City, N. D.

F. J. Lommel, Lidgerwood, N. D.

G. M. Thomas, Jamestown, N. D.

Vance H. Webster, Fargo, N. D., and others.

Inga St. Jacque, Heaton, N. D., and others.

L. D. Harris, Almont, N. D., and others.

J. A. Payne, Milnor, N. D., and others.

A. N. Finstad, McClusky, N. D.

Leo E. Steinman, Edgeley, N. D., and others.

I. M. Bigelow, Makoti, N. D., and others.

John W. Fox, Woodworth, N. D., and others.

C. C. Converse, New Salem, N. D., and others.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

February 14, 1935.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375 of the 1913 Compiled Laws, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Very truly yours,

WALTER WELFORD,
Governor.

REPORT OF STANDING COMMITTEES

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 105. A Bill for an Act Regulating All Benevolent Corporations, Associations or Societies Operating on the Voluntary or Involuntary Assessment or Contribution Plan, and Repealing Chapter 160 of the Session Laws of 1931, and All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of the title after the words "A Bill" and in lieu thereof insert the following title: "For an Act regulating all Benevolent Corporations, Associations or Societies Operating on the Voluntary or Involuntary Assessment or Contribution Plan, which provide for Protective and/or Indemnity Benefits, excepting Benevolent Corporations as defined by Chapter 23, Compiled Laws of 1913; and for the Repeal of Chapter 160 of the Session Laws of 1931, and Acts or Parts of Acts in Conflict Herewith."

And when so amended recommend the same do pass.

BEN FEDJE,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

HOUSE CONCURRENT RESOLUTION A-11

Memorializing Congress to enact legislation to provide funds to assist in hospitalization and care of the sick.

Have had the same under consideration and recommend that the same do pass.

C. H. MORGAN,
Chairman.

C. E. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 150. A Bill for an Act Providing that Hospitals Exempt from Taxation Are Required to Accept Patients for Treatment by Generally Recognized Systems of Healing Arts to Be Employed at the Request of Patients.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. MORGAN,
Chairman.

Mr. Fitzgerald moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163, and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to Be Charged, and Providing for Deposit of Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the printed bill strike out the final period and add "and declaring an emergency."

On page two line 15 insert the following paragraph: "Provided, however, that none of the provisions of this act shall apply to farm buildings situated on lands owned by the State of North Dakota, nor shall the provisions of this act apply to any property of the Bank of North Dakota except only its Banking House furniture and fixtures located in the City of Bismarck, N. Dak.

In Section 189c5 line 10 strike out misprinted word "centents" and insert in lieu thereof the word "contents."

In Section 189c9 line 13 page ten of the printed bill insert the word "annual" between the words "an" and "assessment."

In Section 189c13 line 24, page 11 of the printed bill correct spelling "state" by putting in the letter "s", and in line 25 same Section and page last word in the period to read "areas."

In Section 189c13 line 44 of the printed bill correct spelling of the word Hallow to "Hollow." In the same Section line 100 on page 14 of printed bill correct spelling of the word Firt to "Fire."

In Section 189c14 in line 14 on page 16 of the printed bill correct spelling of the word place to read "placed." In the same Section on line 34 page 17 of the printed bill strike out period after the word value and add "and only from the payee named in such warrant."

And when so amended recommend the same do pass.

BEN FEDJE,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

Have had the same under consideration and recommend that the same be amended as follows:

In the first line of the title of the original bill, after the word "Amend" strike out the word "the" and in lieu thereof insert the word "and."

In line twelve of the printed bill after the word "spend," strike out the figures \$20,000.00 and in lieu thereof insert the words and figures "not less than \$10,000.00."

At the end of line twenty-seven of the original bill, strike out the word "and."

And when so amended recommend the same do pass.

O. C. OLSON,
Chairman.

Mr. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Have had the same under consideration and recommend that the same do pass.

BEN FEDJE,
Chairman.

Mr. McLarty moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Have had the same under consideration and recommend that the same be amended as follows:

In line 17 of the printed bill, strike out the entire line.

In line 18, strike out the figures 266,200.00 and insert in lieu thereof the figures 268,600.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and

Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out \$216,495.00 and insert in lieu thereof the figures \$206,845.00.

In line 16, strike out the figures \$2,000.00, and insert in lieu thereof the figures \$1,500.00.

In line 17, strike out \$1,500.00, and insert in lieu thereof \$1,000.00.

In line 20, strike out \$2,000.00, and insert in lieu thereof \$1,750.00.

In line 22, strike out \$2,500.00 and insert in lieu thereof \$2,000.00.

In line 23, strike out \$4,500.00 and insert in lieu thereof \$3,500.00.

In line 25, strike out \$3,500.00 and insert in lieu thereof \$3,000.00.

In line 28, strike out \$10,000.00, and insert in lieu thereof \$8,000.00.

In line 30, strike out \$8,000.00, and insert in lieu thereof \$7,000.00.

In line 34, strike out \$5,000.00, and insert in lieu thereof \$4,500.00.

In line 36, strike out \$209,195.00, and insert in lieu thereof \$202,445.00.

In line 39, strike out \$193,695.00, and insert in lieu thereof \$186,945.00.

In line 42, strike out \$800.00, and insert in lieu thereof \$600.00.

In line 43, strike out the word "three" and in the same line strike out \$3,000.00, and insert in lieu thereof \$1,000.

In line 46, strike out \$3,500.00, and insert in lieu thereof \$3,000.00.

In line 51, strike out \$3,500.00, and insert in lieu thereof \$3,000.00.

In line 55, strike out \$800.00, and insert in lieu thereof \$600.00.

Between line 55 and 56, insert an extra line numbered 55½ to read: Item 8, Fire Hose \$1,500.00.

In line 58, strike out the figures \$3,800.00, and insert in lieu thereof \$3,000.00.

In line 60, strike out \$216,495.00 and insert in lieu thereof \$206,845.00.

In line 52, strike out \$1,000.00, and insert in lieu thereof \$800.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same be re-referred to the State Affairs Committee.

EDW. SAVRE,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 180. A Bill for an Act to Amend and Re-enact Subdivisions (c) and (g) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles, Defining Commercial Hauling, Providing for a Refund, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 190. A Bill for an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 191. A Bill for an Act Providing for the Refunds of Tax Collected on Motor Vehicle Fuels Used for Other Purposes Than Operating Motor Vehicles on Public Highways, Provided Such Fuel is Blended With Not Less Than 10% Alcohol.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 192. A Bill for an Act to Prohibit Employment of Women and Girls for the Purpose Serving Beer to Consumers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 197. A Bill for an Act to Repeal Section 2, of Chapter 106 Session Laws of North Dakota 1927, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 199. A Bill for an Act to Regulate the Service of Meals in Places of Business Not Entirely Devoted to Such Service; Repealing All Acts or Parts of Acts in Conflict Herewith; and Providing a Penalty for the Violation Hereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 203. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment or Initiated Measure or Other Question Involving an Initiated Act or Amendment Shall Be Certified by the Secretary of State and Advertised by the County Auditors in Each County of the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETER PETERSON,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of the Session Laws of 1929 and Section 487 of the Compiled Laws of 1913, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Amendments being made to the engrossed bill as it came from the Senate.

Amend the title of the bill to read as follows:

"A Bill for an act to amend and re-enact Section 486 of the Compiled Laws of North Dakota of 1913, as amended and re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927, and as further amended and re-enacted by Chapter 185 of the Session Laws of 1929, and to amend and re-enact Section 487 of the Compiled Laws of North Dakota of 1913 as amended and re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927."

Strike out all of the two lines following the enacting clause except the words "Section 1 AMENDMENT." and insert in lieu thereof "Section 486 of the Compiled Laws of North Dakota of 1913 as amended and re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927 and as further amended and re-enacted by Chapter 185 of the Session Laws of 1929, is hereby amended and re-enacted to read as follows:"

Strike out all of the two lines following the words "Section 2. AMENDMENT." and insert in lieu thereof the following: Section 487 of the Compiled Laws of North Dakota of 1913 as amended and re-enacted by Section 3 of Chapter 211 of the Session Laws of 1927 is hereby amended and re-enacted to read as follows:"

In the 7th line from the top of the third page of the bill, strike out the word "July" and insert in lieu thereof the word "January"

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

In line three of the printed bill, strike out the figures \$70,000.00, and insert in lieu thereof the figures \$60,000.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866A6, Supplement to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as the bill came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Mr. Brusseau introduced:

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of

North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Anderson and Place introduced:

House Bill No. 235. A Bill for an Act to Amend and Re-enact Section 9070 of the 1913 Compiled Laws of the State of North Dakota Relating to Notice to Vacate Premises.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Black and Graham introduced:

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Holey introduced:

House Bill No. 237. A Bill for an Act Prohibiting Establishment of Road-houses Within the State of North Dakota and Requiring Present Road-houses to Cease Operation After Six (6) Months; Penalty.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Graham and Morgan introduced:

House Bill No. 238. A Bill for an Act to Safeguard Human Health and Life by Providing for the Regulation of the Manufacture and Sale of Ice Cream for Human Consumption; Providing for the Issuance of Permits of All Ice Cream Plants, Including Counter Freezer Installations; Conferring Powers and Duties on State Regulatory Officials; and Imposing Penalties.

Was read the first time and referred to the Committee on Agriculture.

Mr. Graham introduced:

House Bill No. 239. A Bill for an Act to Provide Improved Protection of the Public Health Through Regulation of

Slaughterhouses and Meat Markets; Providing for the Licensing of the Same; Regulating the Slaughtering of Animals for Food; Granting Exemptions to Farmers and for Other Purposes.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Stray introduced:

House Bill No. 240. A Bill for an Act to Amend Section 557a7, of the Supplement to the Compiled Laws of 1913, Relating to Written Examinations; Subjects Covered for Certificate of Qualifications as Certified Public Accountants, and to Authorize Granting Certificate of Qualification in Accountancy, to Persons Who Were Engaged in the Business of Accountancy, Prior to 1920, and Continuously Since That Time, Upon Satisfactory Proof of That Fact, Without Written Examinations, Upon Application and Showing as to Other Requisite Qualifications.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Stray and O'Brien introduced:

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 852 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1, Chapter 150 of the Session Laws of 1915; Providing for a Primary Election to Be Held on the Last Tuesday in June in Years in Which General Elections Occur; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Mr. Olson of Mountrail introduced:

House Bill No. 242. A Bill for an Act to Make Unlawful the Foreclosure, Sale or Removal of Any Personal Property From the County Where Said Property Has Been Assessed Until All Taxes Levied and Assessed Against Said Property Have Been Paid; Providing Penalty for Violation.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Isaak, Jensen and Anderson of Divide introduced:

House Bill No. 243. A Bill for an Act Permitting Deduction of Personal Property Taxes Due and Delinquent from Claims, Demands, Salaries, and Wages Due from Counties; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota for 1913 and All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Schauss and Wolf introduced:

House Bill No. 244. A Bill for an Act Relating to the Administration of Insolvent Banking Institutions; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Banks and Banking.

Mr. Marks introduced:

House Bill No. 245. A Bill for an Act Providing That County Commissioners Shall Employ Local Physicians, Chiropractors or Osteopaths When Practicable in Treatment of Indigent Persons and Relating to Compensation Therefor.

Was read the first time and referred to the Committee on Public Health.

Messrs. Morgan and Williams introduced:

House Bill No. 246. A Bill for an Act Requiring Bona Fide Subscriptions to Newspapers, Magazines and Other Periodicals Published and Circulated in the State of North Dakota; Declaring Unlawful the Circulation Without Such Subscription; Prohibiting the Bringing of an Action Upon Accounts Incurred Contrary Hereto.

Was read the first time and referred to the Committee on Public Printing.

Mr. Godwin introduced:

House Bill No. 247. A Bill for an Act to Amend and Re-enact Section 7 and Section 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale Within the State of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill Number 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict with the Provisions of This Act." Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer. Emergency.

Was read the first time and referred to the Committee on Temperance.

Mr. Fedje introduced:

House Bill No. 248. A Bill for an Act Making an Appropriation to Pay Compensation to James Boyd for Permanent Disability Resulting from an Accident Occurring to Him While Employed at the State Penitentiary as an Inmate on September 18, 1922, Whereby His Right Eye was Totally Destroyed.

Was read the first time and referred to the Committee on Appropriations.

Mr. Oglesby introduced:

House Bill No. 249. A Bill for an Act Cancelling All Penalties and Interest on Unpaid Personal Property Taxes Levied and Assessed for the Year 1934 and All Prior Years, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

State Affairs Committee introduced:

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 14, 1935.

Mr. President: I have the honor to inform you that the Speaker has appointed as a committee to serve with a like committee from the Senate to prepare a Joint Memorial program for February 22, 1935, Representatives Scholl, Twichell and Fedje.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 14, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

Also,

Senate Bill No. 91. A Bill for an Act Requiring Issu-

ance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

Also,

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Also,

Senate Bill No. 110. A Bill for an Act Declaring the Draining of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Also,

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1935

Mr. Speaker: I have the honor to transmit herewith:

SENATE CONCURENT RESOLUTION "T"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1935.

Mr. Speaker: I have the honor to inform you that the President has appointed as a committee to serve with a like committee from the House to prepare a Joint Memorial

program for February 22, 1935, Senators McDonald, Whelan, and Erickson.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

Also,

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19 of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1935.

Mr. Speaker: I have the honor to transmit herewith the following:

SENATE CONCURRENT RESOLUTION "Q"

Which the Senate has adopted.

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session

Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

Also,

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Exempt from Taxation All Inundated Land Upon Which the Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Providing That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Also,

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Governor and Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction,

Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and all Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Banking Institutions and Depositors, Including the Act Creating the Federal Deposit Insurance Corporation and Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1935

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also,

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

Which the President has signed and your signature is respectfully requested.

Also,

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF HOUSE BILLS

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 6762 of the 1913 Revised Codes as Amended Relating to Renewal of Chattel Mortgages.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 35; nays, 72; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Sand
Anderson, Bowman	Fedje	Seibel
Anderson, Burke	Fitzgerald	Schauss
Bailey, Dunn	Godwin	Shockman
Beggs	Hanson	Shurr
Biberdorf	Hill	Solberg
Bilden	Jensen	Stray
Bjerke	Noben	Thoreson
Borstad	Odegard	Tuff
Brusseau	Olson, Mountrail	Williams
Caddell	Peterson, Bottineau	Mr. Speaker
Dahl, Traill	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Muus
Anderson, Sargent	Goodlaxon	Myers
Anfinson	Graham	Niewoehner
Bailey, Eddy	Hall	Norheim
Bauer	Halverson	O'Brien
Bettenhausen	Hewitt	Oglesby
Black	Holey	Olson, Hettinger
Blaisdell	Holthusen	Page
Born	Holte	Parkinson
Brunsdale	Hurd	Peterson, Cass
Burgum	Isaak	Randall
Burke	Johnson	Ritter
Child	Kapaun	Saumur
Clarke	Keidel	Savre
Cosgriff	Kubischta	Schantz
Cunningham	Langford	Schnell
Dalzell	Larson	Smith
Dittmer	Lavik	Symington
Downey	Levin	Thompson
Dullea	Lohrbauer	Traynor
Erickson,McKenzie	Moore	Treffry
Fjeld	Morgan	Twichell
Frosaker	Morris	Urschel
Gessner	Mode	Wendland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl, Emmons	McIlraith	Scholl
Marks	McLarty	Wolf

So the bill was lost.

Mr. Schantz moved that the vote by which House Bill No. 71 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Burke: Mr. Speaker, I wish to explain my vote. I vote "no" on this bill for the reason that it puts an additional burden upon the mortgagees, without giving the mortgagors any advantage. This bill is solely for the purpose of protecting third parties.

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 102; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Black	Holte	Saumur
Blaisdell	Hurd	Savre
Born	Isaak	Schantz
Borstad	Jensen	Schnell
Brunsdale	Johnson	Scholl
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Downey	Morris	Traynor
Dullea	Mode	Treffry
Erickson, McKenzie	Muus	Tuff
Erickson, McLean	Myers	Twichell
Fedje	Niewoehner	Urschel
Fjeld	Noben	Wendland
Fitzgerald	Norheim	Williams
Frosaker	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Dittmer	Seibel
Caddell	Kapaun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Marks	McLarty
Dahl, Emmons	McIlraith	Wolf

So the bill passed and the title was agreed to.

Mr. Twichell moved to defer action on House Bill No. 158 for one Legislative day.

Which motion prevailed.

Mr. Moore moved that House Bill No. 177 be re-referred to the Committee on Education.

Mr. Fedje moved that Mr. Moore's motion to re-refer House Bill No. 177 be laid on the table.

Which motion prevailed.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Chapter 236 of the 1933 Session Laws Relating to Common School District Transportation; Leaving Same to the Discretion of the School Board; Limiting the Amount That May Be Paid for Same and Repealing Chapter 244 of the Session Laws of the State of North Dakota for the Year 1931; Prohibiting Discrimination as Between Families.

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, 85; nays, 22; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Olson, Hettinger
Aljets	Godwin	Olson, Mountrail
Anderson, Bowman	Goodlaxon	Parkinson
Anderson, Burke	Hall	Peterson, Bottineau
Anderson, Sargent	Halverson	Place
Anfinson	Hanson	Randall
Bailey, Eddy	Hewitt	Ritter
Bailey, Dunn	Hill	Sand
Bauer	Holey	Saumur
Beggs	Holthusen	Savre
Bettenhausen	Isaak	Schantz
Biberdorf	Jensen	Schnell
Bilden	Johnson	Scholl
Bjerke	Kapaun	Seibel
Black	Keidel	Schauss
Blaisdell	Kubischta	Shockman
Born	Larson	Shurr
Borstad	Lavik	Smith
Brusseau	Levin	Solberg
Burgum	Lohrbauer	Thoreson
Caddell	Morgan	Treffry
Child	Mode	Tuff
Clarke	Myers	Twichell
Dahl, Traill	Niewoehner	Urschel
Dalzell	Noben	Wendland
Downey	Norheim	Williams
Erickson, McKenzie	O'Brien	Wolf
Fedje	Odegard	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Graham	Oglesby
Burke	Holte	Page
Cunningham	Hurd	Peterson, Cass

Messrs.	Messrs.	Messrs.
Dittmer	Langford	Stray
Dullea	Moore	Symington
Erickson, McLean	Morris	Thompson
Gessner	Muus	Traynor
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cosgriff	Fjeld	McIlraith
Dahl, Emmons	Marks	McLarty

So the bill passed and the title was agreed to.

Mr. Moore: Mr. Speaker, I wish to explain my vote. I am going to vote "no" on this bill, because I think it will load something on the school board that will cause a lot more trouble than at the present time.

Mr. Twichell: I vote "aye" for the purpose of reconsideration of the bill.

Mr. Twichell moved the House proceed to the Fifteenth Order of Business.

Which motion prevailed.

GENERAL ORDERS

Mr. Cunningham moved that the House resolve itself into a Committee of the Whole for the consideration of general orders.

Which motion prevailed.

The Speaker called Mr. Cunningham to the chair and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

And recommended the adoption of the Standing Committee's amendments as follows:

In line four of the printed bill, after the word "Section," strike out the numerals "2803" and insert in lieu thereof the numerals "3803".

And when so amended recommend the same do pass.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract.

And recommend the adoption of the Standing Committee's amendments as follows:

In the fourth line of the title of the printed bill, strike out the period after the word "abstract" and add the following, "and Providing for Compensation." Add to the bill Section 1009A as follows: "Section 1009A. That the board of county commissioners in each county shall audit, allow and pay the chairmen of the county committees of the two political parties, compensation for the duties herein provided for at the rate of \$5.00 per day."

And when so amended recommend that the same do pass.

Also,

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1934, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

And recommend the adoption of the Standing Committees amendments as follows:

Strike out everything after the words "A Bill" and substitute the following:

"For an Act providing for the payment and cancellation of personal property taxes assessed for the year 1931, and all years prior thereto; fixing a percentage amount to be paid in full payment of said principal, interest, penalty and costs, and declaring an emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That all unpaid personal property taxes in the various counties of the State of North Dakota assessed during the year 1931, and all years prior thereto, may be cancelled upon payment of the following amounts, to-wit:

For the year 1930 and years prior thereto upon payment of 40% of the original tax, all interest, penalty and costs for said years to be discharged and considered paid.

For the year 1931 upon payment of 50% of the original tax, all interest, penalty and costs to be discharged and considered paid for said year.

The various county auditors and county treasurers are hereby directed to carry out the provisions of this Act by making the necessary changes upon the records in their offices.

Section 2. EMERGENCY.) Whereas, a large amount of personal property sorely needed for the support of the owners and their families is in danger of being lost by reason of inability to pay said delinquent personal property taxes, this act is hereby declared to be an emergency measure and the same shall be in full force and effect from and after its passage and approval."

And when so amended recommend that the same do pass.

And the following amendment:

As a substitute to the amendment as offered by the Standing Committee:

Proposed amendments to House Bill No. 48 as originally introduced.

The amendments are to the printed bill.

In line 2 of the caption above the words "A Bill" strike out the figures 1934 and insert in lieu thereof "1933."

In line 2 of the Title of the bill below the words "A Bill" strike out the figures 1934 and insert in lieu thereof "1933".

Strike out all of Sections 1 and 2 and renumber Section 3, the Emergency Clause as "Section 2."

Insert in lieu of sections 1 and 2 the following:

"Section 1. That all unpaid personal property taxes together with interest, penalty and costs accruing to date of such payment shall be cancelled upon the payment of the following amounts, to-wit:

For the year 1930 and prior years upon the payment of 40 per cent of the original tax.

For the year 1931 upon the payment of 60 per cent of the original tax.

For the year 1932 upon the payment of 80 percent of the original tax.

For the year 1933 upon the payment of 100 percent of the original tax."

And the further amendment:

At the bottom of the amendment ahead of Section three in the original Bill, which is now Section 2, insert the following:

"Payment of taxes upon the above schedule shall only be permitted if payment thereof is made prior to July 1st, 1936."

And the further amendment:

Amend that portion of the amendment made by the Com-

mittee of the Whole which reads "July 1st 1936" to read "January 1st, 1936."

And when so amended recommend the same do pass.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, line 12, strike out the words and figures "25%"; and insert in lieu thereof the words and figures "15%."

And when so amended recommend that the same do pass.

Also,

House Bill No. 161. A Bill for an Act to Amend Section 2079b13, Chapter 247 of the Session Laws of 1933, and Declaring an Emergency

And recommend the adoption of the Standing Committee's amendments as follows:

After the word "amend" in the title, insert "and re-enact." After the figures "2079b13" in the title insert "Supplement to the 1913 Compiled Laws."

After the enacting clause insert the following: "Section 1. Amendment. That Section 2079b13, Supplement to the 1913 Compiled Laws, is hereby amended and re-enacted to read as follows:"

And the further amendment:

In line one of the title add the following to the amendment of the Standing Committee: Following "Compiled Laws" add the words "as amended by."

Also,

In the amendment following the enacting clause following the words "Compiled Laws" insert the words "as amended by Chapter 247 of the Session Laws of 1933."

And when so amended recommend the same do pass.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 6 of the printed Bill, after the word "expense" insert the following language: "in regard to sewerage disposal."

And when so amended recommend that the same do pass.

Also,

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the figures \$140,-780.00 and insert in lieu thereof \$128,300.00.

In line 12 of the printed Bill, strike out the figures \$8,-780.00, and insert in lieu thereof \$6,500.00.

In line 13, strike out the figures \$2,000.00 and insert in lieu thereof the figures \$1,500.00.

In line 15, strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

In line 16, strike out the figures \$4,500.00 and insert in lieu thereof the figures \$4,000.00.

In line 17, strike out the figures \$6,500.00, and insert in lieu thereof the figures \$5,000.00.

In line 18, strike out the figures \$30,000.00 and insert in lieu thereof the figures \$25,000.00.

In line 20, strike out the figures \$5,000.00 and insert in lieu thereof the figures \$2,500.00.

In line 26, strike out the figures \$140,780.00 and insert in lieu thereof the figures \$128,300.00.

And when so amended recommend that the same do pass.

Also,

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out \$10,000.00 and insert in lieu thereof \$8,500.00.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

And recommend the adoption of the Standing Committee's amendments as follows:

In the first line of the enacting clause, after the word "of," insert the word "North," as it came from the Senate.

And when so amended recommend the same do pass.

And when so amended recommend that the same do pass.

Also,

House Bill No. 149. A Bill for an Act Relating to the Foreclosure of Chattel Mortgages and Conditional Sales Contracts, and Prohibiting the Entry of Deficiency Judgments in Connection Therewith.

Also,

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

And recommend they be laid over for one legislative day.

D. C. CUNNINGHAM,
Chairman.

Mr. Morgan moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19 of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways and Bridges.

SENATE CONCURENT RESOLUTION "Q"

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Drainage and Irrigation.

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Exempt from Taxation All Inundated Land Upon Which the

Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Providing That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Was read the first time and referred to the Committee on Drainage and Irrigation.

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Governor and Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Drainage and Irrigation.

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and all Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Bank-

ing Institutions and Depositors, Including the Act Creating the Federal Deposit Insurance Corporation and Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Was read the first time and referred to the Committee on Banks and Banking.

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 110. A Bill for an Act Declaring the Draining of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

SENATE CONCURRENT RESOLUTION "T"

Was read the first time and referred to the Committee on Livestock.

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways and Bridges.

SECOND READING OF SENATE BILLS

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of the Rebellion.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Odegard
Aljets	Graham	Oglesby
Anderson, Bowman	Hall	Olson, Hettinger
Anderson, Burke	Halverson	Olson, Mountrail
Anderson, Sargent	Hanson	Peterson, Bottineau
Bailey, Eddy	Hewitt	Place
Bauer	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Born	Isaak	Scholl
Borstad	Jensen	Seibel
Brunsdale	Johnson	Schauss
Brusseau	Kapaun	Shockman
Burke	Keidel	Shurr
Child	Kubischta	Smith
Cosgriff	Langford	Solberg
Cunningham	Larson	Stray
Dahl, Traill	Lavik	Symington
Dalzell	Levin	Thompson
Dittmer	Lohrbauer	Thoreson
Downey	Moore	Treffry
Dullea	Morgan	Tuff
Erickson, McLean	Morris	Twichell
Fedje	Mode	Urschel
Fjeld	Myers	Wendland
Gessner	Niewoehner	Williams
Gilbertson	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Fitzgerald	Page

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Dahl, Emmons	O'Brien
Bailey, Dunn	Frosaker	Parkinson
Beggs	Godwin	Peterson, Cass
Bilden	Marks	Schantz
Blaisdell	McIlraith	Schnell
Burgum	McLarty	Traynor
Caddell	Muus	Wolf
Clarke	Norheim	

So the bill passed and the title was agreed to.

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Niewoehner
Aljets	Fitzgerald	Noben
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Godwin	Odegard
Anderson, Sargent	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Hettinger
Bailey, Eddy	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Parkinson
Bauer	Hanson	Place
Beggs	Hewitt	Ritter
Bettenhausen	Hill	Sand
Biberdorf	Holey	Saumur
Bilden	Holthusen	Savre
Bjerke	Holte	Schnell
Black	Hurd	Scholl
Blaisdell	Johnson	Seibel
Born	Kapaun	Schauss
Borstad	Keidel	Shockman
Brunsdale	Kubischta	Shurr
Brusseau	Langford	Smith
Burke	Larson	Stray
Caddell	Lavik	Symington
Child	Lohrbauer	Thompson
Cosgriff	Moore	Thoreson
Cunningham	Morgan	Treffry
Dahl, Traill	Morris	Tuff
Dittmer	Mode	Urschel
Downey	Muus	Wendland
Dullea	Myers	Williams
Erickson, McKenzie		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dalzell	O'Brien	Wolf
Gilbertson	Page	Mr. Speaker
Levin	Twichell	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Isaak	Peterson, Cass
Clarke	Jensen	Randall
Dahl, Emmons	Marks	Schantz
Erickson, McLean	McIlraith	Solberg
Fjeld	McLarty	Traynor
Frosaker	Peterson, Bottineau	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 922, Compiled Laws of 1913, Relating to Posting of Notices of Primary Election.

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, 75; nays, 20; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	Mode
Aljets	Fedje	Muus
Anderson, Burke	Fjeld	Myers
Anderson, Sargent	Fitzgerald	Niewoehner
Anfinson	Gessner	Odegard
Bailey, Eddy	Godwin	Olson, Hettinger
Bailey, Dunn	Goodlaxon	Parkinson
Bauer	Graham	Peterson, Bottineau
Beggs	Hall	Sand
Bettenhausen	Halverson	Savre
Biberdorf	Hanson	Schnell
Bjerke	Hewitt	Scholl
Blaisdell	Holthusen	Seibel
Born	Hurd	Schauss
Borstad	Johnson	Shockman
Brunsdale	Kapaun	Shurr
Burgum	Keidel	Smith
Caddell	Kubischta	Thompson
Child	Langford	Traynor
Cosgriff	Larson	Treffry
Cunningham	Lavik	Tuff
Dahl, Traill	Lohrbauer	Twichell
Dittmer	Moore	Wendland
Downey	Morgan	Wolf
Dullea	Morris	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Jensen	Ritter
Brusseau	Levin	Saumur
Burke	Noben	Stray
Erickson, McLean	Oglesby	Symington
Hill	Olson, Mountrail	Thoreson
Holte	Page	Williams
Isaak	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Gilbertson	O'Brien
Black	Holey	Peterson, Cass
Clarke	Marks	Randall
Dahl, Emmons	McIlraith	Schantz
Dalzell	McLarty	Solberg
Frosaker	Norheim	Urschel

So the bill passed and the title was agreed to.

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

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, 81; nays, 13; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Aljets	Godwin	Olson, Hettinger
Anderson, Bowman	Goodlaxon	Page
Anderson, Sargent	Hall	Parkinson
Anfinson	Halverson	Peterson, Bottineau
Bailey, Eddy	Hanson	Peterson, Cass
Beggs	Hewitt	Place
Bettenhausen	Hill	Ritter
Biberdorf	Holthusen	Sand
Black	Holte	Saumur
Blaisdell	Hurd	Savre
Born	Isaak	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Langford	Shockman
Burke	Lavik	Shurr
Child	Levin	Smith
Cosgriff	Lohrbauer	Stray
Cunningham	Moore	Thompson
Dalzell	Morris	Thoreson

Messrs.	Messrs.	Messrs.
Dittmer	Mode	Traynor
Downey	Muus	Treffry
Dullea	Myers	Twichell
Erickson,McKenzie	Noben	Wendland
Fedje	Norheim	Wolf
Gessner	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Holey	Symington
Bauer	Jensen	Tuff
Bjerke	Kubischta	Urschel
Erickson, McLean	Olson, Mountrail	Williams
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Frosaker	McLarty
Bilden	Graham	Niewoehner
Caddell	Larson	O'Brien
Clarke	Marks	Randall
Dahl, Emmons	Morgan	Schantz
Dahl, Traill	McIlraith	Solberg
Fjeld		

So the bill passed and the title was agreed to.

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Odegard
Anderson,Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson,Bottineau
Bauer	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Place
Biberdorf	Hill	Randall
Bjerke	Holey	Ritter
Black	Holthusen	Sand
Blaisdell	Holte	Saumur
Born	Hurd	Savre
Borstad	Isaak	Schnell

Messrs.	Messrs.	Messrs.
Brunsdale	Jensen	Scholl
Brusseau	Johnson	Seibel
Burgum	Kapaun	Schauss
Burke	Keidel	Shockman
Caddell	Kubischta	Shurr
Child	Langford	Smith
Clarke	Larson	Stray
Cosgriff	Lavik	Symington
Cunningham	Levin	Thompson
Dahl, Traill	Lohrbauer	Thoreson
Dittmer	Moore	Treffry
Downey	Morgan	Tuff
Dullea	Morris	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	O'Brien
Bailey, Dunn	Marks	Olson, Hettinger
Beggs	McIlraith	Schantz
Bilden	McLarty	Solberg
Dahl, Emmons	Mode	Traynor
Dalzell		

So the bill passed and the title was agreed to.

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

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, 95; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Oglesby
Anderson, Bowman	Graham	Olson, Hettinger
Anderson, Sargent	Hall	Olson, Mountrail
Anfinson	Halverson	Page
Bailey, Eddy	Hanson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Bettenhausen	Hill	Peterson, Cass
Biberdorf	Holey	Place
Bjerke	Holthusen	Randall
Black	Hurd	Ritter
Blaisdell	Isaak	Sand

Messrs.	Messrs.	Messrs.
Born	Jensen	Saumur
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Burgum	Keidel	Seibel
Burke	Kubischta	Schauss
Child	Langford	Shockman
Clarke	Larson	Shurr
Cosgriff	Lavik	Smith
Cunningham	Levin	Solberg
Dahl, Traill	Lohrbauer	Stray
Dalzell	Moore	Thompson
Downey	Morgan	Thoreson
Dullea	Morris	Treffry
Erickson, McKenzie	Mode	Tuff
Erickson, McLean	Muus	Twichell
Fedje	Myers	Urschel
Fjeld	Niewoehner	Wendland
Fitzgerald	Noben	Williams
Gessner	Norheim	Wolf
Gilbertson	O'Brien	Mr Speaker
Godwin	Odegard	

Those voting in the negative were:

Messrs.	Messrs.
Anderson, Burke	Symington

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dahl, Emmons	McIlraith
Bailey, Dunn	Dittmer	McLarty
Bauer	Frosaker	Savre
Bilden	Holte	Schantz
Brusseau	Marks	Traynor
Caddell		

So the bill passed and the title was agreed to.

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Hurd	Saumur
Blaisdell	Johnson	Savre
Born	Kapaun	Schnell
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burgum	Larson	Smith
Burke	Lavik	Solberg
Caddell	Levin	Stray
Clarke	Lohrbauer	Symington
Cosgriff	Moore	Thompson
Cunningham	Morgan	Thoreson
Dahi, Traill	Morris	Traynor
Dalzell	Mode	Treffry
Downey	Muus	Tuff
Dullea	Myers	Twichell
Erickson, McLean	Niewoehner	Urschel
Fedje	Noben	Wendland
Fjeld	Norheim	Williams
Fitzgerald	O'Brien	Wolf
Gessner	Odegard	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McKenzie	McIlraith
Beggs	Frosaker	McLarty
Bilden	Holte	Schantz
Child	Isaak	Scholl
Dahl, Emmons	Jensen	Schauss
Dittmer	Marks	

So the bill passed and the title was agreed to.

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

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, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Ritter
Biberdorf	Hill	Sand
Bilden	Holthusen	Saumur
Bjerke	Holte	Savre
Black	Hurd	Scholl
Blaisdell	Isaak	Seibel
Born	Jensen	Schauss
Borstad	Johnson	Shurr
Brunsdale	Kapaun	Smith
Brusseau	Keidel	Solberg
Burgum	Kubischta	Stray
Burke	Larson	Symington
Caddell	Lavik	Thompson
Child	Levin	Thoreson
Clarke	Lohrbauer	Traynor
Cosgriff	Moore	Treffry
Cunningham	Morgan	Tuff
Dahl, Traill	Morris	Twichell
Dalzell	Mode	Urschel
Dittmer	Muus	Wendland
Downey	Myers	Williams
Dullea	Niewoehner	Wolf
Fedje	Noben	Mr. Speaker
Fjeld		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Marks	Randall
Erickson, McKenzie	McIlraith	Schantz
Erickson, McLean	McLarty	Schnell
Holey	Place	Shockman
Langford		

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

And the Speaker signed the same in the presence of the House.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the report of the Committee as to House Bill No. 172 be reconsidered.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 172 be re-referred to the Committee on Elections and Election Privileges.

Which motion prevailed.

Mr. Noben asked permission of the House to withdraw House Bill No. 215.

Which request was granted.

Mr. Hurd moved that Senate Bill No. 63 be re-referred to the Committee on Appropriations.

Which motion prevailed.

SECOND READING OF SENATE BILLS

SENATE CONCURRENT RESOLUTION "K"

Was read the second time.

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution "K", the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Norheim
Aljets	Fitzgerald	Odegard
Anderson, Bowman	Frosaker	Oglesby
Anderson, Burke	Gilbertson	Olson, Hettinger
Anderson, Sargent	Godwin	Olson, Mountrail
Anfinson	Goodlaxon	Page
Bailey, Eddy	Graham	Parkinson
Bailey, Dunn	Hall	Peterson, Bottineau
Bauer	Halverson	Peterson, Cass
Beggs	Hanson	Place
Bettenhausen	Hewitt	Randall
Biberdorf	Hill	Ritter
Bilden	Holthusen	Sand

Messrs.	Messrs.	Messrs.
Bjerke	Holte	Saumur
Black	Hurd	Schnell
Blaisdell	Isaak	Scholl
Born	Jensen	Seibel
Borstad	Johnson	Schauss
Brunsdale	Kapaun	Shockman
Brusseau	Keidel	Shurr
Burgum	Kubischta	Smith
Burke	Langford	Stray
Caddell	Larson	Symington
Child	Lavik	Thompson
Clarke	Levin	Thoreson
Cosgriff	Lohrbauer	Traynor
Cunningham	Moore	Treffry
Dahl, Traill	Morgan	Tuff
Dalzell	Morris	Twichell
Dittmer	Mode	Urschel
Downey	Muus	Wendland
Dullea	Myers	Williams
Erickson, McKenzie	Niewoehner	Wolf
Erickson, McLean	Noben	Mr. Speaker
Fedje		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl, Emmons	McIlraith	Savre
Gessner	McLarty	Schantz
Holey	O'Brien	Solberg
Marks		

So the Resolution was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Keidel moved that all absent members be excused.

Which motion prevailed.

Mr. Bettenhausen moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

J. H. Sampson, Valley City, N. D.; John Sad, Valley City, N. D.; Andrew Larson, Litchville, N. D.; Ralph Snyder, Sanborn, N. D.; John S. Schumacker, Linden, N. D.; James Bolger, Inkster, N. D.; W. J. Sullivan, Mandan, N. D.; J. H. Isaak, Golden Valley, N. D.; R. L. Nelson, Hillsboro, N. D.; O. M. Smith, Galesburg, N. D.; B. J. Grinde, Portland, N. D.; G. G. Radke, Golden Valley, N. D.; Mrs. O. C. Olson, Hettinger, N. D.; Geo. F. Dedmeyer, Glenburn, N. D.; Roy Larson, Minot, N. D.; Carl Zetlow, Minot, N. D.; Mrs. Kapfer,

Bismarck, N. D.; Peter Engen, Anamoose, N. D.; Hynek Rybnicek, Mandan, N. D.; Mr. and Mrs. Charles Berger, Richardton, N. D.; Frank Berger, Richardton, N. D.; Rudolph Doerr, Anamoose, N. D.; Herb. C. Hall, Carrington, N. D.; A. M. Kindem, Oberon, N. D.; Christ Reimch, Harvey, N. D.; H. H. Delk, Harvey, N. D.; Christ Brodel, Harvey, N. D.; J. C. Reimche, Harvey, N. D.; Henry Goll, Wishek, N. D.; Aaron Suckut, Wishek, N. D.; Roy Hanson, Drake, N. D.; B. Klein, Washburn, N. D.; Rev. G. G. Rauser, Martin, N. D.; Rev. E. Bibelheimer, Cathay, N. D.; Rev. Lukas, Anamoose, N. D.; E. G. Sander, Hatton, N. D.; Mrs. Lars Siljan, Garrison, N. D.; A. N. Finstad, McClusky, N. D.; Gottfried Callis, New Leipzig, N. D.; Sahara Matz, New Leipzig, N. D.; Louisa Callis, New Leipzig, N. D.; Rev. J. R. Matz, New Leipzig, N. D.; G. F. Keller, Sheyenne, N. D.; Gust Swensen, Sheyenne, N. D.; Frank A. Olson, Sullon, N. D.; Christ Hirschhorn, Goodrich, N. D.; John Fetchle, Goodrich, N. D.; H. A. Wayleman, Anamoose, N. D.; Math Henzel, Anamoose, N. D.; S. B. Utyhovd, Anamoose, N. D.; E. O. Waylemon, Anamoose, N. D.; Lester Shook, Anamoose, N. D.; Mrs. Hans Dyste, Forman, N. D.; Delores Dyste, Forman, N. D.; Maude Hample, Oakes, N. D.; Mrs. J. D. Ames, Oakes, N. D.; Mrs. Franz Hanson, Strum, N. D.; Amos Brinkman, Danzig, N. D.; Ed Hilderbrand, Lehr, N. D.; Jacob Schmilgert, Lehr, N. D.; Ferdinand Klein, Tuttle, N. D.; Emil Klein, Tuttle, N. D.; Gottlieb Merhere, Tuttle, N. D.

THIRTY-NINTH DAY.

House of Representatives,
Bismarck, North Dakota,
February, 15, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, of Carrington.

Roll Call: All members were present except Representatives Cosgriff and Randall.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Seventh Day after Recess and Thirty-Eighth day and recommended that the same be corrected as follows:

On page 23, line 25, strike out word "House".

On page 32, line 7 from bottom of page, strike out syllable "ed" in word recommended.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Ben Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications were received by the House and read from the desk from:

Usher L. Burdick, Washington, D. C.

Harvey Co-operative Creamery Ass'n.

E. R. Garner, Sec'y to the Vice President, Washington D. C.

Mrs. Frances Miller, Ray, N. D., and others.

H. D. Davy, Des Lacs, N. D., and others.

Paul Marriage, Carrington, N. D., and others.

John H. Anderson, Cooperstown, N. D., and others.

Arnold Hauge, Ward County, N. D.

Mrs. G. Burdvik, Finley, N. D., and others.

Barbara H. Wylie, Fargo, N. D., and others.

E. M. Mattseon, Hillsboro, N. D., and others.

H. C. Halvorson, Northwood, N. D., and others.

Mrs. Bertha Perkuhn, Crary, N. D.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 15, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of the Rebellion.

Also,

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 922, Compiled Laws of 1913, Relating to Posting of Notices of Primary Election.

Also,

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Also,

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Also,

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

Which the House has passed unchanged.

Also,

SENATE CONCURRENT RESOLUTION "K"

Which the House has adopted.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 15, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Which the House has passed and your favorable consideration is respectfully requested.

Also return:

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments Thereof, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also,

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Also,

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 43. A Bill for an Act Making an Appro-

priation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Also,

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 201 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 147, Laws of North Dakota for the Year 1931, Relating to the Creation of a Fire Marshal Department.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9 of the printed bill strike out the word "six" preceding the word "years" and insert in lieu thereof the word "three" and in the same line following the word "years" strike out the numeral "(6)" and insert in lieu thereof the numeral "(3)" and in line 25 preceding the word "names" strike out the word "three" and insert in lieu thereof the word "five".

And when so amended, recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Have had the same under consideration and recommend that the same do pass.

L. C. ODEGARD,
Chairman.

Representative Bjerke moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 155. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities From Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. C. ODEGARD,
Chairman.

Anderson of Sargent moved that the report be adopted.

Mr. Schantz moved as a substitute motion that House Bill No. "155" be referred to the Committee on General Orders.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 207. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 160. A Bill for an Act Providing for the Licensing of Persons Owning and Operating Apiaries in the State of North Dakota; Creating and Establishing a "Bee Inspection Fund"; Providing for License Fee; Payment of Salaries and Expenses of Bee Inspectors; Providing for Penalty and Repealing Section 2790a20 of the 1925 Supplement to the 1913 Compiled Laws, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 175. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 306a17 of the 1925 Supplement to the Compiled Laws of 1913, Known as the Workmen's Compensation Act, Relating to Review and Appeals from Decisions of the Workmen's Compensation Bureau; and Repealing All Acts or Parts of Acts in Conflict Herewith, and Making the Same an Emergency Measure.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Mr. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 201 and 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Sections 1, 3 and 4 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 213 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 217 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Creation of a Fire Marshal Department.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Appropriations.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 200. A Bill for an Act to Authorize the Motor Vehicle Registrar of This State to Issue Permits to Non-resident Owner of Foreign Motor Vehicle, Allowing Them to Travel on the Highways of This State Under Certain Conditions and Fixing Fees Therefor and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insur-

ance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Have had the same under consideration and recommend that the same do pass.

BEN FEDJE,
Chairman.

Mr. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

Majority of the Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRED BORN,
FRANKLIN PAGE,
OLE G. FROSAKER,
M. D. GRAHAM,
EINAR MUUS,
FRANK E. GESSNER,
EDWIN TRAYNOR,
RAY R. HALL,
L. O. NORHEIM.

Minority of the Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Have had the same under consideration and recommend that the same be amended as follows:

In line 14 of the printed bill after the word usury, strike out the semi-colon and the remainder of the bill and insert in lieu thereof a period.

J. C. HANSON,
PALMER LEVIN,
JACK SHOCKMAN,
W. L. HOLEY,
PAUL A. SAND,
W. W. TREFFRY,
EDW. SAVRE.

And when so amended recommend the same do pass.

VAL P. WOLF,
Chairman.

Mr. Wolf moved that the report of the Minority as to House Bill No. 107 be adopted.

Mr. Gilbertson moved as a substitute motion that the report of the Majority be substituted for that of the Minority.

Which motion was lost.

The question being on the motion of Mr. Wolf, the motion was carried, and the report of the Minority was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 3. A Bill for an Act Making an Appro-

priation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding Court Outside the County in Which the Judges Reside and While Serving on the Supreme Bench, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of an Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Amendments made on Senate amendments as printed in Senate Journal, page 8, January 30th.

Page 8, amendments to title of bill, after the word "officer" and before the word "as."

Line 4, insert the following "for State Park Emergency Conservation work."

Line 3, Section 1, page 8 of Journal, after "appoint," strike out the following: "an employee of the State Historical Society of the State of North Dakota as" and insert in lieu thereof the following "a" and after the word "officer" in line 4 and before the word "to" insert the following: "For State Park Emergency Conservation work."

Page 9 of the Journal, line 7, strike out the word "said" and in lines 7 and 8, strike out the words "Historical Society," and insert in lieu thereof the words "of North Dakota."

And when so amended recommend that the same be placed in General Orders for today's action.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 71. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Maintenance of the Capitol from February 1, 1935, to June 30, 1935, in the Office of the Board of Administration, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out the Senate Amendment \$3,500.00 and insert in lieu thereof the figures \$4,500.00.

In line 10, strike out the Senate Amendment \$1,500.00 and insert in lieu thereof \$2,250.00.

In line 16, strike out the Senate Amendment \$900.00 and insert in lieu thereof \$1,200.00.

In line 19, strike out the Senate Amendment \$3,450.00 and insert in lieu thereof the figures \$4,500.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Mr. Myers, Aljets and Dahl introduced:

HOUSE RESOLUTION "I"

Was read the first time and referred to the Committee on Judiciary.

Mr. O'Brien introduced:

House Bill No. 251. A Bill for an Act Providing for Payment of License Fees by Bachelors and Spinsters, Defining Bachelors and Spinsters, Providing for the Payment of License Fees and Use Thereof; Specifying Time of Payment of Such License Fees; Providing Penalties for the Violation of the Act and Declaring an Emergency.

Was read the first time and referred to the Committee on Military Affairs.

Mr. Bilden and Bjerke introduced:

House Bill No. 252. A Bill for an Act Granting Certain Powers to the Governing Boards of Cities and Villages.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Mr. Bjerke and Bilden introduced:

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Was read the first time and referred to the Committee on State Affairs.

Mr. Bjerke and Bilden introduced:

House Bill No. 254. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 166 Session Laws of 1929 Relating to Refunds of Motor Vehicle Fuel Taxes.

Was read the first time and referred to the Committee on State Affairs.

Committee on Education introduced:

House Bill No. 255. A Bill for an Act to Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts.

Was read the first time and referred to the Committee on Education.

Mr. Wendland introduced:

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Was read the first time and referred to the Committee on Highways and Bridges.

Mr. W. W. Treffry introduced:

House Bill No. 257. A Bill for an Act Providing That Necessary Dental Services Be Furnished by Each County in This State to All Indigent Resident Children of the State Under Fifteen Years of Age; and Providing the Requirements and Information Which Shall Be Furnished the Board of County Commissioners, and That the County Commissioners Shall Determine Eligibility for Such Services, and That the Same Shall Be Paid Out of the General Funds of the County. Repealing All Laws in Conflict Herewith and Declaring This Act to Be an Emergency.

Was read the first time and referred to the Committee on Public Health.

Mr. Treffry introduced:

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Downey, Gessner and Traynor introduced:

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Schantz by request introduced:

House Bill No. 260. A Bill for an Act to Regulate, License and Inspect the Manufacturing, Wrapping, Transportation, Delivery and Sale of Bakery Foods and Products Intended for Human Consumption; Requiring Physical Examination of Persons Engaged Therein; Requiring the Licensing of Every Bakery and Independent Distributor and Bakery Products Establishment, and Delivery and Transportation Vehicles, or Other Means of Transportation and Delivery; Providing Penalties for the Violation of the Provisions of This Act and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Public Health.

Messrs. Place, Anderson and Noben introduced:

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 2202 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Giving Notice of the Expiration of the Period of Redemption on Property Forfeited to the County at Tax Sales, Issuance of Tax Deeds to County and Sale by County of Property Acquired by Tax Deed, as Said Section is Amended by Chapter 226 of the Session Laws of 1927 Insofar as it Relates to Sub-division 6 of Said Amended Chapter.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Bjerke and Bilden introduced:

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Mr. Marks introduced:

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Was read the first time and referred to the Committee on State Affairs.

Mr. Adam and Morgan introduced:

House Bill No. 264. A Bill for an Act to Impose an Equalization and Replacement Tax Upon the Buying of Milk, Cream, and Butter-fat; Providing for Making Returns Thereon; Payment of Tax; the Replacement Feature of the Tax; Distribution of Taxes Collected, and Penalties for Violation Thereof.

Was read the first time and referred to the Committee on Agriculture.

Mr. Anderson of Bowman introduced:

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Cunningham by request introduced:

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 5, of Chapter 79 of the Session Laws of 1913.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Olson of Hettinger introduced:

House Bill No. 267. A Bill for an Act to Authorize, Upon the Option of the Voters, the Creation of a Light and Power Users Commission in Any Organized Town, Village, or City in the State of North Dakota.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Wolf introduced:

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 2844 Of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 119, Session Laws of 1929, Relating to Licenses of Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Downey, Smith, Burke, Cunningham and Clarke introduced:

House Bill No. 269. A Bill for an Act to Amend and Re-enact Section 368a4 of Chapter 191 of the Session Laws of North Dakota for the Year 1933, Relating to the Industrial Commission.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Dahl of Emmons introduced:

House Bill No. 270. A Bill for an Act Placing the Inspection and Verification of Electric, Gas, Water and Steam

Heat Meters Under the Jurisdiction of the Board of Railroad Commissioners; Providing for Appointment of Inspectors and Their Duties and Compensation; and Providing for Duties of Board of Railroad Commissioners in Connection Therewith and for Adjustment of Charges in Certain Cases.

Was read the first time and referred to the Committee on State Affairs.

Messers. Niewoehner and McIlraith introduced:

House Bill No. 271. A Bill for an Act Relating to the Issuance of Bonds to Retire Drainage Warrants and Outstanding Tax Liens; and Providing for the Payment and /or Discharge of General Taxes, Tax Sale Certificates and Special Assessments Against Lands Subject to Drain Taxes, and for a Re-examination and Re-assessment of Benefits; and Authorizing the Board of County Commissioners to Remit Interest and Penalty, and Providing for an Assessment of Taxes for the Payment of Such Bonds.

Was read the first time and referred to the Committee on Drainage and Irrigation.

Messers. Place, Noben and Olson of Adams introduced:

House Bill No. 272. A Bill for an Act to Repeal Chapter 7 of the Political Code of the State of North Dakota, as Contained in Section 369, 369a, and 369b of the 1925 Supplement to the Compiled Laws of the State of North Dakota, Creating the State Board of Auditors; Making Appropriations for and Specifying Duties.

Was read the first time and referred to the Committee on Appropriations.

SEVENTH ORDER OF BUSINESS

Mr. Traynor: I notice on page twenty-two of yesterday's Journal House Bill No. 244 was introduced by Mr. Schauss, Mr. Wolf and myself. I would like to have my remarks recorded. That bill was drawn without my knowledge and it was introduced without my knowledge and was put in without my consent. I knew nothing about it until yesterday afternoon, when some of the newspaper men came and asked me about it; so I request that my name be taken from the bill.

Which request was granted.

Mr. Godwin moved that House Bill No. "48" be re-referred to the Committee on Taxes and Tax Laws.

Which motion prevailed.

HOUSE RESOLUTION I

Introduced by Representatives Myres, Aljets and Dahl

WHEREAS, The United States Circuit Court of Appeals sitting at Cincinnati, Ohio, has sustained the holding of the

Hon. Charles I. Dawson, one of the judges of the District Court of the United States, in the case of Joint-Stock Land Bank of Louisville, Ky., vs. William M. Radford, declaring constitutional and valid the Frazier-Lemke farm moratorium act, and

WHEREAS: The daily press has seen fit to give but minor publicity to such holdings, notwithstanding the fact that it devoted much space and gave much publicity to the holding of one United States District Court Judge who held such act to be unconstitutional and void; and

WHEREAS: We believe that the final sustaining of such legislation will be of great and paramount importance to the agricultural interests of the nation, and we further believe that such legislation will play an important part in the final and speedy recovery of the agricultural and other interests of the United States:

THEREFORE, BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

That the Clerk of this House be, and he is hereby instructed to send telegrams to Senator Frazier and Congressman Lemke, extending to them the sincere thanks and congratulations of the people of North Dakota.

BE IT FURTHER RESOLVED: That a copy of this Resolution be mailed to Senator Frazier and Congressman Lemke and that the same be printed in the Journal.

SECOND READING OF HOUSE BILLS

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

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, 58; nays, 40; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Morris
Anderson, Burke	Gessner	McIlraith
Anfinson	Gilbertson	Mode
Bailey, Eddy	Goodlaxon	Muus
Beggs	Graham	Myers
Biberdorf	Hall	Niewoehner
Black	Halverson	Norheim
Blaisdell	Hewitt	O'Brien
Brunsdale	Holey	Page
Brusseau	Hol'thusen	Parkinson
Burgum	Hurd	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Burke	Johnson	Saumur
Caddell	Kapaun	Savre
Child	Keidel	Seibel
Clarke	Langford	Shurr
Cunningham	Lavik	Smith
Downey	Lohrbauer	Traynor
Dullea	Moore	Twichell
Fjeld	Morgan	Urschel
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Isaak	Schnell
Bauer	Kubischta	Schauss
Bettenhausen	Larson	Shockman
Bjerke	Levin	Solberg
Born	Marks	Stray
Borstad	Noben	Symington
Dahl, Emmons	Odegard	Thoreson
Dahl, Traill	Oglesby	Treffry
Dalzell	Olson, Hettinger	Tuff
Dittmer	Olson, Mountrail	Wendland
Erickson, McLean	Place	Williams
Godwin	Randall	Wolf
Hanson	Ritter	Mr. Speaker
Hill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McKenzie	Peterson, Cass
Anderson, Sargent	Fedje	Sand
Anderson, Bowman	Holte	Schantz
Bilden	Jensen	Scholl
Cosgriff	McLarty	Thompson

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Olson of Hettinger changed his vote from "aye" to "no" for the purpose of reconsideration.

House Bill No. 197. A Bill for an Act to Repeal Section 2, of Chapter 106 Session Laws of North Dakota 1927, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 105; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Noben
Aljets	Gilbertson	O'Brien

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Hettinger
Bailey, Eddy	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Bettenhausen	Hill	Place
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Blaisdell	Isaak	Schantz
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McIlraith	Twichell
Dullea	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf
Frosaker	Norheim	Mr. Speaker

Those voting in the negative were:

Messrs.
Randall

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fedje	Peterson, Cass
Cosgriff	McLarty	Thompson
Erickson, McKenzie		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

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, 69; nays, 34; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Graham	Odegard
Anderson, Bowman	Hall	Oglesby
Bauer	Halverson	Page
Beggs	Holthusen	Parkinson
Bettenhausen	Hurd	Peterson, Bottineau
Bilden	Isaak	Ritter
Black	Jensen	Sand
Blaisdell	Johnson	Schantz
Brunsdale	Kapaun	Scholl
Burgum	Keidel	Seibel
Burke	Langford	Schauss
Clarke	Larson	Shockman
Cunningham	Lavik	Shurr
Dalzell	Lohrbauer	Smith
Dittmer	Moore	Solberg
Downey	Morgan	Stray
Dullea	Morris	Thoreson
Fjeld	McIraith	Traynor
Frosaker	Muus	Treffry
Gessner	Myers	Twichell
Gilbertson	Niewoehner	Urschel
Godwin	Noben	Williams
Goodlaxon	O'Brien	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Emmons	Mode
Anderson, Burke	Dahl, Trail	Norheim
Anfinson	Erickson, McLean	Olson, Hettinger
Bailey, Eddy	Fitzgerald	Olson, Mountrail
Bailey, Dunn	Hanson	Place
Biberdorf	Hewitt	Randall
Bjerke	Hill	Savre
Born	Holey	Schnell
Borstad	Kubischta	Tuff
Brusseau	Levin	Wendland
Caddell	Marks	Mr. Speaker
Child		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Holte	Saumur
Cosgriff	McLarty	Symington
Erickson, McKenzie	Peterson, Cass	Thompson
Fedje		

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913

Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 92; nays, 9; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	O'Brien
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anfinson	Graham	Parkinson
Bailey, Eddy	Hall	Peterson, Bottineau
Bailey, Dunn	Halverson	Randall
Bauer	Hewitt	Ritter
Beggs	Hill	Sand
Bettenhausen	Holey	Saumur
Biberdorf	Holthusen	Savre
Bilden	Hurd	Schantz
Bjerke	Isaak	Schnell
Black	Jensen	Scholl
Blaisdell	Johnson	Schauss
Born	Kapaun	Shockman
Borstad	Keidel	Shurr
Brusseau	Kubischta	Smith
Burgum	Langford	Solberg
Burke	Larson	Stray
Caddell	Lavik	Symington
Child	Levin	Traynor
Clarke	Lohrbauer	Treffry
Cunningham	Moore	Tuff
Dahl, Traill	Morgan	Twichell
Dalzell	Morris	Urschel
Downey	Mode	Wendland
Dullea	Muus	Williams
Erickson, McLean	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker
Fitzgerald	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Hanson	Peterson, Cass
Dahl, Emmons	Marks	Place
Dittmer	Olson, Mountrail	Seibel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	Olson, Hettinger
Cosgriff	Holte	Page
Erickson, McKenzie	McIlraith	Thompson
Fedje	McLarty	Thoreson

So the bill passed and the title was agreed to.

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

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, 88; nays, 10; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Gessner	Oglesby
Anderson, Bowman	Gilbertson	Olson, Hettinger
Anderson, Burke	Godwin	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Place
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Isaak	Sand
Bilden	Jensen	Savre
Bjerke	Johnson	Schnell
Black	Kapaun	Scholl
Blaisdell	Keidel	Seibel
Born	Kubischta	Schauss
Borstad	Langford	Shockman
Brusseau	Larson	Shurr
Burgum	Lavik	Smith
Caddell	Levin	Solberg
Child	Marks	Symington
Cunningham	Morgan	Thoreson
Dahl, Emmons	Morris	Traynor
Dahl, Traill	McIlraith	Treffry
Dalzell	Mode	Tuff
Dittmer	Muus	Twichell
Downey	Myers	Wendland
Dullea	Niewoehner	Williams
Erickson, McLean	Noben	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Lohrbauer	Peterson, Cass
Burke	Moore	Saugur
Holthusen	Odegard	Schantz
Hurd		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Frosaker	O'Brien
Clarke	Goodlaxon	Stray

Messrs.	Messrs.	Messrs.
Cosgriff	Hall	Thompson
Erickson,McKenzie	Holte	Urschel
Fedje	McLarty	Wolf

So the bill passed and the title was agreed to.

Mr. Godwin moved that the House continue with the consideration of House Bills at this time, rather than Senate Bills.

Which motion prevailed.

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 77; nays, 26; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Niewoehner
Anderson, Burke	Graham	Norheim
Anfinson	Hall	O'Brien
Bailey, Dunn	Hewitt	Odegard
Beggs	Hill	Oglesby
Bettenhausen	Holey	Olson, Hettinger
Bilden	Holthusen	Page
Black	Hurd	Parkinson
Blaisdell	Isaak	Peterson,Bottineau
Born	Jensen	Peterson, Cass
Borstad	Johnson	Ritter
Brunsdale	Kapaun	Sand
Brusseau	Keidel	Saumur
Burgum	Kubischta	Savre
Burke	Langford	Scholl
Child	Larson	Schauss
Cunningham	Lavik	Shurr
Dahl, Traill	Levin	Smith
Dittmer	Lohrbauer	Solberg
Downey	Marks	Stray
Dullea	Moore	Thoreson
Erickson, McLean	Morgan	Traynor
Fjeld	Morris	Wendland
Fitzgerald	Mode	Williams
Frosaker	Muus	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Dalzell	Seibel
Anderson,Bowman	Godwin	Shockman

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hanson	Symington
Bauer	McIlraith	Treffry
Biberdorf	Myers	Tuff
Bjerke	Noben	Twichell
Caddell	Place	Urschel
Clarke	Randall	Wolf
Dahl, Emmons	Schnell	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Olson, Mountrail
Cosgriff	Halverson	Schantz
Erickson, McKenzie	Holte	Thompson
Fedje	McLarty	

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 154 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 79; nays, 16; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Godwin	Oglesby
Anfinson	Goodlaxon	Page
Bailey, Eddy	Graham	Peterson, Bottineau
Bailey, Dunn	Hall	Ritter
Bauer	Hewitt	Sand
Bettenhausen	Hill	Savre
Biberdorf	Holthusen	Schnell
Bjerke	Hurd	Scholl
Black	Jensen	Seibel
Blaisdell	Johnson	Schauss
Born	Kapaun	Shockman
Borstad	Keidel	Shurr
Brusseau	Kubischta	Smith
Burgum	Larson	Solberg
Burke	Levin	Symington
Caddell	Marks	Thoreson

Messrs.	Messrs.	Messrs.
Child	Moore	Traynor
Clarke	Morgan	Treffry
Dahl, Traill	Morris	Tuff
Dalzell	McIlraith	Urschel
Dittmer	Mode	Wendland
Downey	Muus	Williams
Dullea	Niewoehner	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Isaak	Olson, Mountrail
Erickson, McLean	Langford	Place
Fedje	Lavik	Stray
Fjeld	Lohrbauer	Twichell
Hanson	Myers	Mr. Speaker
Holey	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Erickson, McKenzie	Parkinson
Beggs	Gilbertson	Peterson, Cass
Bilden	Halverson	Randall
Brunsdale	Holte	Saumur
Cosgriff	McLarty	Schantz
Cunningham	Noben	Thompson

So the bill passed and the title was agreed to. The emergency clause was declared carried.

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Niewoehner
Aljets	Gilbertson	Norheim
Anderson, Bowman	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anfinson	Graham	Olson, Hettinger
Bauer	Hall	Olson, Mountrail
Beggs	Hanson	Page
Bettenhausen	Hill	Peterson, Bottineau
Biberdorf	Holey	Peterson, Cass
Bjerke	Holthusen	Place

Messrs.	Messrs.	Messrs.
Black	Hurd	Ritter
Blaisdell	Isaak	Sand
Born	Jensen	Savre
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Caddell	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Dahl, Traill	Levin	Stray
Dalzell	Lohrbauer	Symington
Dittmer	Marks	Thoreson
Downey	Moore	Treffry
Dullea	Morgan	Tuff
Erickson, McLean	Morris	Urschel
Fedje	McIlraith	Wendland
Fjeld	Mode	Williams
Fitzgerald	Muus	Wolf
Frosaker	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.
Bailey, Eddy

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Halverson	Randall
Bailey, Dunn	Hewitt	Saumur
Bilden	Holte	Schantz
Burke	McLarty	Shockman
Cosgriff	Noben	Thompson
Cunningham	Oglesby	Traynor
Dahl, Emmons	Parkinson	Twichell
Erickson, McKenzie		

So the bill passed and the title was agreed to. The emergency clause was declared carried.

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 71; nays, 21; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Norheim

Messrs.	Messrs.	Messrs.
Anfinson	Gilbertson	O'Brien
Bailey, Eddy	Godwin	Odegard
Bauer	Goodlaxon	Olson, Hettinger
Beggs	Graham	Olson, Mountrail
Biberdorf	Hall	Peterson, Bottineau
Bjerke	Halverson	Peterson, Cass
Black	Hewitt	Place
Blaisdell	Hill	Randall
Born	Holthusen	Saumur
Borstad	Hurd	Savre
Brunsdale	Isaak	Seibel
Brusseau	Johnson	Schauss
Burgum	Kapaun	Shurr
Burke	Langford	Smith
Child	Larson	Solberg
Clarke	Lohrbauer	Traynor
Cunningham	Moore	Treffry
Dittmer	Morgan	Urschel
Downey	Morris	Wendland
Dullea	McIlraith	Wolf
Fjeld	Muus	Mr. Speaker
Fitzgerald	Myers	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Kubischta	Sand
Anderson, Burke	Levin	Shockman
Caddell	Marks	Stray
Dahl, Traill	Mode	Thoreson
Dalzell	Oglesby	Tuff
Hanson	Page	Twichell
Jensen	Ritter	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Erickson, McLean	Noben
Bailey, Dunn	Fedje	Parkinson
Bettenhausen	Holey	Schantz
Bilden	Holte	Schnell
Cosgriff	Keidel	Scholl
Dahl, Emmons	Lavik	Symington
Erickson, McKenzie	McLarty	Thompson

So the bill passed and the title was agreed to.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that House Bills Nos. 149 and 75 in General Orders today, be placed in General Orders as of tomorrow.

Which motion prevailed.

Mr. McIlraith moved that the rules be suspended.

Mr. Twichell demanded a roll call.

Which request was granted.

Mr. Symington moved a call of the House.

Which request was granted.

All members were present except Cosgriff, Keidel, Parkinson and Schantz.

Mr. Wolf moved that further consideration under the call of the House be dispensed with.

ROLL CALL

The question being on the motion of Mr. McIlraith that the rules be suspended, the roll was called and there were ayes, 67; nays, 44; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Place
Aljets	Godwin	Randall
Anderson, Bowman	Hanson	Ritter
Anderson, Burke	Hill	Sand
Anderson, Sargent	Isaak	Savre
Anfinson	Jensen	Schnell
Bauer	Keidel	Scholl
Beggs	Kubischta	Seibel
Bettenhausen	Larson	Schauss
Biberdorf	Marks	Shockman
Bilden	Morgan	Shurr
Bjerke	McIlraith	Solberg
Born	McLarty	Stray
Borstad	Mode	Symington
Brusseau	Myers	Thoreson
Caddell	Noben	Treffry
Child	Odegard	Tuff
Dahl, Emmons	Olson, Hettinger	Urschel
Dahl, Traill	Olson, Mountrail	Wendland
Dalzell	Page	Williams
Dittmer	Parkinson	Wolf
Erickson, McLean	Peterson, Bottineau	Mr. Speaker
Fedje		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Twichell	Levin
Bailey, Dunn	Gilbertson	Lohrbauer
Black	Goodlaxon	Moore
Blaisdell	Graham	Morris
Brunsdale	Hall	Muus
Burgum	Halverson	Niewoehner
Burke	Hewitt	Norheim
Clarke	Holey	O'Brien
Cunningham	Holthusen	Oglesby
Downey	Holte	Peterson, Cass
Dullea	Hurd	Saumur
Erickson, McKenzie	Johnson	Smith
Fjeld	Kapaun	Thompson
Frosaker	Langford	Traynor
Gessner	Lavik	

Absent and not voting:

Messrs.	Messrs.
Cosgriff	Schantz

So the motion was lost.

Mr. Holey: "I have heard much discussion about this matter, but I don't understand it. There were many here at the special session, but they have no right to salary, and therefore I want to vote 'no'."

Mr. Noben moved the remarks of Mr. Burgum be stricken from the record.

Which motion prevailed.

Mr. Cunningham moved that Representatives Aljets, Anfinson, Bettenhausen, Born, Crockett, Dahl of Emmons, Dittmer, Erickson of McLean, Godwin, Holthusen, Isaak, Larson, Odegard, Peterson of Bottineau, Place, Savre, Schauss, Shurr, Treffry and Wolf be not permitted to vote on House Bill No. 130.

Mr. Godwin moved the motion of Mr. Cunningham be laid on the table.

Which motion prevailed.

Mr. Fedje moved the previous question.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

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, 66; nays, 45; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Shockman
Aljets	Godwin	Place
Anderson, Bowman	Halverson	Randall
Anderson, Burke	Hanson	Ritter
Anderson, Sargent	Hill	Sand
Anfinson	Isaak	Savre
Bauer	Jensen	Snell
Beggs	Kubischta	Scholl
Bettenhausen	Larson	Seibel
Biberdorf	Marks	Schauss

Messrs.	Messrs.	Messrs.
Bilden	Morgan	Shurr
Bjerke	McIlraith	Stray
Born	McLarty	Symington
Borstad	Mode	Thoreson
Brusseau	Myers	Treffry
Caddell	Noben	Tuff
Child	Odegard	Urschel
Dahl, Emmons	Olson, Hettinger	Wendland
Dahl, Traill	Olson, Mountrail	Williams
Dalzell	Page	Wolf
Dittmer	Parkinson	Mr. Speaker
Erickson, McLean	Peterson, Bottineau	
Fedje		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gilbertson	Lohrbauer
Bailey, Dunn	Goodlaxon	Moore
Black	Graham	Morris
Blaisdell	Hall	Muus
Brunsdale	Hewitt	Niewoehner
Burgum	Holey	Norheim
Burke	Holte	O'Brien
Clarke	Holthusen	Oglesby
Cunningham	Hurd	Peterson, Cass
Downey	Johnson	Saumur
Dullea	Kapaun	Smith
Erickson, McKenzie	Keidel	Solberg
Fjeld	Langford	Thompson
Frosaker	Lavik	Traynor
Gessner	Levin	Twichell

Absent and not voting:

Messrs.	Messrs.
Cosgriff	Schantz

So the bill passed and the title was agreed to.

Mr. Clarke: I wish at this time to explain my vote and have my explanation recorded in the Journal. In spite of the fact I have been threatened in this House by a prominent member if I voted "no" my Normal School, of which I am a graduate, will be closed, in spite of that I vote "no." I won't trade on anything. My vote is not for sale, now or at any other time. I vote "no."

Mr. Erickson of McKenzie: I wish my remarks recorded I vote "no" for the reason that when I came down here I held up my hand to do certain things; and I believe if I voted otherwise it would be breaking my oath of office. Therefore I vote "no."

Mr. Halverson: I vote "aye" for the purpose of re-consideration.

Mr. Oglesby: I vote "no" for the reason that I have every respect for our high courts. They found this man guilty;

and I don't think we should come here in defiance of our Supreme Court and put him back in again. I vote "no."

Mr. Traynor: I vote "no" on this bill, because regardless of whether Governor Olson's order rescinding the call for a special session was valid or not, there never was a special session because the Senate never organized and never had a quorum. A quorum in the House of Representatives does not constitute a Legislative Assembly.

Mr. Twichell: I vote "no," for the reasons that while a special session of the Legislature was legally called by de facto Governor Langer, it was legally cancelled by Acting Governor Olson; that no special session of the Legislature was ever legally convened, the Senate not having legally convened; and that the House alone could not legally sit as a Legislature as a Court of Impeachment.

GENERAL ORDERS

Mr. Solberg moved that the House resolve itself into a Committee of the Whole for the consideration of general orders.

Which motion prevailed.

The Speaker called Mr. Solberg to the chair, and the House resolved itself into Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of an Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything following the words, "A Bill," and insert the following language: "For an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required under the Rules and Regulations of the Act of Congress known as the Emergency Conservation Work Act, and of Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:**

Section 1. APPOINTMENT OF PROCUREMENT OFFICER.) The Governor is hereby authorized and directed to appoint an employee of the State Historical Society of the State of North Dakota as Procurement Officer to perform such duties as may be required of him under the rules and regulations of the Act of Congress known as the Emergency Conservation Work Act for such term as the services of said officer may be required and needed under said Act of Congress. Said Procurement Officer shall be removable at the pleasure of the Governor. The said Procurement Officer may also appoint an Assistant who shall under his direction and during his pleasure, perform such duties as may be required by said Procurement Officer and who shall be known as Assistant Procurement Officer, and may also be an employee of the State Historical Society of the State of North Dakota. The salary herein provided shall be paid said Procurement Officer and his Assistant in addition to any other salary or compensation which either of them may otherwise receive for his services as an employee of the said State Historical Society.

Section 2. SALARY. APPROPRIATION.) The said Procurement Officer shall receive a salary not exceeding Fifty Dollars (\$50.00) per month, and his said assistant a salary not exceeding Twenty-five Dollars (\$25.00) per month, and there is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of \$1,800.00, or so much thereof as may be necessary therefor, out of which appropriation the salary of said Procurement Officer and Assistant Procurement Officer shall be paid in the same manner that salaries of State officers are paid, the said appropriation to remain in force for the period extending from the effective date of this act to the 30th day of June, 1937.

Section 3. REPEAL.) All Acts or parts of Acts in Conflict herewith are hereby repealed.

Section 4. EMERGENCY.) The establishment by the Federal Government of CCC camps through the State under the provisions of the Act of Congress known as the Emergency Conservation Work Act having proven to be most beneficial to this State, and their continuance being to a large extent dependent upon the immediate appointment of a Procurement Officer as herein provided, an emergency is hereby declared to exist and this Act is hereby declared to be an emergency measure, and shall take effect and be in force immediately upon its passage and approval.

And recommend the adoption of the Standing Committee's amendment as follows:

Amendments made on Senate amendments as printed in Senate Journal, page 8, January 30th.

Page 8, amendments to title of bill, after the word "officer" and before the word "as."

Line 4, insert the following "for State Park Emergency Conservation work."

Line 3, Section 1, page 8 of the Journal after "appoint," strike out the following "an employee of the State Historical Society of the State of North Dakota as" and insert in lieu thereof the following "a" and after the word "officer" in line 4 and before the word "to" insert the following "For State Park Emergency Conservation work."

Page 9 of the Journal, line 7, strike out the word "said" and in lines 7 and 8, strike out the words "Historical Society" and insert in lieu thereof the words "of North Dakota."

And when so amended recommend the same do pass.

Also,

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163, and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to Be Charged, and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith.

And recommended the adoption of the Standing Committee's Amendments as follows:

In the title of the printed bill strike out the final period and add "and declaring an emergency."

On page two line 15 insert the following paragraph: "Provided, however, that none of the provisions of this act shall apply to farm buildings situated on lands owned by the State of North Dakota, nor shall the provisions of this act apply to any property of the Bank of North Dakota except only its Banking House furniture and fixtures located in the City of Bismarck, N. Dak.

In Section 189c5 line 10 strike out misprinted word "cents" and insert in lieu thereof the word "contents."

In Section 189c9 line 13 page ten of the printed bill insert the word "annual" between the words "an" and "assessment."

In Section 189c13 line 24, page 11 of the printed bill correct spelling "state" by putting in the letter "s", and in line 25 same Section and page last word in the period to read "areas."

In Section 189c13 line 44 of the printed bill correct spelling of the word Hallow to "Hollow." In the same Section line 100 on page 14 of printed bill correct spelling of the word Firt to "Fire."

In Section 189c14 in line 14 on page 16 of the printed bill correct spelling of the word place to read "placed." In the same Section on line 34 page 17 of the printed bill strike out period after the word value and add "and only from the payee named in such warrant."

And when so amended recommend the same do pass.

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

And recommend the adoption of the Standing Committee's Amendments as follows:

In the first line of the title of the original bill, after the word "Amend" strike out the word "the" and in lieu thereof insert the word "and."

In line twelve of the printed bill after the word "spend," strike out the figures \$20,000.00 and in lieu thereof insert the words and figures "not less than \$10,000.00."

At the end of line twenty-seven of the original bill, strike out the word "and."

And when so amended recommend the same do pass.

Also,

House Bill No. 42. 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.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 17 of the printed bill, strike out the entire line.

In line 18, strike out the figures 266,200.00 and insert in lieu thereof the figures 268,600.00.

And the further amendment: Renumber lines 17, 18 and 19, to correspond with striking out of line 17.

And when so amended recommend the same do pass.

Also,

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

And recommend the adoption of the Standing Committee's Amendments as follows:

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out \$216,495.00 and insert in lieu thereof the figures \$206,845.00.

In line 16, strike out the figures \$2,000.00, and insert in lieu thereof the figures \$1,500.00.

In line 17, strike out \$1,500.00, and insert in lieu thereof \$1,000.00.

In line 20, strike out \$2,000.00, and insert in lieu thereof \$1,750.00.

In line 22, strike out \$2,500.00 and insert in lieu thereof \$2,000.00.

In line 23, strike out \$4,500.00 and insert in lieu thereof \$3,500.00.

In line 25, strike out \$3,500.00 and insert in lieu thereof \$3,000.00.

In line 28, strike out \$10,000.00, and insert in lieu thereof \$8,000.00.

In line 30, strike out \$8,000.00, and insert in lieu thereof \$7,000.00.

In line 34, strike out \$5,000.00, and insert in lieu thereof \$4,500.00.

In line 36, strike out \$209,195.00, and insert in lieu thereof \$202,445.00.

In line 39, strike out \$193,695.00, and insert in lieu thereof \$186,945.00.

In line 42, strike out \$800.00, and insert in lieu thereof \$600.00.

In line 43, strike out the word "three" and in the same line strike out \$3,000.00, and insert in lieu thereof \$1,000.

In line 46, strike out \$3,500.00, and insert in lieu thereof \$3,000.00.

In line 51, strike out \$3,500.00, and insert in lieu thereof \$3,000.00.

In line 55, strike out \$800.00, and insert in lieu thereof \$600.00.

Between line 55 and 56, insert an extra line numbered 55½ to read: Item 8, Fire Hose \$1,500.00.

In line 58, strike out the figures \$3,800.00, and insert in lieu thereof \$3,000.00.

In line 60, strike out \$216,495.00 and insert in lieu thereof \$206,845.00.

In line 52, strike out \$1,000.00, and insert in lieu thereof \$800.00.

And when so amended recommend the same do pass.

Also,

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of the Session Laws of 1929 and Section 487 of the Compiled Laws of 1913, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Amendments being made to the engrossed bill as it came from the Senate.

Amend the title of the bill to read as follows:

"A Bill for an act to amend and re-enact Section 486 of the Compiled Laws of North Dakota of 1913, as amended and re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927, and as further amended and re-enacted by Chapter 185 of the Session Laws of 1929, and to amend and re-enact Section 487 of the Compiled Laws of North Dakota of 1913 as amended and re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927."

Strike out all of the two lines following the enacting clause except the words "Section 1 AMENDMENT." and insert in lieu thereof "Section 486 of the Compiled Laws of North Dakota of 1913 as amended and re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927 and as further amended and re-enacted by Chapter 185 of the Session Laws of 1929, is hereby amended and re-enacted to read as follows:"

Strike out all of the two lines following the words "Section 2. AMENDMENT." and insert in lieu thereof the following: Section 487 of the Compiled Laws of North Dakota of 1913 as amended and re-enacted by Section 3 of Chapter 211 of the Session Laws of 1927 is hereby amended and re-enacted to read as follows:"

In the 7th line from the top of the third page of the bill, strike out the word "July" and insert in lieu thereof the word "January".

And when so amended recommend the same do pass.

Also,

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

And recommend the adoption of the Standing Committee's amendments as follows:

In line three of the printed bill, strike out the figures \$70,000.00, and insert in lieu there the figures \$60,000.00.

And when so amended recommend the same do pass.

HARVEY R. SOLBERG,
Chairman.

Mr. Morgan moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, and that Senate Bill No. 63 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of an Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	O'Brien
Aljets	Fitzgerald	Odegard
Anderson, Bowman	Frosaker	Oglesby
Anderson, Burke	Gessner	Olson, Hettinger
Anderson, Sargent	Gilbertson	Olson, Mountrail
Anfinson	Godwin	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holthusen	Place
Bettenhausen	Holte	Randall
Biberdorf	Hurd	Ritter
Bilden	Jensen	Sand
Bjerke	Johnson	Saumur
Black	Kapaun	Savre
Blaisdell	Keidel	Schnell
Born	Kubischta	Scholl
Borstad	Larson	Seibel
Brunsdale	Lavik	Schauss
Brusseau	Levin	Shockman

Messrs.	Messrs.	Messrs.
Burgum	Lohrbauer	Shurr
Burke	Marks	Smith
Clarke	Moore	Solberg
Cunningham	Morgan	Stray
Dahl, Emmons	Morris	Symington
Dahl, Traill	McIlraith	Thompson
Dalzell	McLarty	Thoreson
Dittmer	Mode	Traynor
Downey	Muus	Tuff
Dullea	Myers	Twichell
Erickson, McKenzie	Niewoehner	Wendland
Erickson, McLean	Noben	Wolf
Fedje	Norheim	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Hall	Schantz
Child	Hewitt	Treffry
Cosgriff	Holey	Urschel
Goodlaxon	Isaak	Williams
Graham	Langford	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

SEVENTH ORDER OF BUSINESS

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

Mr. Anfinson asked an extension of time as to House Bills Nos. 153 and 157.

Which request was granted.

Mr. Godwin moved that the House recess until 1:15 P. M. tomorrow.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Lillian Seiford, Velva, N. D.; Fred Page, Mohall, N. D.; John Thompson, Wahpeton, N. D.; Henry Field, Wahpeton, N. D.; Mrs. Marie Durey, Bismarck, N. D.; Arnold Sundquist, Aneta, N. D.; Orpha Muus, Minot, N. D.; Dorothy Wegener, Bismarck, N. D.; R. C. McGee, Valley City, N. D.; Carl Doely, Spring Grove, Minn.; Wm. Quinlan, Dickinson, N. D.; E. A. Dachter, Lehr, N. D.; Mabel Heinge, Tower City, N. D.; Mrs. Guy L. Elter, Mabel, N. D.; L. N. Conklin, Garrison, N. D.; R. J. Gallagher, Lone Tree, N. D.; K. L. Nelson, Brockett, N. D.; Miss Edith Corbett, Pembina, N. D.; Miss E. Welford, Pembina, N. D.; Mr. Erick Westberg, Douglas, N. D.; Mr. Krueger, Fessenden, N. D.

THIRTY-NINTH DAY AFTER RECESS AND THE
FORTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 16, 1935.

The House convened at 1:15 P. M., pursuant to recess,
Speaker Crockett presiding.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 16, 1935.

Mr. President: I have the honor to transmit herewith
the following bills:

House Bill No. 177. A Bill for an Act to Amend and Re-
enact Chapter 236 of the 1933 Session Laws Relating to
Common School District Transportation; Leaving Same to
the Discretion of the School Board; Limiting the Amount
That May Be Paid for Same and Repealing Chapter 244 of
the Session Laws of the State of North Dakota for the
Year 1931; Prohibiting Discrimination as Between Families.

Also,

House Bill No. 197. A Bill for an Act to Repeal Section
2, of Chapter 106 Session Laws of North Dakota 1927, and
Declaring an Emergency.

Also,

House Bill No. 158. A Bill for an Act to Amend Section
2817 of the Compiled Laws of North Dakota for the Year
1913 Relating to Noxious Weeds, the Definition of Noxious
Weeds and the Manner of Destroying the Same.

Also,

House Bill No. 143. A Bill for an Act to Amend and Re-
enact Section 3803 Compiled Laws of North Dakota for 1913

Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Also,

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 43. 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 the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 16, 1935.

Mr. President: I have the honor to transmit herewith the following:

HOUSE CONCURRENT RESOLUTION A. 11.

Which the House has adopted and your favorable consideration is respectfully requested.

Also return:

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

Which the House has passed unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of an Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 16, 1935.

Mr. Speaker: I have the honor to transmit the following:

Also,

SENATE CONCURRENT RESOLUTION "M"

Also,

SENATE CONCURRENT RESOLUTION "R"

Also,

SENATE CONCURRENT RESOLUTION "P"

Which the Senate has adopted.

Also,

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Also,

Senate Bill No. 52. A Bill for an Act Creating a Board Known as the "North Dakota Commissioners of the Federated Cooperative Agricultural Association" and Providing for Cooperation With Other Surplus Producing States of the Union, Describing the Manner of Forming the Same, the Purposes Thereof, Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to the Board of Pardons for the Biennium period expiring June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Also,

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associations or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

Also,

Senate Bill No. 129. A Bill for an Act Providing for the Exemption of the Homestead as Defined by Law from Forced Sale for Payment of Debts, with Certain Exceptions and Prohibiting the Mortgaging or Incumbering of the Homestead, with Certain Exceptions.

Also,

Senate Bill No. 97. A Bill for an Act Relating to Refunding Special Improvement Warrants, Repealing Inconsistent Acts and Declaring an Emergency.

Also:

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Also,

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Chapter 163 of the Session Laws of 1933, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven and Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Also,

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

Also,

Senate Bill No. 113. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 267 of the 1933 Session Laws Relating to the Duty of the County Treasurer to Receive County Warrants in Payment of Certain Taxes, Repealing All Acts in Conflict Therewith and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 16, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 53, Chapter 148 of the 1931 Session Laws, Relating to Commercial Fishing, Application for License and Cost Thereof.

Also,

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Also,

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Borrowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Also,

Senate Bill No. 85. A Bill for an Act Constituting the Secretary of State as Agent for Service of Process Upon Non-residents Using or Operating Motor Vehicles on State Highways Where Damages or Loss to Person or Property Has Resulted from the Use of Such Highways, Fixing Fee for Service, and Keeping of Records.

Also,

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Also,

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof, and Making an Appropriation Therefor, and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

SENATE CONCURRENT RESOLUTION "M"

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "R"

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "P"

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Was read the first time and referred to the Committee on Banks and Banking.

Senate Bill No. 52. A Bill for an Act Creating a Board Known as the "North Dakota Commissioners of the Federated Cooperative Agricultural Association" and Providing for Cooperation With Other Surplus Producing States of the Union, Describing the Manner of Forming the Same, the Purposes Thereof, Making an Appropriation Therefor, and Declaring an Emergency.

Was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to the Board of Pardons for the Biennium period expiring June 30, 1935, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associations or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 129. A Bill for an Act Providing for the Exemption of the Homestead as Defined by Law from Forced Sale for Payment of Debts, with Certain Exceptions and Prohibiting the Mortgaging or Incumbering of the Homestead, with Certain Exceptions.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 97. A Bill for an Act Relating to Re-funding Special Improvement Warrants, Repealing Chapter 195 of the Session Laws of North Dakota for 1927 as Amended and Re-enacted by Chapter 178 of the Session Laws of North Dakota for 1929 and All Other Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Chapter 163 of the Session Laws of 1933, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven and Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

Was read the first time and referred to the Committee on Insurance.

Senate Bill No. 113. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 267 of the 1933 Session Laws Relating to the Duty of the County Treasurer to Receive County Warrants in Payment of Certain Taxes, Repealing All Acts in Conflict Therewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

SECOND READING OF SENATE BILLS

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating

to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith. Was read the second time.

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, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Odegard
Aljets	Goodlaxon	Oglesby
Anderson, Bowman	Graham	Olson, Hettinger
Anderson, Burke	Hall	Olson, Mountrail
Anderson, Sargent	Halverson	Page
Anfinson	Hanson	Parkinson
Bailey, Eddy	Hewitt	Peterson, Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Holey	Place
Beggs	Holthusen	Randall
Bettenhausen	Holte	Ritter
Biberdorf	Hurd	Sand
Bilden	Isaak	Saumur
Bjerke	Jensen	Savre
Black	Johnson	Schantz
Blaisdell	Kapaun	Schnell
Born	Kubischta	Scholl
Borstad	Langford	Seibel
Brunsdale	Larson	Schauss
Brusseau	Lavik	Shockman
Burke	Levin	Shurr
Child	Lohrbauer	Smith
Clarke	Marks	Solberg
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Symington
Dahl, Traill	Morris	Thompson
Dalzell	McIlraith	Thoreson
Dittmer	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Frosaker	Norheim	Wolf
Gessner	O'Brien	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Erickson, McKenzie	Keidel
Caddell	Fitzgerald	Traynor
Cosgriff	Godwin	

So the bill passed and the title was agreed to.

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866A6, Supplement to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 94; nays, 3; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	O'Brien
Aljets	Hall	Odegard
Anderson, Bowman	Hanson	Oglesby
Anderson, Burke	Hill	Olson, Hettinger
Anderson, Sargent	Holey	Olson, Mountrail
Anfinson	Holthusen	Parkinson
Bailey, Eddy	Holte	Peterson, Bottineau
Bailey, Dunn	Hurd	Peterson, Cass
Bauer	Isaak	Place
Beggs	Jensen	Randall
Bettenhausen	Johnson	Ritter
Biberdorf	Kapaun	Sand
Bilden	Keidel	Savre
Black	Kubischta	Schantz
Born	Langford	Schnell
Borstad	Larson	Seibel
Brusseau	Lavik	Schauss
Burke	Levin	Shockman
Child	Lohrbauer	Shurr
Clarke	Marks	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thompson
Dalzell	Morris	Thoreson
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McLean	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Williams
Frosaker	Noben	Wolf
Gessner	Norheim	Mr. Speaker
Gilbertson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	Brunsdale	Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bjerke	Fitzgerald	Page
Burgum	Godwin	Saumur

Messrs.	Messrs.	Messrs.
Caddell	Graham	Scholl
Cosgriff	Halverson	Solberg
Dahl, Traill	Hewitt	Traynor
Erickson,McKenzie		

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

Was read the second time.

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, 96; nays, 8; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Noben
Aljets	Frosaker	Norheim
Anderson,Bowman	Gessner	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson,Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Blaisdell	Jensen	Savre
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burke	Langford	Shockman
Child	Larson	Shurr
Clarke	Lavik	Solberg
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson,McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	O'Brien	Smith
Levin	Page	Mr. Speaker
Morris	Schantz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Fitzgerald	Isaak
Caddell	Gilbertson	Stray
Cosgriff	Godwin	Traynor

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

Messrs. Holey and Erickson introduced:

HOUSE CONCURRENT RESOLUTION "A12"

Was read the first time and referred to the Committee on State Affairs.

Mr. Hanson introduced:

HOUSE CONCURRENT RESOLUTION "A13"

Was read the first time and referred to the Committee on State Affairs.

Messrs. Symington and Dalzell introduced:

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant Registrar in Each County in the State. Disposition of the Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Counties of the State of North Dakota and Providing That All Acts or Parts of Acts in Conflict with the Provisions of This Act are Superseded by the Provisions Hereof.

Was read the first time and referred to the Committee on Ways and Means.

Messrs. Holte and Halvorson introduced:

House Bill No. 274. A Bill for an Act to Amend and Re-enact Section 6624 of the Compiled Laws of the State of

North Dakota for the Year 1913, Providing for the Amount to be Paid Under a Fire Insurance Policy in Case of Loss.

Was read the first time and referred to the Committee on Insurance.

Mr. Johnson introduced:

House Bill No. 275. A Bill to Regulate the Establishment of Cemeteries and the Building of Community Mausoleums and Similar Structures; To Provide for Permanent Care and Improvement Funds for the Same; To Regulate the Burial and Entombment of the Remains of the Human Dead; And to Care for and Maintain Burial Lots of Deceased Soldiers, Sailors, and Marines and Army Nurses.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Erickson and Holey introduced:

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Mr. Burke (by request) introduced:

House Bill No. 277. A Bill for an Act to Amend and Re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913 as Amended by Chapter 64, Session Laws of 1915, Prohibiting the Sale of Purebred Cattle or Cattle Represented to be Purebred, for any Other Purpose Except Slaughter, Unless Accompanied by a Certificate of Health, and Providing a Penalty Therefor.

Was read the first time and referred to the Committee on Livestock.

Mr. Johnson (by request) introduced:

House Bill 278. A Bill for an Act Authorizing the State of North Dakota to Manufacture, at its Own Cost, for its Own Use, the Hoiland Economy Road Planer, and Pay the Patentee, Albert Hoiland, the sum of \$5.00 for Each Planer so Manufactured and Used.

Was read the first time and referred to the Committee on State Affairs.

Mr. Dahl of Emmons introduced:

House Bill No. 279. A Bill for an Act to Repeal Chapter 232 Being an Act to Amend and Re-enact Chapter 256 of the Session Laws for the Year 1931, Relating to Tuition Fees for Non-resident Pupils.

Was read the first time and referred to the Committee on Education.

Mr. Burke (by request) introduced:

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 9020 of the Compiled Laws of North Dakota for the Year 1913, Relating to Surety for Costs Where Plaintiff is a Non-resident of the State or a Corporation and Exempting from the Operation of Said Section Public Corporations of the State of North Dakota and Corporations That Are Instrumentalities or Agencies of the United States of America.

Was read the first time and referred to the Committee on Judiciary.

Mr. Burke (by request) introduced:

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 7812 of the Compiled Laws of North Dakota for the Year 1913, Relating to Non-resident and Foreign Corporations Furnishing Surety for Costs When Plaintiffs and excepting from the Operation Thereof, Corporations That Are Agencies or Instrumentalities of the United States of America.

Was read the first time and referred to the Committee on Ways and Means.

Committee on Education introduced:

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 1179 of the Compiled Laws of North Dakota for 1931, Relating to Pupils From Other Districts.

Was read the first time and referred to the Committee on Education.

Messrs. Fedje and Page introduced:

House Bill No. 283. A Bill for an Act Exempting Certain Banks Designated as Public Depositories From Furnishing Bonds Under Certain Conditions and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Banks and Banking.

Messrs. Keidel and Schauss introduced:

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 2618, Compiled Laws of North Dakota for the Year 1913, and Chapter 140 of the Session Laws of North Dakota for the Year 1919, Relating to the Herd Law and How the Same May Be Established and Suspended and Providing That All Herd Laws Heretofore Established Shall Be Suspended.

Was read the first time and referred to the Committee on Livestock.

SEVENTH ORDER OF BUSINESS

Mr. Aljets moved that all absent members be excused.

Which motion prevailed.

Mr. Gilbertson moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FORTIETH DAY

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. H. M. Gulson, Bismarck.

Roll Call: All members were present except Representatives Caddell, Cosgriff, Dalzell, Fitzgerald and Olson of Hettinger.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-ninth day and recommend that the same be corrected as follows:

On page 31 in roll call, Representative Holte is recorded as voting "aye" whereas he voted "no".

On page 39, line 5 correct name of Representative Harvey R. Solberg.

On page 43, strike from "General Orders" Senate Bill No. 63, as same has already been finally passed.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications were received by the House and read from the desk, from:

Clarence W. Barr, Lisbon, N. D., and others.

V. Graham, Finley, N. D., and others.

Evelyn C. Eveland, St. Croix, N. D., and others.

Elvera Peterson, Pekin, N. D., and others.

Ralph Scudder, Glendive, Mont.

J. R. T. Herrera, Santa Fe, N. M.

George Worner, Great Bend, N. Dak.

Louis Mc H. Howe, Secretary to the President, Washington, D. C.

Sigrid Noren and others.

Mrs. Elder Elness, Sterling, N. D., and others.

H. W. Itansbury, Pickert, N. D., and others.

L. P. Larson, Finley, N. D., and others.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

Also,

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163, and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to Be Charged, and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed Bill strike out the figures \$100,-260.00 and insert in lieu thereof the figures \$130,240.00.

In line 12, strike out the figures \$50,320.00 and insert in lieu thereof \$69,800.00.

In line 13, strike out the figures \$10,000.00 and insert in lieu thereof \$12,000.00.

In line 16 strike out the figures \$3,000.00 and insert in lieu thereof \$4,500.00.

In line 17 strike out the figures \$5,000.00 and insert in lieu thereof \$7,500.00.

In line 18 strike out the figures \$6,000.00 and insert in lieu thereof \$7,500.00.

In line 20, strike out the figures \$5,000.00 and insert in lieu thereof \$8,000.00.

In line 22, strike out the figures \$100,260.00 and insert in lieu thereof \$130,240.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, insert the letter "a" after the word "or."

Insert the following period immediately following Line 11, Section 1, "Providing, this Act shall not apply except within five miles of an infected area, where hog cholera has existed, as diagnosed by a person officially authorized to make such diagnosis, and providing further that all rules and regulation pertaining to hog cholera promulgated by the State Live Stock Sanitary Board that do not conflict with the above act shall be in full force and effect.

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Borstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 118. A Bill for an Act Providing for the Protection of the Public Health and Prevention of Fraud and Deception by Prohibiting the Purchase of Cream or Milk Unfit for Buttermaking Purposes; Establishing Grades for Cream and Providing for the Purchase of Cream on the Basis of Grade; Providing for the Necessary Licensing; Regulating the Purchase of Milk or Cream on a Butterfat Basis, Regulating the Maintenance and Operation of Creameries and Cream Stations, and for Other Purposes.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1 of the printed bill, strike out everything after the words, "A Bill," and insert in lieu thereof the following:

"For an Act providing for the protection of the public health and prevention of fraud and deception by prohibiting the purchase of cream or milk unfit for buttermaking purposes; establishing grades for cream and providing for the purchase of cream on the basis of grade; providing for the necessary licensing, regulating the maintenance and operation of creameries and cream stations, and for other purposes; repealing all acts in conflict herewith and declaring an emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That the following Act shall be cited as "The Cream Grading Law."

Section 2. DEFINITION OF TERMS.) As used in this Act, unless the context otherwise indicates.

(a) The term "person" includes individual, partnership, corporation or association.

(b) The term "cream station" means any place other than a creamery, where deliveries of milk or cream are weighed, sampled or tested for purchase on a butterfat basis.

(c) The term "Creamery" means any place where milk or cream, delivered by two or more persons, is churned into butter for commercial purposes.

(d) The term "Babcock test" means the official Babcock test for milk and for cream as set forth in the latest edition or supplement thereto of the "Methods of Analysis" of the Association of Official Agricultural Chemists."

(e) Term of "sweet cream grade" means cream that is sweet in taste, clean and sound, free from undesirable flavor and odor, and free from extraneous matter which makes it unfit for human consumption. It contains not less than 25% butterfat and its acidity does not exceed 0.25% calculated as lactic acid.

(f) The term "grade 1 cream" means cream that is clean to the taste and smell; its acidity does not exceed 0.7% calculated as lactic acid; it contains less than 25% butterfat and is free from lumps, mold, dirt and other foreign matter, which makes it unfit for human consumption.

(g) The term "grade 2 cream" is cream that will produce butter which will score not less than 88, as determined by the official scoring method for butter adopted by the U. S. Department of Agriculture. It may have an undesirable flavor or odor but is free from mold, dirt or other foreign matter which makes it unfit for human consumption.

(h) The term "unlawful or reject cream" means cream which contains any dirt, filth, mold or other foreign matter, or is stale, rancid, putrid, decomposed or actively foaming, in any amount or degree that makes it unfit for human consumption.

Section 3. GRADE PURCHASE: PRICE DIFFERENTIALS: WHEN.) All purchases or receipts of cream for buttermaking purposes shall be on the basis of the following grades: (a) sweet cream, (b) grade one, (c) grade two. Providing that nothing herein contained shall require a person to purchase other than the grade or grades desired and provided further; that nothing herein contained shall be construed as prohibiting any person from purchasing sweet cream at grade one price. Every person buying or receiving cream shall maintain a price differential between contiguous grades of not less than 1c per pound butterfat, and shall post in a prominent place in each cream station or creamery controlled, owned, or operated by him, the grades upon which he is buying cream and the current prices paid for butterfat, and the price differential shall apply only to the grades so posted.

Section 4. LICENSED BUYERS.) A licensed cream buyer, duly qualified to grade and test cream, shall be main-

tained in each creamery and in each station where cream is purchased for buttermaking purposes. A grading license shall be issued by the Dairy Department to such person who shall have passed a satisfactory examination in person and shall have proven by actual demonstration before an inspector or authorized agent of the Department that he is competent and qualified to grade cream and that he is fully conversant with all the requirements of this Act. Every such license, unless revoked, shall be valid for one year after date of issue and shall not be transferable. The fee for such annual license shall be three dollars (\$3.00) and shall be paid to the Dairy Department or its agent before such license or renewal thereof is issued. The examination which a buyer must pass in order to obtain a grading license shall cover (a) ability to grade cream, (b) knowledge of sanitary regulations, (c) knowledge of records required, tagging requirements and reports to Dairy Commissioner, and (d) such further subjects not inconsistent with this Act as shall be determined by the Dairy Commissioner and approved by the head of the Department of Dairying of the Agricultural College.

Section 5. DUTIES OF CREAM GRADER.) Each licensed grader shall promptly grade each lot of cream delivered to or received by him. Wherever cream is graded, whether at the cream station or creamery, the cream grader shall keep a true record of each lot of cream received and graded. The record shall show the name of the producer or owner of the cream, the date of delivery, the quantity delivered, the grade or grades assigned and the price paid. As soon as the cream is graded it shall be placed in clean containers or shipping cans. Each shipping can containing graded cream must have a label or tag firmly attached which shall designate the grade of the cream contained and the name and address of the cream station or creamery where it was received. All licensed cream buyers shall affix to the container of unlawful or rejected cream, tags provided by the State Dairy Department at cost. These tags must be in triplicate, one to be affixed to the container of unlawful or rejected cream, one to be mailed to the Dairy Department, and one to be retained by the buyer for inspection by the Dairy or Food Inspectors.

These tags must contain the following information: Date of rejection, name and address of owner, name and address of buyer, and reasons for rejection. The Dairy Department shall keep a complete record of all rejection tags issued, and rejections reported.

Section 6. REVOKATION OF LICENSE.) The Dairy Commissioner shall have authority to revoke any license issued under the provisions of Section 5. Evidence that the licensee has violated any of the provisions of this Act shall be sufficient cause for such revocation. The Dairy Commissioner shall notify the licensee that his license is to be revoked and shall give such licensee an opportunity to appear before the Dairy Commissioner or his authorized agent within five days, at a time and place designated by the

Dairy Commissioner, to show cause why such license should not be cancelled. The licensee may appear in person or be represented by an attorney or other person, or may submit a statement in writing. If licensee fails to show cause on or before the date of the hearing, why the license should not be revoked, the Dairy Commissioner shall notify licensee that the revocation of the license will become effective at the expiration of ten days from date of such notice.

Section 7. SANITATION OF CREAMERY AND CREAM STATION.) No creamery or cream station shall be permitted to be operated in unclean, insanitary or disorderly surroundings. Every licensed creamery or cream station shall maintain a separate room or rooms to be exclusively for the handling and sorting of cream or dairy products. Walls and ceilings must be tight and kept clean and free from dust. The floor shall be tight, frequently scrubbed and kept clean at all times. The room shall be well lighted, adequately ventilated and of suitable size to properly handle the volume of business done, and all windows, doors and other openings shall be properly screened. Every creamery or cream station shall have an adequate supply of hot and cold water. Suitable can racks shall be maintained inside the creamery or cream station on which cream cans, when empty, shall be kept inverted with lids removed at all times and all cans shall be thoroughly washed before being used for milk or cream. All empty cans shall be thoroughly washed and sterilized and shall be thoroughly dry before lids are affixed.

There shall be no windows, doors or other openings into other rooms unless to a room kept in a clean and sanitary condition. The station must have cooling facilities of sufficient capacity for all cream received in one day's business; and adequate facilities for heating plenty of water.

Section 8. VIOLATIONS.) The following Acts are hereby prohibited:

(1) The purchase or receipt of cream for butter making purposes except on the basis of grades as provided in Section 3.

(2) The failure to maintain a price differential between cream grades or the failure to post in a cream station or creamery the current prices paid for butter fat.

(3) The grading of any lot of cream by an unlicensed grader.

(4) The improper or incorrect grading of any lot of cream by a licensed grader.

(5) The acceptance, purchase or possession by any creamery or cream station of unlawful or reject cream.

(6) The failure on the part of any licensed cream grader to keep such records as are required in Section 5.

(7) The possession by a cream station or creamery of any graded cream unlabeled or falsely labeled as to grade,

or the shipment or delivery or consignment for shipment or delivery by any licensed buyer of graded cream unlabeled or falsely labeled as to grade.

(8) The maintenance of any cream station or creamery in violation of Section 7 or in an insanitary condition or the conduct of such cream station or creamery in a manner whereby milk, cream or butter may be contaminated within the meaning of this Act.

(9) The wilful obstruction or hindrance to any official inspection.

Section 9. ENFORCEMENT.) In the enforcement of this Act the Dairy Department shall be charged with the educational work necessary for a proper knowledge and appreciation among buyers and producers of the grading features of this law; the examining of applicants for license and the promoting, improving and advancing the interests of the dairy industry in the State and is authorized to otherwise enforce this Act. The State Food Commissioner and Chemist shall be charged with the sanitary inspection of all establishments concerned; analysis of dairy products and enforcement of grading provisions.

Section 10. DISPOSITION OF FEES.) All revenues derived under the authority of this Act and all other license fees collected by the Dairy Department shall be used in the enforcement of this Act and the dairy laws of the State. Thus, all license moneys collected by the Dairy Department shall be forwarded to the State Treasurer who shall credit not less than 60% to the Dairy Department and place it in a special revolving fund to be known as the "Dairy Department Fund" and credit the remaining 40%, but not to exceed \$6000.00 per year, to the "State Regulatory Fund," out of which funds all bills and expense of whatever nature incurred in the enforcement of this Act shall by said Treasurer be paid after audit and approval by the State Auditing Board.

Section 11. PENALTIES.) Any violation of any of the provisions of this Act is hereby declared to be a misdemeanor, and any person, whether individually, or as a member of a partnership, or as an agent or officer of a corporation, who shall be convicted of such violation either on his own behalf or in the interest of any other individual or corporation, association or partnership, shall be fined not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00) and such person's license may be suspended for 30 days and permanently revoked on second offense.

Section 12. ACTS IN CONFLICT.) All acts or parts of acts in conflict or inconsistent with the provisions of this Act are hereby repealed.

Section 13. SEPARABILITY CLAUSE.) If any section, subdivision, sentence or clause of this Act shall, for any reason, be held void or unconstitutional, such decision shall not affect the validity of any other portion of this Act.

Section 14. EMERGENCY.) Whereas, an emergency exists, this Act shall be in full force and effect from and after June 1, 1935, but the giving of examinations and grading license and issuance thereof is authorized after the passage and approval of this Act, and in advance of that date."

And when so amended recommend the same do pass.

, C. H. MORGAN,
Chairman.

Mr. Anderson moved that report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 152. A Bill for an Act Providing for the Extermination of Bots in Horses and Mules; Defining Bot Treatment; Prescribing the Duties of Township Boards When Petitioned.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of bill, strike out the last two words, "When Petitioned" and in lieu thereof insert "and county commissioners when so petitioned".

In line 1, Section 3, strike out period after "Boards" and insert in lieu thereof "or county commissioners."

In line 3, Section 3, insert the word "organized" after the word "any."

In line 4, Section 3, insert after the word "board," "or with the county commissioners in the case of unorganized township".

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Hanson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, line 8, after the word "designate", strike out the period and insert a comma in lieu thereof; and at the beginning of the following word, "Every", strike out the capital "E" and insert in lieu thereof the small letter "e".

On page 2, line 25, after the word "paid", insert the following words: "or who may hereafter pay".

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Burgum moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 198. A Bill for an Act to Repeal Chapter 168 of the Session Laws of the State of North Dakota for 1927, as Amended by Chapter 151 of the Session Laws of North Dakota for 1929, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of the Investment.

Have had the same under consideration and recommend that the same do pass.

BEN. FEDJE,
Chairman.

Mr. Langford moved that the report be adopted.

Mr. Twichell moved as a substitute motion that House Bill 198 be indefinitely postponed.

Which motion prevailed.

The Committee on Warehouse and Grain Grading made the following report:

Mr. Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

House Bill No. 189. A Bill for an Act to Amend and Re-enact Chapter 227 of the 1931 Session Laws of the State of North Dakota, Being an Amendment and Re-enactment of Section 18 of Chapter 155 of the Session Laws for the Year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipt to Be Issued by Such Warehousemen.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GOTTLIEB ISAAK,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 212. A Bill for an Act Appropriating Six Thousand Dollars (\$6,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the printed Bill in the title of the Bill, strike out the figures \$6,000.000 and insert in lieu thereof the figures \$5,000.00.

In line 4, Section 1, strike out the figures \$6,000.00 and insert in lieu thereof the figures \$5,000.00.

In lines 7, 8, 9, and 10, strike out the following: "The Southwest Quarter (SW $\frac{1}{4}$) of Section Thirteen (13) and Lots 1 and 2 of the Northeast Quarter (NE $\frac{1}{4}$) of Section twenty-four (24) and the East Half (E $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 24, and insert the following: The Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Thirteen (13), the East One-half (E $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) and Lots 1 and 2, of Section Twenty-four (24).

And when so amended, recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 233. A Bill for an Act Providing for the Sale of Mortgaged Personal Property by Agreement Between the Mortgagor and Mortgagee, and Regulating the Disposition of the Proceeds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 235. A Bill for an Act to Amend and Re-enact Section 9070 of the 1913 Compiled Laws of the State of North Dakota Relating to Notice to Vacate Premises.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5, strike out the word "sixty" and insert in lieu thereof the word "fifteen".

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Myers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

SENATE CONCURRENT RESOLUTION Q

Have had the same under consideration and recommend that the same be adopted.

W. H. BETTENHAUSEN,
Chairman.

Mr. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

SENATE CONCURRENT RESOLUTION "T"

Have had the same under consideration and recommend that the same do pass.

W. H. TREFFRY,
Chairman.

Mr. Hanson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 18. A Bill for an Act Making an Appro-

riation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 21. 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.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

Have had the same under consideration and recommend that the same do pass as received from the Senate.

W. H. BETTENHAUSEN,
Chairman.

Mr. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of title after word "receipts," strike out period and insert a comma, add following, "and providing a penalty for violation thereof, and declaring an emergency."

In Section 2 of the printed bill, in line 3, strike out word "of" and insert in lieu thereof "not more."

Section 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

And when so amended recommend the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Borgum moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19 of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highway and Bridges to whom was referred:

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Aljets moved that the action taken on House Bill No. 178 be re-considered.

Which motion prevailed.

Mr. Aljets moved that House Bill No. 178 be re-referred to the Committee on State Affairs.

Which motion prevailed.

Mr. Dahl of Emmons moved that the action taken by the Committee on Appropriations by which House Bill No. 206 was indefinitely postponed, be re-considered.

Which motion prevailed.

Mr. Dahl of Emmons moved that House Bill No. 206 be placed upon the calendar.

Which motion prevailed.

Mr. Aljets moved that upon completion of today's work the House recess until 1:15 P. M., Monday, February 18.

Which motion prevailed.

Mr. Godwin: I arise to a point of special privilege at this time, and wish to have my remarks recorded in the Journal.

Yesterday during the session, upon the passage of House Bill No. 130, remarks were made upon the floor of the House questioning the right of certain Representatives to vote upon that question. Those remarks were taken up and have been carried over the radio and in the newspapers, attempting to make the public believe that it was a departure from Legislative procedure.

I want to call your attention to the vote on the 15th, and again on the 18th of January, on the Committee's report on Mileage and Per Diem. The record fails to show any member of this House failing to vote for such a reason. On pages 5 and 6 of the Journal, of January 15, and pages 3 and 4 of January 18th every Member of this House voted for the passage of that bill that specifically provided for the payment of mileage they themselves would receive.

Further, as to the roll calls with reference to the employees in the House, every Member knows they come here with individuals for whom they are interested in securing employment, and personally interested. They get on the payrolls of this Legislative body, and the record will show there was a unanimous vote when we voted on the personnel of this House.

I want to say further that any bill that pertains to farming commands the interest of every farmer; every bill that pertains to the dairy industry commands the interest of every dairyman. The same thing applies also to the laws governing the professions.

Mr. Aljets moved that House Bill No. 98 be placed at the foot of General Orders for Monday, February 18th.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 75 and 149 on General Orders today be held over for consideration in General Orders on Monday, February 18th.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Mr. Burke (by request) introduced:

House Bill No. 285. A Bill for an Act to Repeal Chapter 206 of the Session Laws of North Dakota for the Year 1913, Relating to the Testing of Animals Exposed to the Disease Known as Glanders, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Godwin and Cunningham introduced:

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Mr. Erickson of McKenzie introduced:

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, and Declaring an Emergency.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Fedje introduced:

House Bill No. 288. A Bill for an Act Providing for the Conservation of the Waters of This State and Regulations Concerning Same, Creating a State Board to Be Known as the "State Water Conservation Board," Prescribing its Powers and Duties, Providing for the Construction, Operation and Maintenance of a System of Works for the Conservation, Development, Storage, Distribution and Utilization of Waters, for the Acquisition of Property Necessary Therefor, Preventing Pollution of Waters, Providing for the Creation of Funds in Connection With This Act, Providing for Contracts or Grants With the United States, Providing for Purchase Condemnation and Otherwise Acquiring Lands and Water Rights and for the Sale Thereof, Creating the Office of Conservation Administrator and Defining His Powers, Duties and Salary, Creating Conservation Districts, Making an Appropriation, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Mr. McIlraith introduced:

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933.

Was read the first time and referred to the Committee on State Affairs.

Committee on Temperance introduced:

House Bill No. 290. A Bill for an Act, Regulating the Importation, Transportation, Sale and Possession in Certain Cases of Liquor; Defining Liquor; Providing Certain Powers and Duties of the Beer Commissioner or Other Officer Charged With the Execution of the Duties Incidental to Regulation; Providing Certain Regulations for the Importation, Transportation, Sale and Possession of Liquor; Providing for the Revenue Therefrom, and Licenses Therefor; Providing for the Bonding for Certain Persons in Connection With the Regulation of Importation, Transportation, Sale and Possession of Liquor; Prohibiting the Transfer of Licenses; Excluding Certain Persons From the Right to Purchase Liquor; Authorizing and Requiring Governing Bodies of Municipalities to Provide and Require the Payment of a Local Tax or License, and Raise Revenue Therefrom; to Prescribe Certain Regulations, Limiting the Place and Time of Sale; Providing for the Labeling of All Liquor Containers; Providing for an Excise Tax and Regulations Thereof; for the Keeping of Certain Records by the Beer Commissioner; Providing for the Making of Certain Reports; Providing for the Confiscation of Unstamped Liquor; Providing for Money With Which to Put This Act Into Operation and Providing for the Administration of This Act; Providing for the Disposition of Liquor Revenue, and the Allotment Thereof; to School Districts of the State; Providing for the Reduction of Taxes on Real Estate to the Extent of Such Application; Providing Penalties for the Violation of the Provisions of This Act; Repealing All Acts in Conflict Therewith; Providing for a Saving Clause as to Constitutionality; Declaring an Emergency.

Was read the first time and referred to the Committee on Temperance.

Mr. Noben introduced:

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 13 of That Certain Measure, Initiated by the People of the State of North Dakota, Relating to the Manufacture, Sale and Distribution of Beer.

Was read the first time and referred to the Committee on Temperance.

Mr. Muus introduced:

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Noben introduced:

House Bill No. 293. A Bill for an Act Requiring License to Engage in the Sale of Malt in the State of North Dakota; Providing for Temporary License; Authorizing Cities, Vil-

lages and County Commissioners to Provide Local Tax; Prescribing Rules and Regulations Under Which Malt May Be Sold; Authorizing Municipalities to Provide for Penalties for Violation of Their Regulations; Requiring State Beer Commissioner to Promulgate Rules and Regulations Not Inconsistent With This Act, and to Enforce the Provisions hereof; Levying Tax Upon Malt Sold, Declaring Mixing With Alcohol Unlawful and Providing Penalty for Violation Hereof.

Was read the first time and referred to the Committee on State Affairs.

Messrs Cunningham, Smith, Downey, Clarke and Burke introduced:

House Bill No. 294. A Bill for an Act Requiring All Persons, Firms, and Corporations Operating Passenger Busses for Hire Within the State of North Dakota to Provide Each Such Bus So Operated Within the State of North Dakota with a Crew Consisting of the Driver and an Assistant to the Driver.

Was read the first time and referred to the Committee on Ways and Means.

Messrs. Downey, Clarke, Cunningham and Smith introduced:

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lieu on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Ways and Means.

Messrs Clerk, Burke, Cunningham, Smith and Downey introduced:

House Bill No. 296. A Bill for an Act Dividing the State of North Dakota Into Two Congressional Districts, Defining Said Districts, and Providing for the Election of Representatives to the Congress of the United States Therefrom.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Smith, Downey, Clarke, Burke and Cunningham introduced:

House Bill No. 297. A Bill for an Act Requiring the Commissioner of Insurance and Manager of the State Fire and Tornado Fund to Compile, Make Public and Publicly Display in a Conspicuous Public Place in Their Respective Of-

files, Schedules Showing Certain Enumerated Information Relating to Insurance on Public Buildings and Other Public Property, Placed and Carried Direct in Private Companies by the State Fire and Tornado Fund; and Re-insurance on Risks Carried by the State Fire and Tornado Fund; and Providing Penalties for Violation of Provisions of This Act.

Was read the first time and referred to the Committee on Insurance.

Mr. Treffry introduced:

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Automobiles, Taxis, Passenger and School Busses.

Was read the first time and referred to the Committee on State Affairs.

Mr. Page introduced:

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Public Printing.

Messrs Dahl of Emmons and Solberg introduced:

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4609b6, of the Supplement to the Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Was read the first time and referred to the Committee on State Affairs.

Committee on Public Safety introduced:

House Bill No. 301. A Bill for an Act Requiring Certain Buses and Trucks to Carry Certain Emergency Light Equipment and Red Flags to Be Used in Emergencies, Providing the Manner of Use, Declaring Any Violations as Misdemeanor, Fixing Penalties Therefor, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Public Safety.

Messrs. Schauss and Born (by request) introduced:

House Bill No. 302. A Bill for an Act Relating to the Publication of the Proceedings of Certain School Boards in the State of North Dakota.

Was read the first time and referred to the Committee on Public Printing.

Mr. Hill introduced:

House Bill No. 303. A Bill for an Act Providing That No Person or Corporation Shall Open or Maintain a Branch or Extended Unit Store for the Purpose of Selling Any Class of Merchandise Without Having First Obtained a License; Prescribing the Method and Source from Which Such License Shall Be Obtained; Providing a Schedule of Annual License Fees to Be Paid by the Persons Opening and Maintaining Such Branch or Extended Unit Store Within the State and Prescribing Penalties for the Violation of This Act.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Bilden introduced:

House Bill No. 304. A Bill for an Act Authorizing and Directing Compromise and Satisfaction of Certain Judgments for Fines, Heretofore or Hereafter Entered:

Was read the first time and referred to the Committee on Judiciary.

Mr. Niewoehner introduced:

House Bill No. 305. A Bill for an Act to Establish a Mouse River Valley Authority, and to Fix Its Powers and Duties.

Was read the first time and referred to the Committee on State Affairs.

Mr. Dahl of Emmons introduced:

House Bill No. 306. A Bill for an Act to Appropriate the Sum of Ten Thousand Five Hundred Dollars to Reimburse and Pay to Patterson Hotel Company of Bismarck, North Dakota, for Rent During a Period of Seven Months, for Premises Leased to the State of North Dakota, Consisting of the Second Floor of That Certain Building in the City of Bismarck Known as the Patterson Hotel, Upon an Agreement Made and Entered Into by the Board of Administration to Pay Rent at the Rate of Twenty Five Hundred Dollars Per Month for Such Premises in Case the Said Premises Were Vacated by the State of North Dakota Within a Period of Two Years From and After the First Day of January, 1931, the Said State of North Dakota Having Occupied Said Premises for a Period of Seven Months for Various Departments of the State Government.

Was read the first time and referred to the Committee on Appropriations.

Messrs. Schauss and Born (by request) introduced:

House Bill No. 307. A Bill for an act Relating to the Publication of the Proceedings of All Governing Boards of

Towns and Cities in the State With a Population of Three Thousand People or More.

Was read the first time and referred to the Committee on Public Printing.

Mr. Larson introduced:

House Bill No. 308. A Bill for an Act Providing for the Delivery of Election Supplies by Registered Mail or Express; Prohibiting Allowance of Any Sums for Delivery, Except the Actual Cost of Postage or Express; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Mr. Noben introduced:

House Bill No. 309. A Bill for an Act to Confer Upon the Beer Commissioner, His Duly Appointed Deputies, Inspectors, and Agents, Police Powers in Connection With Enforcement of the Beer Laws or Any Other Law Now or Hereafter Enacted by the Legislative Assembly of the State of North Dakota, Conferring Upon Said Commissioner Duties or Obligations in Connection Therewith; Providing for Search and Seizure of Illegal Product and for Disposition of Such Illegal Product; Imposing Certain Duties Upon District Judges, States Attorneys and Sheriffs; Imposing Fines for Violations Hereof.

Was read the first time and referred to the Committee on Temperance.

Mr. Myers introduced.

House Bill No. 310. A Bill for an Act Establishing Methods for Determining Division Lines Between Adjoining Owners of Agricultural Lands; Authorizing Survey by County Surveyor and Requiring Adjoining Owners to Share the Expense; Providing Methods for Collecting Said Expense.

Was read the first time and referred to the Committee on State Affairs.

Mr. Schauss (by request) introduced:

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Was read the first time and referred to the Committee on Public Health.

Mr. Marks introduced:

House Bill No. 312. A Bill for an Act to Amend and Re-enact Section 4972 of the 1913 Compiled Laws of the State of North Dakota, Relating to Accidents and Sickness Insurance Corporations, Associations, and Societies.

Was read the first time and referred to the Committee on Insurance.

Messrs. Bauer, Bettenhausen and Ritter introduced:

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages, Conditional Sales and Crop Contracts Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to be Kept.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Scholl and Godwin introduced:

House Bill No. 314. A Bill for an Act Relating to the Granting of Relief in Certain Cases From Inequitable Foreclosure of Mortgages on Real Estate and Execution Sales of Real Estate; for Postponing Certain Sales and for Extending the Periods of Redemption From Certain Others; and Relating to the Jurisdiction and Procedure for Such Relief and for the Right to Possession During the Extended Period, and for Extending the Expiration of Certain Periods of Redemption.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Fedje, Dahl, Erickson of McLean, Olson of Adams, Bettenhausen, Shurr, Place and Morgan introduced:

HOUSE CONCURRENT RESOLUTION "A-14"

Was read the first time and referred to the Committee on Elections and Election Privileges.

Mr. J. C. Blaisdell, Jr., (by request) introduced:

House Bill No. 315. A Bill for an Act Amending and Re-enacting Section 811 of the Compiled Laws of North Dakota, 1913, as Amended by Chapter 143 of the Session Laws for the Year 1933, Relating to the Practice of Law, and Declaring an Emergency.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Oglesby introduced:

House Bill No. 316. A Bill for an Act and Providing for the Regulation of Dealers in Livestock and Poultry, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud and Dishonesty; Penalty for Violation of Act; and Repealing All of Chapter

7 of the Session Laws of the State of North Dakota for the Year 1933 in Conflict Herewith; and Making the Act an Emergency Measure.

Was read the first time and referred to the Committee on Livestock.

Messrs. Godwin, Scholl and Blaisdell introduced:

HOUSE CONCURRENT RESOLUTION "A-15"

Was read the first time in full.

Mr. Godwin moved the adoption of House Concurrent Resolution "A-15."

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that House Concurrent Resolution "A-15" be printed in the Journal.

Which motion prevailed.

CONCURRENT RESOLUTION NO. A15

Introduced by Representatives Godwin, Scholl and Blaisdell.

WHEREAS, It is Necessary to Check the Flow of the Missouri River in North Dakota and South Dakota by means of a large manual controlled diversion dam; and to release the stored water as needed to maintain an average flow to the mouth of the Missouri River and to divert part of aforesaid stored water to furnish surface water for cities and villages in North Dakota and South Dakota; also part of aforesaid diverted water to be used in replenishing receding ground water tables in North Dakota and South Dakota, and

WHEREAS, Many of the shelter belts now owned by farmers are dying from lack of ground water supply, and

WHEREAS, It would be necessary to restore ground water tables before a shelter belt of such large proportions as proposed by the Government could be expected to survive, and

WHEREAS, The control of the Missouri River between limits would make it entirely possible to afford the great northwestern territory a less expensive transportation of agricultural products, and

WHEREAS, The Missouri River forms a part of one of the most dangerous flood basins, namely the Mississippi-Missouri Basin, which annually causes millions of dollars of property damage and loss of life, and

WHEREAS, The Missouri River having caused local floods by excessive water and ice jams causes thousands of

dollars of property damage and loss of life; aforesaid losses could be averted by complete Missouri River Control, and

WHEREAS, North Dakota and South Dakota were at one time one of the largest northwest breeding areas for fowl in the United States, and with the receding water table causing water holes, sloughs, ponds, et cetera to dry up, thus forcing aforementioned fowl to leave the aforesaid areas, and

WHEREAS, With the development of the Missouri River a large amount of cheap electrical energy could be produced which would act as an incentive for industrial expansion within the states of North Dakota and South Dakota, and

WHEREAS, Every year thousands of acres of North Dakota's and South Dakota's most productive land is washed away by the Missouri River at its high stages, and

WHEREAS, In view of the fact that proper development of the Missouri River very naturally comes under several different departments and /or commissions of the Federal Government, it is respectfully suggested that a Commission of five Engineers be created to properly investigate the obvious possibilities for development of the Missouri River in North Dakota and South Dakota, now therefore

BE IT RESOLVED, By the House of Representatives of the State of North Dakota, the Senate concurring therein, that we petition the United States Congress, now assembled, and the President of the United States, the Honorable Franklin D. Roosevelt, to appoint and instruct the aforesaid commission of five Engineers, and

BE IT FURTHER RESOLVED that aforesaid commission be selected from Civil Engineers in private life, one Engineer to be chosen from the States of North Dakota and /or South Dakota, and

BE IT FURTHER RESOLVED that the Secretary of State of the State of North Dakota be and is hereby instructed to forward an authenticated copy of this resolution to the President of the United States, the Honorable Franklin D. Roosevelt, to the President of the United States Senate, to the Speaker of the House of Representatives at Washington, D. C., to the two United States Senators and the two Representatives from North Dakota in Congress.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 16, 1935.

Mr. President: I have the honor to transmit herewith the following:

HOUSE CONCURRENT RESOLUTION NO. A15

Which the House has adopted and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 99; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Norheim
Aljets	Goodlaxon	O'Brien
Anderson, Bowman	Graham	Odegard
Anderson, Burke	Hall	Oglesby
Anderson, Sargent	Halverson	Olson, Hettinger
Anfinson	Hanson	Olson, Mountrail
Bailey, Eddy	Hewitt	Page
Bailey, Dunn	Hill	Peterson, Bottineau
Bauer	Holey	Peterson, Cass
Bettenhausen	Holthusen	Place
Biberdorf	Holte	Randall
Bilden	Hurd	Ritter
Bjerke	Isaak	Sand
Black	Jensen	Savre
Blaisdell	Kapaun	Schantz
Born	Keidel	Schnell
Borstad	Kubischta	Scholl
Brunsdale	Langford	Seibel
Brusseau	Larson	Shockman
Burgum	Lavik	Shurr
Burke	Levin	Solberg
Child	Lohrbauer	Stray
Clarke	Marks	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Tuff
Erickson, McLean	Mode	Urschel
Fjeld	Muus	Wendland
Frosaker	Myers	Williams
Gessner	Niewoehner	Wolf
Gilbertson	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.
Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Erickson,McKenzie	Parkinson
Caddell	Fedje	Saumur
Cosgriff	Fitzgerald	Schauss
Cunningham	Johnson	Twichell
Dahl, Emmons		

So the bill passed and the title was agreed to.

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 104; nays 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	O'Brien
Anderson,Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Page
Bailey, Dunn	Hanson	Peterson,Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Lohrbauer	Symington

Messrs.	Messrs.	Messrs.
Dahl, Traill	Marks	Thompson
Dalzell	Moore	Thoreson
Dittmer	Morgan	Treffry
Downey	Morris	Tuff
Dullea	McIlraith	Twichell
Erickson,McKenzie	McLarty	Urschel
Erickson, McLean	Mode	Wendland
Fedje	Muus	Williams
Fjeld	Myers	Wolf
Frosaker	Niewoehner	Mr. Speaker
Gessner	Noben	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Cosgriff	Parkinson
Brunsdale	Fitzgerald	Schantz
Caddell	Norheim	Traynor

So the bill passed and the title was agreed to.

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163, and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to Be Charged, and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 98; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Oglesby
Aljets	Graham	Olson, Hettinger
Anderson,Bowman	Hall	Olson, Mountrail
Anderson, Burke	Hanson	Page
Anderson, Sargent	Halverson	Parkinson
Anfinson	Hill	Peterson,Bottineau
Bailey, Eddy	Holey	Peterson, Cass
Bailey, Dunn	Holthusen	Place
Bauer	Holte	Randall
Beggs	Hurd	Sand
Bettenhausen	Johnson	Saumur
Biberdorf	Isaak	Savre
Bilden	Jensen	Ritter

Messrs.	Messrs.	Messrs.
Bjerke	Kapaun	Schantz
Black	Kubischta	Schnell
Blaisdell	Langford	Scholl
Born	Larson	Seibel
Borstad	Lavik	Schauss
Brunsdale	Levin	Shockman
Brusseau	Lohrbauer	Shurr
Cunningham	Marks	Solberg
Dahl, Emmons	Moore	Stray
Dahl, Traill	Morgan	Symington
Dalzell	McIlraith	Thompson
Dittmer	McLarty	Thoreson
Downey	Mode	Treffry
Dullea	Muus	Tuff
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fedje	Noben	Williams
Frosaker	Norheim	Wolf
Gessner	O'Brien	Mr. Speaker
Godwin	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burke	Smith	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Cosgriff	Hewitt
Caddell	Fjeld	Keidel
Child	Fitzgerald	Morris
Clarke	Gilbertson	Traynor

So the bill passed and the title was agreed to. The emergency clause was declared carried.

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 97; nays, 6; absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Godwin	Odegard
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Burke	Graham	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Halverson	Page
Anfinson	Hewitt	Parkinson
Bailey, Eddy	Hill	Peterson, Bottineau
Bailey, Dunn	Holey	Place
Bauer	Holthusen	Randall
Beggs	Hurd	Ritter
Bettenhausen	Isaak	Saumur
Biberdorf	Jensen	Savre
Bilden	Johnson	Schantz
Bjerke	Kapaun	Schnell
Black	Keidel	Scholl
Blaisdell	Kubischta	Seibel
Born	Langford	Schauss
Borstad	Larson	Shockman
Brunsdale	Lavik	Shurr
Brusseau	Levin	Solberg
Burgum	Lohrbauer	Stray
Burke	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	McIlraith	Traynor
Dalzell	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fjeld	Noben	Wolf
Frosaker	Norheim	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clarke	Holte	Smith
Hall	Peterson, Cass	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Fedje	Morris
Child	Fitzgerald	Olson, Mountrail
Cosgriff	Gilbertson	Sand
Dittmer	Hanson	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

The Speaker called Mr. Dahl of Emmons to the Chair.

House Bill No. 42. 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 second time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 91; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Oglesby
Aljets	Graham	Olson, Hettinger
Anderson, Bowman	Halverson	Olson, Mountrail
Anderson, Burke	Hanson	Parkinson
Anderson, Sargent	Hewitt	Peterson, Bottineau
Anfinson	Hill	Place
Bailey, Eddy	Holthusen	Randall
Bailey, Dunn	Hurd	Ritter
Bauer	Isaak	Sand
Beggs	Jensen	Saumur
Bettenhausen	Johnson	Savre
Biberdorf	Keidel	Schantz
Black	Kubischta	Schnell
Blaisdell	Langford	Scholl
Born	Larson	Seibel
Borstad	Lavik	Schauss
Brunsdale	Levin	Shockman
Brusseau	Lohrbauer	Shurr
Burke	Marks	Solberg
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Symington
Dalzell	McIlraith	Thompson
Dittmer	McLarty	Thoreson
Downey	Mode	Treffry
Erickson, McKenzie	Muus	Tuff
Erickson, McLean	Myers	Twichell
Fedje	Niewoehner	Urschel
Fjeld	Noben	Wendland
Frosaker	Norheim	Williams
Gessner	O'Brien	Wolf
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Dullea	Peterson, Cass
Burgum	Hall	Smith
Clarke	Holte	Traynor
Dahl, Traill	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Fitzgerald	Morris
Caddell	Gilbertson	Page
Child	Holey	Mr. Speaker
Cosgriff	Kapaun	

So the bill passed and the title was agreed to.

The Speaker resumed the Chair.

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and

Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 76; nays, 16; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Noben
Aljets	Gessner	Olson, Mountrail
Anderson, Burke	Goodlaxon	Page
Anderson, Sargent	Graham	Parkinson
Anfinson	Hall	Peterson, Bottineau
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Ritter
Bettenhausen	Holte	Sand
Biberdorf	Hurd	Schantz
Black	Isaak	Schnell
Blaisdell	Johnson	Scholl
Born	Keidel	Seibel
Borstad	Kubischta	Schauss
Brusseau	Larson	Shurr
Burgum	Lavik	Smith
Clarke	Lohrbauer	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thompson
Dahl, Traill	McIlraith	Thoreson
Dalzell	McLarty	Treffry
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Wolf
Fedje	Niewoehner	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Odegard	Oglesby
Bailey, Eddy	Langford	Olson, Hettinger
Bilden	Levin	Savre
Bjerke	Marks	Tuff
Hanson	Norheim	Williams
Jensen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Fitzgerald	O'Brien
Burke	Gilbertson	Randall
Caddell	Godwin	Saumur
Child	Holey	Shockman
Cosgriff	Holthusen	Solberg

Messrs.	Messrs.	Messrs.
Dittmer	Kapaun	Traynor
Downey	Morris	Twichell

So the bill passed and the title was agreed to.

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 76; nays 17; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Parkinson
Aljets	Graham	Peterson,Bottineau
Anderson,Bowman	Hall	Place
Anderson, Sargent	Halverson	Ritter
Anfinson	Hanson	Sand
Bailey, Dunn	Holthusen	Saumur
Bauer	Holte	Schantz
Beggs	Isaak	Schnell
Bettenhausen	Jensen	Scholl
Biberdorf	Keidel	Seibel
Black	Kubischta	Schauss
Blaisdell	Larson	Shurr
Born	Levin	Smith
Borstad	Marks	Stray
Burgum	Moore	Symington
Clarke	Morgan	Thoreson
Cunningham	McIlraith	Traynor
Dahl, Emmons	McLarty	Treffry
Dahl, Traill	Myers	Tuff
Downey	Niewoehner	Twichell
Dullea	Noben	Urschel
Erickson, McLean	Odegard	Wendland
Fedje	Oglesby	Williams
Fjeld	Olson, Mountrail	Wolf
Frosaker	Page	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hewitt	Norheim
Bailey, Eddy	Hill	O'Brien
Bjerke	Holey	Peterson, Cass
Brusseau	Hurd	Savre
Dalzell	Langford	Thompson
Erickson,McKenzie	Lohrbauer	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden.	Fitzgerald	Mode
Brunsdale	Gilbertson	Muus
Burke	Godwin	Olson, Hettinger
Caddell	Johnson	Randall
Child	Kapaun	Shockman
Cosgriff	Lavik	Solberg
Dittmer	Morris	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which House Bill No. 206 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Schantz moved that House Bill No. 155, now in General Orders, be re-referred to the Committee on Cities and Municipal Corporations.

Which motion prevailed.

Mr. McIlraith moved that House Bill No. 105, now in General Orders, be re-referred to the Committee on Insurance.

Which motion prevailed.

GENERAL ORDERS

Mr. Schantz moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Schantz to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 14 of the printed bill after the word usury, strike out the semi-colon and the remainder of the bill and insert in lieu thereof a period.

And the further amendment:

In line 10 of the printed bill strike out the word "four" inserting in lieu thereof the word "six."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the Senate Amendment \$3,500.00 and insert in lieu thereof the figures \$4,500.00.

In line 10, strike out the Senate Amendment \$1,500.00 and insert in lieu thereof \$2,250.00.

In line 16, strike out the Senate Amendment \$900.00 and insert in lieu thereof \$1,200.00.

In line 19, strike out the Senate Amendment \$3,450.00 and insert in lieu thereof the figures \$4,500.00.

And the further amendment:

That we recommend the Bill be amended to read as originally introduced in the Senate.

And when so amended recommend the same do pass.

WILLIAM M. SCHANTZ,
Chairman.

Mr. Morgan moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that Senate Bill No. 57 be returned to General Orders from the Calendar.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the

roll was called and there were ayes, 91; nays, 3; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Odegard
Aljets	Graham	Oglesby
Anderson, Bowman	Hall	Olson, Mountrail
Anderson, Burke	Halverson	Page
Anderson, Sargent	Hanson	Peterson, Cass
Anfinson	Hewitt	Place
Bauer	Hill	Randall
Beggs	Holthusen	Ritter
Bettenhausen	Holte	Sand
Biberdorf	Hurd	Savre
Bilden	Isaak	Schantz
Bjerke	Jensen	Schnell
Black	Keidel	Scholl
Born	Kubischta	Seibel
Borstad	Langford	Schauss
Brunsdale	Larson	Shockman
Brusseau	Lavik	Shurr
Burgum	Levin	Solberg
Burke	Lohrbauer	Stray
Clarke	Marks	Symington
Cunningham	Morgan	Thompson
Dahl, Emmons	McIlraith	Thoreson
Dahl, Traill	McLarty	Traynor
Daize!!	Mode	Treffry
Erickson, McKenzie	Muus	Tuff
Erickson, McLean	Myers	Twichell
Fedje	Niewoehner	Urschel
Fjeld	Noben	Wendland
Frosaker	Norheim	Williams
Gessner	O'Brien	Mr. Speaker
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	Downey	Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Fitzgerald	Morris
Bailey, Dunn	Gilbertson	Olson, Hettinger
Caddell	Holey	Parkinson
Child	Johnson	Peterson, Bottineau
Cosgriff	Kapaun	Saumur
Dittmer	Moore	Wolf
Dullea		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding

Court Outside the County in Which the Judges Reside and While Serving on the Supreme Bench, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 35; nays, 56; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Muus
Anderson, Burke	Goodlaxon	Niewoehner
Anderson, Sargent	Hall	Norheim
Anfinson	Halverson	Peterson, Cass
Bailey, Eddy	Holthusen	Saumur
Beggs	Holte	Schantz
Born	Hurd	Scholl
Brunsdale	Langford	Solberg
Burgum	Lavik	Thompson
Burke	Lohrbauer	Traynor
Clarke	McIlraith	Wendland
Fjeld	McLarty	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Ritter
Anderson, Bowman	Hill	Sand
Bauer	Isaak	Savre
Bettenhausen	Jensen	Schnell
Biberdorf	Keidel	Seibel
Bjerke	Kubischta	Schauss
Black	Larson	Shockman
Blaisdell	Levin	Shurr
Brusseau	Marks	Smith
Dahl, Emmons	Morgan	Stray
Dahl, Traill	Myers	Symington
Dalzell	Noben	Thoreson
Downey	Odegard	Treffry
Erickson, McKenzie	Oglesby	Tuff
Erickson, McLean	Olson, Mountrail	Twichell
Fedje	Page	Urschel
Frosaker	Peterson, Bottineau	Williams
Godwin	Place	Mr. Speaker
Graham	Randall	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Dullea	Moore
Bilden	Fitzgerald	Morris
Borstad	Gilbertson	Mode
Caddell	Hewitt	O'Brien
Child	Holey	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Cosgriff	Johnson	Parkinson
Cunningham	Kapaun	Wolf
Dittmer		

So the bill was declared lost.

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

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, 93; nays, 1; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Mountrail
Anderson, Burke	Graham	Page
Anderson, Sargent	Hall	Peterson, Bottineau
Anfinson	Halverson	Peterson, Cass
Bailey, Eddy	Hanson	Place
Bauer	Hewitt	Ritter
Beggs	Hill	Sand
Bettenhausen	Holthusen	Saumur
Biberdorf	Holte	Savre
Bjerke	Hurd	Schantz
Black	Isaak	Schnell
Blaisdell	Jensen	Scholl
Born	Keidel	Seibel
Borstad	Kubischta	Schauss
Brunsdale	Langford	Shockman
Brusseau	Larson	Shurr
Burgum	Lavik	Smith
Burke	Levin	Solberg
Clarke	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Morgan	Thompson
Dahl, Traill	McIlraith	Thoreson
Dalzell	McLarty	Traynor
Downey	Muus	Treffry
Erickson, McKenzie	Myers	Tuff
Erickson, McLean	Niewoehner	Twichell
Fedje	Noben	Urschel
Fjeld	Norheim	Wendland
Frosaker	O'Brien	Williams

Those voting in the negative were:

Messrs.

Mr. Speaker

Absent and not voting:

Messrs.

Bailey, Dunn
Bildn
Caddell
Child
Cosgriff
Dittmer
Dullea

Messrs.

Fitzgerald
Gilbertson
Holey
Johnson
Kapaun
Moore

Messrs.

Morris
Mode
Olson, Hettinger
Parkinson
Randall
Wolf

So the bill passed and the title was agreed to.

Senate Bill No. 71. A bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Maintenance of the Capitol from February 1, 1935, to June 30, 1935, in the Office of the Board of Administration, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill the roll was called and there were ayes, 90; nays, 3; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.

Adam
Aljets
Anderson, Bowman
Anderson, Burke
Anderson, Sargent
Anfinson
Bailey, Eddy
Bauer
Beggs
Bettenhausen
Biberdorf
Bildn
Black
Blaisdell
Born
Borstad
Brusseau
Burgum
Burke
Clarke
Cunningham
Dahl, Emmons
Dahl, Traill
Dalzell

Messrs.

Godwin
Goodlaxon
Graham
Hall
Halverson
Hanson
Hewitt
Hill
Holthusen
Holte
Isaak
Keidel
Kubischta
Langford
Larson
Lavik
Levin
Lohrbauer
Marks
Morgan
McIlraith
McLarty
Mode
Muus

Messrs.

Oglesby
Olson, Mountrail
Page
Peterson, Bottineau
Peterson, Cass
Place
Randall
Ritter
Sand
Saumur
Schantz
Schnell
Scholl
Seibel
Schauss
Shockman
Shurr
Smith
Solberg
Stray
Symington
Thompson
Thoreson
Traynor

Messrs.	Messrs.	Messrs.
Downey	Myers	Treffry
Erickson, McLean	Niewoehner	Tuff
Fedje	Noben	Twichell
Fjeld	Norheim	Urschel
Frosaker	O'Brien	Wendland
Gessner	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Savre	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Erickson, McKenzie	Kapaun
Brunsdale	Fitzgerald	Moore
Caddell	Gilbertson	Morris
Child	Holey	Olson, Hettinger
Cosgriff	Hurd	Parkinson
Dittmer	Jensen	Wolf
Dullea	Johnson	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 83; nays, 5; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Olson, Mountrail
Aljets	Goodlaxon	Peterson, Bottineau
Anderson, Bowman	Graham	Place
Anderson, Burke	Hall	Ritter
Anderson, Sargent	Halverson	Sand
Anfinson	Hanson	Saumur
Bailey, Eddy	Hill	Savre
Bauer	Holthusen	Schantz
Beggs	Holte	Schnell
Bettenhausen	Isaak	Scholl
Biberdorf	Kubischta	Seibel
Bjerke	Langford	Schauss
Black	Larson	Shockman
Blaisdell	Lavik	Shurr
Born	Levin	Smith
Borstad	Lohrbauer	Solberg

Messrs.	Messrs.	Messrs.
Brunsdale	Marks	Stray
Brusseau	Morgan	Symington
Burgum	McIlraith	Thompson
Burke	McLarty	Thoreson
Clarke	Muus	Traynor
Dahl, Traill	Myers	Treffry
Dalzell	Niewoehner	Tuff
Erickson, McKenzie	Noben	Twichell
Erickson, McLean	Norheim	Urschel
Fedje	O'Brien	Wendland
Frosaker	Odegard	Mr. Speaker
Gessner	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Downey	Page	Williams
Jensen	Randall	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Fjeld	Keidel
Bilden	Fitzgerald	Moore
Caddell	Gilbertson	Morris
Child	Hewitt	Mode
Cosgriff	Holey	Olson, Hettinger
Cunningham	Hurd	Parkinson
Dahl, Emmons	Johnson	Peterson, Cass
Dittmer	Kapaun	Wolf
Dullea		

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 63; nays, 21; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Olson, Mountrail
Aljets	Godwin	Peterson, Cass
Anderson, Bowman	Goodlaxon	Place
Anderson, Sargent	Hanson	Ritter
Anfinson	Hill	Savre
Bailey, Eddy	Holthusen	Schantz
Bauer	Holte	Schnell

Messrs.	Messrs.	Messrs.
Beggs	Keidel	Scholl
Bettenhausen	Kubischta	Seibel
Biberdorf	Larson	Schauss
Bjerke	Lavik	Shockman
Black	Lohrbauer	Solberg
Born	Morgan	Stray
Borstad	McIlraith	Thoreson
Brunsdale	McLarty	Traynor
Brusseau	Muus	Treffry
Burke	Myers	Tuff
Dahl, Emmons	Niewoehner	Twichell
Dahl, Traill	Noben	Urschel
Erickson,McKenzie	Norheim	Wendland
Fedje	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hall	Page
Blaisdell	Halverson	Randall
Clarke	Isaak	Sand
Dalzell	Jensen	Saumur
Downey	Levin	Smith
Erickson, McLean	Marks	Symington
Fjeld	Oglesby	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Frosaker	Morris
Bilden	Gilbertson	Mode
Burgum	Graham	O'Brien
Caddell	Hewitt	Olson, Hettinger
Child	Holey	Parkinson
Cosgriff	Hurd	Peterson,Bottineau
Cunningham	Johnson	Shurr
Dittmer	Kapaun	Thompson
Dullea	Langford	Wolf
Fitzgerald	Moore	

So the bill passed and the title was agreed to. The emergency clause was declared lost.

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hill	Olson, Mountrail
Aljets	Holthusen	Page

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Godwin	Peterson, Bottineau
Anderson, Burke	Goodlaxon	Peterson, Cass
Anderson, Sargent	Graham	Place
Anfinson	Hall	Randall
Bailey, Eddy	Halverson	Ritter
Bauer	Hanson	Sand
Beggs	Hewitt	Saumur
Bettenhausen	Holte	Savre
Biberdorf	Isaak	Schantz
Bilden	Jensen	Schnell
Bjerke	Keidel	Scholl
Black	Kubischta	Seibel
Blaisdell	Langford	Schauss
Born	Larson	Shockman
Borstad	Lavik	Shurr
Brunsdale	Levin	Smith
Brusseau	Lohrbauer	Solberg
Burke	Marks	Stray
Clarke	Morgan	Symington
Cunningham	McIlraith	Thoreson
Dahl, Emmons	McLarty	Traynor
Dalzell	Muus	Treffry
Downey	Myers	Tuff
Erickson, McKenzie	Niewoehner	Twichell
Fedje	Noben	Urschel
Fjeld	Norheim	Wendland
Frosaker	O'Brien	Williams
Gessner	Oglesby	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Dahl, Traill	Odegard

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Erickson, McLean	Moore
Burgum	Fitzgerald	Morris
Caddell	Gilbertson	Mode
Child	Holey	Olson, Hettinger
Cosgriff	Hurd	Parkinson
Dittmer	Johnson	Thompson
Dullea	Kapaun	Wolf

So the bill passed and the title was agreed to.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the vote by which it was decided to recess until 1:15 P. M., Monday be reconsidered.

Which motion prevailed.

Mr. Godwin moved that the House recess until 12:15 Monday, February 18th.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Wm. Mjagdalen, Washburn, N. D.; Maynard Slagg, Washburn, N. D.; Lincoln Brown, Washburn, N. D.; Donald Nordquist, Washburn, N. D.; William Arenstein, Washburn, N. D.; Harry Sheldon, Washburn, N. D.; Raymond Josephson, Washburn, N. D.; Leonard Norling, Washburn, N. D.; Doris Handy, Washburn, N. D.; Margaret Burgum, Washburn, N. D.; Ella Flinspach, Washburn, N. D.; Grace McGuire, Washburn, N. D.; Myrtle Carvell, Washburn, N. D.; Ethel Robinson, Washburn, N. D.; Sarah Schuler, Washburn, N. D.; Mrs. Gus Schauss, Mandan, N. D.; Ida Walford, Jamestown, N. D.; Miss Martha Lonski, Jamestown, N. D.; Marvin Gilbertson, Jamestown, N. D.; A. L. Newton, Jamestown, N. D.; C. O. Arneson, Ramsey County, N. D.; Edward Hefte, Ramsey County, N. D.; Gust Sheltin, Ramsey County, N. D.; C. T. Nelson, Nelson County, N. D.; Mr. and Mrs. Jake Gittle, Hazen, N. D.; Mrs. C. E. Johnson, Hanover, N. D.; C. E. Johnson, Hanover, N. D.; Marjorie White, Hanover, N. D.; Frank English, Casselton, N. D.; D. Ford, Casselton, N. D.; C. V. Turner, Bismarck, N. D.; Harkin Senn, Arnegard, N. D.; Lynn Stambaugh, State Commander of American Legion; Larry Bonzer, Lidgerwood, N. D.; Bumps Bonzer, Lidgerwood, N. D.; Frederic W. Voedisch, Grand Forks, N. D.;

W. J. Husa, Belden, N. D.; Mrs. Jack Schoonover, Jamestown, N. D.; Lois Schoonover, Jamestown, N. D.; Miss Stella Selleseth, Jamestown, N. D.; Mrs. Harry Groves, Bismarck, N. D.; W. E. Jensen, Bismarck, N. D.; Mrs. W. E. Jensen, Bismarck, N. D.; Mrs. Vivian Harmon, Bismarck, N. D.; Miss Beverly Jensen, Bismarck, N. D.; Miss Mary Jensen, Bismarck, N. D.; Mrs. C. H. Warner, Fargo, N. D.; Charlotte Warner, Fargo, N. D.; Miss Ruth Broschat, Cathay, N. D.; George Broschat, Cathay, N. D.; Milton Broschat, Cathay, N. D.; Donald Erickson, Watford City, N. D.; Esther Erickson, Watford City, N. D.; Cathryn Ray, Fargo, N. D.; J. N. Urness, Williston, N. D.; Mrs. H. H. Ortery, Drake, N. D.; Mrs. R. J. Kelly, Drake, N. D.; H. H. Ortery, Drake, N. D.; Delilah Ortery, Drake, N. D.; P. A. Rattweiler, Grand Forks, N. D.; Vic Cranly, Grand Forks, N. D.; Mr. and Mrs. C. J. Hanson, Litchville, N. D.; Mr. and Mrs. Geo. Medley, Wimbeldon, N. D.; Anton Chrest, Leal, N. D.; Mrs. Earl Clarke, Nortonville, N. D.; Mabel Hammond, Edgely, N. D.; Mrs. A. J. Johnson, Edgely, N. D.; A. J. Johnson, Edgely, N. D.; Fred L. Hall, Fargo, N. D.; M. T. Lillehaugen, Brockett, N. D.; G. G. Leingang, Solen, N. D.; Florian Helfer, Solen, N. D.

FORTIETH DAY AFTER RECESS AND THE
FORTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 18, 1935.

The House convened at 12:15 p. m., pursuant to recess,
Speaker Crockett presiding.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 18, 1935.

Mr. President: I have the honor to return herewith the
following:

SENATE CONCURRENT RESOLUTION "Q"

Which the House has adopted.

Also,

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

Also,

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

Also,

Senate Bill No. 71. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Maintenance of the Capitol from February 1, 1935, to June 30,

1935, in the Office of the Board of Administration, and Declaring an Emergency.

Also,

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota, and Declaring an Emergency.

Also,

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866A6, Supplement to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

Which the House has passed unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 18, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Also,

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident

Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Also,

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163, and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to Be Charged, and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Also,

House Bill No. 170. A Bill for an Act to Amend and Re-

enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIRST READING OF SENATE BILLS

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Was read the first time and referred to the Committee on Insurance.

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 53, Chapter 148 of the 1931 Session Laws, Relating to Commercial Fishing, Application for License and Cost Thereof.

Was read the first time and referred to the Committee on Game and Fish.

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Borrowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 85. A Bill for an Act Constituting the Secretary of State as Agent for Service of Process Upon Non-residents Using or Operating Motor Vehicles on State Highways Where Damages or Loss to Person or Property Has Resulted from the Use of Such Highways, Fixing Fee for Service, and Keeping of Records.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof, and Making an Appropriation Therefor, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

FIRST READING OF HOUSE BILLS

Committee on Military Affairs introduced:

HOUSE CONCURRENT RESOLUTION A-16

Was read the first time and referred to the Committee on Military Affairs.

Mr. McIlraith introduced:

HOUSE CONCURRENT RESOLUTION A-17

A Concurrent Resolution for an Amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota, Providing for Trial by Jury.

Was read the first time and referred to the Committee on Judiciary.

Mr. Blaisdell (by request) introduced:

House Bill No. 317. A Bill for an Act to Enable Cities That Adopt the City Manager Plan of City Government to Elect the Council and Other Elective City Officials by Proportional Representation; Providing the Procedure for the Adoption Thereof and the Conduct of Elections Thereunder, and in Connection Therewith, Making Certain Changes in Election Procedure; Providing Also That Any City May, by Ordinance, Adopt This Plan of Election, and Declaring an Emergency.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Mr. Blaisdell (by request) introduced:

House Bill No. 318. A Bill for an Act Regulating the Business of Soliciting and Writing Insurance and Limiting the Powers of Banks, Trust Companies, and Building and Loan Associations and Their Officers, Directors, Agents, Stockholders, Servants, Employees and Members With Respect Thereto, and Limiting and Regulating the Licensing of Banks, Trust Companies, Building and Loan Associations and Their Officers, Directors, Stockholders, Members, Agents, Servants and Employees in Connection With the Insurance Business and Defining the Meaning of the Term "Engaged in the Insurance Business," and Providing for the Enforcement of This Act and Penalties for the Violation Thereof.

Was read the first time and referred to the Committee on Insurance.

Mr. Godwin (by request) introduced:

House Bill No. 319. A Bill for an Act to Amend and Re-enact Subdivision (5) of Section 1549 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Objects and Departments of the University.

Was read the first time and referred to the Committee on State Affairs.

Mr. Godwin (by request) introduced:

House Bill No. 320. A Bill for an Act to Amend and Re-enact Section 1610 of the Compiled Laws of the State of North Dakota for the Year 1913, Prescribing the Course of Instruction Given in the State Agriculture College and Making the Study of Military Tactics Optional.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Child and Dahl of Emmons introduced:

House Bill No. 321. A Bill for an Act Requiring a License for the Operation of Skill Ball Machines, and Vending Machines, Defining Said Machines, Providing for the Display of Licenses, and a Penalty for Illegal Operation.

Was read the first time and referred to the Committee on State Affairs.

Mr. Bettenhausen introduced:

House Bill No. 322. A Bill for an Act to Amend and Re-enact 11275, 11276 and 11278 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Acts Amandatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salaries.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Peterson of Bottineau (by request) introduced:

House Bill No. 323. A Bill for an Act to Amend and

Re-enact Subdivision 1 of Section 20, Subdivision (3) of Section 32, and Section 40 of Chapter 148 of the Session Laws of 1931 Relating to Game and Fish, the Propagation, Conservation, Protection and Preservation of Wild Birds, Wild Animals, and Fish; Providing for Open Season for Killing or Taking Said Game Birds, Game Animals, Fur Bearing Animals, Fish and Deer; Authorizing the Governor Upon Recommendation of the Game and Fish Commissioner to Open Central or Extended Seasons for Taking or Killing Wild Birds and Wild Animals; Providing for Search and Seizure and Providing for Resident and None-resident Licenses; Defining Duties of Officers and Game Refuges, and Providing for Penalties and Violation Thereof and Amplifying the Provisions of the Section Hereby Amended; Prohibiting the Use of Dogs, Horses, Mules or Other Animals in the Hunting of Deer or Antelope; Making Unlawful the Possession of Certain Implements, Guns, Snares and Artificial Lights in Certain Territories at Certain Times and During Certain Hours.

Was read the first time and referred to the Committee on Game and Fish.

Mr. Bettenhausen introduced:

House Bill No. 324. A Bill for an Act to Amend and Re-enact Section 2547, 2548 and 2565 of the Compiled Laws of 1913, Relating to Care of the Insane.

Was read the first time and referred to the Committee on Public Health.

Mr. Marks (by request) introduced:

House Bill No. 325. A Bill for an Act to Restore the Motor Vehicle Registration Fund to the Highway Department.

Was read the first time and referred to the Committee on Highways and Bridges.

Mr. Place Introduced:

House Bill No. 326. A Bill for an Act Regulating the Retail Sale of Ice.

Was read the first time and referred to the Committee on Ways and Means.

Mr. Schauss introduced:

House Bill No. 327. A Bill for an Act to Repeal Section 1390 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Physical Education in the Common Schools and All Departments of the Public Schools in the State and Educational Institutions Supported Wholly or Partly by the State.

Was read the first time and referred to the Committee on Education.

Mr. Gilbertson introduced:

House Bill No. 328. A Bill for an Act for the Transfer of

License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of a Dealers License by Another Dealer and Providing Penalty Therefor.

Was read the first time and referred to the Committee on State Affairs.

Mr. Schauss introduced:

House Bill No. 329. A Bill for an Act Relating to Transportation or Amounts Allowed in Lieu Thereof, and Providing for Division Among Families; Repealing Acts in Conflict.

Was read the first time and referred to the Committee on Education.

Messrs. Fedje and Borstad (by request) introduced:

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Was read the first time and referred to the Committee on Counties.

Mr. Godwin introduced:

House Bill No. 331. A Bill for an Act Repealing Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 172 of the Session Laws of North Dakota for 1933.

Was read the first time and referred to the Committee on State Affairs.

Mr. Dahl of Emmons introduced:

House Bill No. 332. A Bill for an Act to Repeal Chapter 232 Being an Act to Amend and Re-enact Chapter 256 of the Session Laws for the Year 1931, Relating to Tuition Fees for Non-resident Pupils.

Was read the first time and referred to the Committee on Education.

Mr. Sand (by request) introduced:

House Bill No. 333. A Bill for an Act Regulating the Sale of Fresh Meats, Sausage, Fish and Kindred Food Stuffs; Requiring the Maintenance of Refrigeration Plants and Prohibiting the Delivery and Sale of Such Merchandise in Any Other Place Than Regularly Maintained Meat Markets; Providing for Penalty for Violation Hereof.

Was read the first time and referred to the Committee on State Affairs.

Mr. Erickson of McKenzie (by request) introduced:

House Bill No. 334. A Bill for an Act to Amend and Re-enact Sections 3 and 4, of Chapter 211 of the Session Laws of North Dakota for the Year 1931, Defining Oleomargarine, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Oleomargarine and Other Substitutes for Dairy Products, Fixing the License Fees and Sales Tax for Same and Providing Penalties for the Violation of this Act.

Was read the first time and referred to the Committee on Agriculture.

Messrs. Cunningham and Treffry (by request) introduced:

House Bill No. 335. A Bill for an Act Amending and Re-enacting Sections 8, 9 and 11 of Chapter 158, of the Session Laws of North Dakota for 1919.

Was read the first time and referred to the Committee on Ways and Means.

Messrs. McIlraith and Hanson introduced:

House Bill No. 336. A Bill for an Act Amending Section 5192a15 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Being "The Bank of North Dakota Act," Giving That Bank Additional Powers and Permitting it in Certain Cases to Purchase Assets of Closed and Unliquidated Domestic Banking and Trust Corporations, and to Act and Qualify as Receiver of Such Corporations; and Declaring an Emergency.

Was read the first time and referred to the Committee on Banks and Banking.

Messrs. Saumur and Bilden introduced:

House Bill No. 337. A Bill for an Act Declaring Underground Water of the State a Matter of Public Interest; Prohibiting the Wasting Thereof; and Providing Procedure and Review of Such Determination and That Invalidity of a Portion Thereof Shall Not Affect the Remainder.

Was read the first time and referred to the Committee on Drainage and Irrigation.

Messrs. Aljets, Twichell and Burgum introduced:

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties, Making an Appropriation Therefor, Repealing All Acts and Parts in Conflict with the Provisions of This Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Messrs. Traynor, Odegard and Hill introduced:

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Hanson and Cunningham introduced:

House Bill No. 340. A Bill for an Act Providing for the Regulation of Dealers in Livestock and Poultry, and Defining who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud and Dishonesty and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act; and, Repealing All of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing All Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Was read the first time and referred to the Committee on Livestock.

Mr. Godwin introduced:

House Bill No. 341. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Stores in This State; Prescribing the License and Filing Fees to be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof, and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Messrs. Burke, Clarke, Cunningham, Downey and Smith introduced:

House Bill No. 342. A Bill for an Act Relating to the Collection of Taxes; Providing for the Remission of Interest and Penalties Upon Delinquent Real Property Taxes in Certain Cases; Providing for the Redemption of Taxes Held by the County, in Certain Cases, Upon Payment of a Fractional Part of the Amount Due; Repealing All Laws or Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

The Speaker called Mr. Niewoehner to the chair.

The Speaker resumed the chair.

MONDAY, FEBRUARY 18, 1935

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MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 18, 1935.

Mr. President: I have the honor to return:

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

Also,

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIRST READING OF HOUSE BILLS

Mr. Schnell and Symington (by request) introduced:

House Bill No. 343. A Bill for an Act Requiring a License for Public Auctioneers; Fee for Same; How and When Paid; Providing for Bond and Penalty for Violation, and Declaring an Emergency.

Was read the first time and referred to the Committee on Livestock.

Mr. Marks (by request) introduced:

House Bill No. 344. A Bill for an Act to Repeal Section 9971a1 and Section 9971a2 of the 1925 Supplement to the Compiled Laws of 1913, and as Amended by Chapter 128 of Session Laws of 1931 of the State of North Dakota, Relating to the Drawing of a Bank Check or Draft Without Funds in the Bank to Protect the Same; and Making the Same a Misdemeanor and Providing a Penalty Therefor; Making Act an Emergency.

Was read the first time and referred to the Committee on Banks and Banking.

Mr. Born introduced:

CONCURRENT RESOLUTION A-18

Was read the first time and referred to the Committee on State Affairs.

Mr. Godwin introduced:

House Bill No. 345. A Bill for an Act Providing for the Setting Up of a Uniform System of Accounting for all County Officers; Providing for the Setting Up of Such Uniform System Under the Direction of the Commissioner of Insurance; Providing for the Payment of the Costs of Preparing and Installing Such System by the Various Counties of This State; and Providing the Time When Such System Shall Be Installed.

Was read the first time and referred to the Committee on State Affairs.

Messrs. Morgan and Williams introduced:

House Bill No. 346. A Bill for an Act Providing That No Scrub, Grade or Mongrel Stallion Shall Be Enrolled and Licensed After April 1, 1935.

Was read the first time and referred to the Committee on Livestock.

Messrs. Aljets and Treffry introduced:

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Aljets introduced:

House Bill No. 348. A Bill for an Act Amending Section 9163 of the Compiled Laws of 1913, Providing for Appeal and Regulating Disposition of Appeals to the District Court From the Justice Court and All Inferior Courts Where Appeal Does Not Now Lie, Direct from Such Courts to the Supreme Court, Except from the County Court.

Was read the first time and referred to the Committee on Judiciary.

Messrs. Schnell and Saumur introduced:

House Bill No. 349. A Bill for an Act Licensing Retail Sellers or Distributors of Cream and Milk, Requiring License Fee, Providing Tax on All Milk and Cream Sold or Dis-

tributed at Retail, With Certain Exceptions, Providing for Inspections of Distributing Agencies, Records to Be Kept, Declaring Any Violation to Be a Misdemeanor, Providing Punishment, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Agriculture.

SEVENTH ORDER OF BUSINESS

Mr. Hurd moved that the absent members be excused.

Which motion prevailed.

Mr. Downey moved the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FORTY-SECOND DAY

House of Representatives,
Bismarek, North Dakota,
February 18, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. Herman J. Mandry, Garrison, N. D.

Roll Call: All members were present except Representatives Child, Fedje and Johnson.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Ninth Day after recess and Fortieth Day and recommend that the same be corrected as follows:

On page 17, line 3 from bottom of page substitute small letter "e" for capital "E" in word "Engrossed."

On page 30, line 16, correct name of Rep. Burgum.

On page 60, in "Courtesies of the Floor" correct spelling of name Thelin.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertsen moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communications were received by the House and read from the desk from:

Mrs. D. J. Gumb, Hope, N. D., and others.
 Floyd E. Logee, Bismarck, N. D., and others.
 Walter E. Vater, Bismarck, N. D., and others.
 Mrs. Mark A. Smith, Barnes County, N. D., and others.
 James Anderson, Shelton, N. D., and others.
 Mrs. Charles Clifford Wells, Fargo, N. D., and others.
 Mrs. Cora Amerland, Fargo, N. D., and others.
 J. W. Fiesler, and others.
 Mrs. R. H. Mattem, McVillage, N. D., and others.
 Roy W. L. Johnson, Mapes, N. D., and others.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed Bill, strike out the figures \$196,722.00 and insert in lieu thereof the figures \$196,222.00.

In line 16, strike out \$2,800.00 and insert in lieu thereof \$2,000.00.

Line 19 strike out the figures \$2,000.00 and insert the figures \$1,300.00.

Line 21 strike out the figures \$1,000.00 and insert the figures \$800.00.

Line 22, strike out the figures \$6,500.00 and insert the figures \$6,000.00.

Line 24, strike out the figures \$3,300.00 and insert the figures \$2,500.00.

Line 31, strike out the figures \$270,122.00 and insert the figures \$267,122.00.

Line 33, strike out the figures \$182,122.00 and insert the figures \$179,122.00.

Line 35, strike out the figures \$3,000.00 and insert the figures \$2,000.00.

Line 36, strike out the words "water system" and insert in lieu thereof "Harrison School Building." And in the same line, strike out figures \$2,500.00 and insert in lieu thereof the figures \$7,500.00.

In line 38, strike out the figures \$2,500.00 and insert in lieu thereof \$2,000.00.

In line 39, strike out the figures \$3,000.00 and insert in lieu thereof \$2,000.00.

In line 44, strike out the figures \$196,722.00 and insert in lieu thereof the figures \$196,222.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out the figures \$221,279.23 and insert in lieu thereof the figures \$213,729.23.

Line 16, strike out the figures \$2,700.00 and insert the figures \$2,000.00.

Line 19, strike out the figures \$2,000.00 and insert the figures \$1,300.00.

Line 22, strike out the figures \$6,000.00 and insert the figures \$5,500.00.

Line 23, strike out the figures \$2,500.00 and insert the figures \$1,700.00.

Line 24 strike out the figures \$3,200.00 and insert the figures \$2,500.00.

Line 26, strike out the figures \$2,500.00 and insert the figures \$1,500.00.

Line 28, strike out the figures \$278,092.00 and insert the figures \$273,692.00.

Line 31, strike out the figures \$198,092.00 and insert the figures \$193,692.00.

Line 35, strike out the figures \$1,000.00 and insert the figures \$250.00.

Line 38, strike out the figures \$800.00 and insert the figures \$400.00.

Line 42, strike out the figures \$7,500.00 and insert the figures \$5,500.00.

Line 45, strike out the figures \$221,279.23 and insert the figures \$213,729.23.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title, strike out the words "new building," and the comma following.

In line 3 of the printed bill, strike out the figures \$220,464.00 and insert in lieu thereof the figures \$130,234.00.

In line 15, strike out the figures \$3,400.00 and insert \$3,000.00.

In line 16, strike out the figures \$2,500.00 and insert \$1,800.00.

In line 24, strike out the figures \$1,700.00 and insert \$1,500.00.

In line 26, strike out the figures \$1,030.00 and insert \$800.00.

In line 27, strike out the figures \$1,500.00 and insert \$1,000.00.

In line 30, strike out the figures \$154,064.00 and insert \$152,034.00.

In line 33, strike out the figures \$124,064.00 and insert \$122,034.00.

Strike out all of lines 39, 40, and 41.

Strike out all of line 50, and in line 51, strike out the figures \$2,000.00 and insert \$1,500.00.

Re-number consecutively, starting with number 8. Change total from \$220,464.00 to read \$130,234.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report;

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out the figures \$75,-175.00 and insert in lieu thereof the figures \$73,125.00.

In line 15 of the printed bill, strike out the figures \$1,200.00 and insert in lieu thereof the figures \$1,000.00.

In line 22 of the printed bill, strike out the figures \$2,250.00 and insert in lieu thereof the figures \$1,800.00.

In line 30 of the printed bill strike out the figures \$109,785.00 and insert in lieu thereof the figures \$109,135.00.

In line 33 strike out the figures \$67,785.00 and insert in lieu thereof the figures \$67,135.00.

In line 36 strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

In line 37 strike out the figures \$2,500.00 and insert in lieu thereof the figures \$2,000.00.

In line 39 strike out the figures \$800.00 and insert in lieu thereof the figures \$600.00.

In line 43 strike out the figures \$1,500.00 and insert in lieu thereof \$1,000.00 Change total from \$75,175 to read \$73,125.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill strike out the figures \$107,369.00 and insert in lieu thereof, \$105,619.00.

In line 16, Sec. 3, strike out the figures \$1,350.00 and insert in lieu thereof \$1,000.00.

In line 22, Sec. 9 strike out the figures \$2,500.00 and insert in lieu thereof \$2,000.00.

In line 28 Sec. 15 strike out the figures \$1,200.00 and insert in lieu thereof \$1,000.

In line 30, Sec. 17, strike out the figures \$100.00 and insert in lieu thereof \$1,000.00.

In line 31 Sec. 18 strike out the figures \$200.00 and insert in lieu thereof \$100.00.

In line 33 strike out the figures \$145,247.00 and insert in lieu thereof \$144,997.00.

In line 36 strike out the figures \$97,747.00 and insert in lieu thereof \$97,497.00.

In line 45, Item 1 strike out the figures \$1,000.00 and insert in lieu thereof \$500.00.

In line 46, item 2 strike out the figures \$500.00 and insert in lieu thereof the figures \$250.00.

In line 47 item 3 strike out the figures \$1,500.00 and insert in lieu thereof the figures \$1,000.00.

In line 52 item 8 strike out the figures \$500.00 and insert in lieu thereof the figures \$250.00.

In line 58 strike out the figures \$107,369.00 and insert in lieu thereof the figures \$105,619.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Text Books May Be Changed in the Schools and Educational Institutions in This State.

Have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title insert the word "basic" after the word "which."

In section 1, line 3, insert the word "Basic" after the word "which."

In section 1, line 8, insert the word "basic" between the words "the" and "text."

And when so amended recommend the same do pass.

G. SHAUSS,
Chairman.

Mr. Meyers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of sections 2 and 3 and renumber section four to section 2.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEORGE ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Have had the same under consideration and recommend that the same be re-referred to Committee on Ways and Means.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 272. A Bill for an Act to Repeal Chapter 7 of the Political Code of the State of North Dakota, as Contained in Section 369, 369a, and 369b of the 1925 Supplement to the Compiled Laws of the State of North Dakota, Creating the State Board of Auditors; Making Appropriations for and Specifying Duties.

Have had the same under consideration and recommend that the same be re-referred to the Committee on State Affairs.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 228. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 254 of the Session Laws of North Dakota for 1933, Relating to and Defining Persons Entitled to Old Age Pensions, and Levying Annual Tax Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 229. A Bill for an Act Providing for the Licensing and Regulation of Billboards, Signs, Placards and Advertising Displays Attached to the Outside of Any Building, Self-Supported Brackets, Jointed Gas-Pipes, on Any Post or Fence, on and Along (or Near) the Public Highways, Streets, Alleys and Public Places in Cities or Villages and Other Conspicuous Places Within the State; Providing for the Collection and Distribution of License Fee and Penalties for the Violation of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 248. A Bill for an Act Making an Appropriation to Pay Compensation to James Boyd for Permanent Disability Resulting from an Accident Occurring to Him While Employed at the State Penitentiary as an Inmate on September 18, 1922, Whereby His Right Eye was Totally Destroyed.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

G. SCHAUSS,
Chairman.

Mr. Neiwoehner moved that the report be adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Noben moved that Senate Bills No. 88 and No. 154 be re-referred to the Committee on Highways and Bridges.

Which motion prevailed.

Mr. Hill moved that House Bills No. 210 and No. 211 be withdrawn from the Committee on Taxes and Tax Laws, and be re-referred to the Committee on Public Printing.

Which motion prevailed.

Mr. Godwin moved that the vote by which Senate Bill No. 3 was declared lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved that Senate Bill No. 3 be placed on the Calendar, as of today.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 149 and House Bill No. 75, in General Orders as of today, be placed at the head of General Orders for tomorrow.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 18, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Also,

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of Rebellion.

Also,

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Also,

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 922, Compiled Laws of 1913, Relating to Posting Notices of Primary Election.

Also,

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

SENATE CONCURRENT RESOLUTION "K"

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Also,

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Also,

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of Rebellion.

Also,

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 922, Compiled Laws of 1913, Relating to Posting Notices of Primary Election.

Also,

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

SENATE CONCURRENT RESOLUTION "K"

And the Speaker signed the same in the presence of the House.

SECOND READING OF HOUSE BILLS

House Bill No. 107. A Bill for an Act to Amend and Re-

enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

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, 75, nays, 33; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Olson, Hettinger
Aljets	Godwin	Olson, Mountrail
Anderson, Bowman	Goodlaxon	Peterson, Bottineau
Anderson, Burke	Graham	Place
Anderson, Sargent	Hanson	Randall
Anfinson	Hill	Ritter
Bailey, Dunn	Holey	Sand
Bauer	Isaak	Saumur
Beggs	Jensen	Savre
Bettenhausen	Kapaun	Schnell
Biberdorf	Keidel	Scholl
Bilden	Kubischta	Seibel
Bjerke	Langford	Schauss
Black	Larson	Shockman
Blaisdell	Lavik	Shurr
Borstad	Levin	Solberg
Brusseau	Moore	Symington
Caddell	Morgan	Thoreson
Dahl, Emmons	McIlraith	Treffry
Dahl, Traill	Mode	Tuff
Dalzell	Myers	Urschel
Dittmer	Niewoehner	Wendland
Erickson, McKenzie	Noben	Williams
Erickson, McLean	Odegard	Wolf
Fjeld	Oglesby	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Norheim
Born	Gilbertson	O'Brien
Brunsdale	Hall	Page
Burgum	Halverson	Parkinson
Burke	Holthusen	Peterson, Cass
Clarke	Holte	Schantz
Cosgriff	Hurd	Smith
Cunningham	Lohrbauer	Stray
Downey	Marks	Thompson
Dullea	Morris	Traynor
Frosaker	Muus	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Hewitt	McLarty
Fedje	Johnson	

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February, 18, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 63.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February, 18, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 104. A Bill for an Act to Prohibit the Employment of Married Women in All State or County Offices, Departments, Bureaus, Boards, and Commissions; and Providing a Penalty Therefor.

Also,

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Also,

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 18, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer for State Park Emergency Conservation Work as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 18, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 18, 1935.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 80, and the Speaker has appointed as a

Conference Committee to act with a like committee from the Senate, Representatives: Page, Wolf and Twichell.

Very respectfully,

WALTER S. MARTIN
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 18, 1935.

Mr. Speaker: I have the honor to request you to return Senate Bill No. 57 to the Senate, same being re-referred to the Senate Committee on State Affairs on February 1, 1935.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 18, 1935.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of the Session Laws of 1929 and Section 487 of the Compiled Laws of 1913, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Which the Senate has requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIRST READING OF SENATE BILLS

Senate Bill No. 104. A Bill for an Act to Prohibit the Employment of Married Women in All State or County Offices, Departments, Bureaus, Boards, and Commissions; and Providing a Penalty Therefor.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace

Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "K"

Was read the first time and adopted.

Mr. Wolf moved the House do not concur in the Senate amendments as to House Bill 80.

Which motion prevailed.

Mr. Wolf moved that the Speaker appoint a Conference Committee consisting of three, to act with a like committee of three from the Senate, to confer on House Bill No. 80.

Which motion prevailed.

The Speaker thereupon appointed Representatives Page, Wolf and Twichell to act on such committee.

Mr. Godwin moved that Senate Bill No. 57 be returned to the Senate.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Noben moved to reconsider the vote by which Senate Bill No. 154 was re-referred to the Committee on Highways and Bridges.

Which motion prevailed.

Mr. Noben moved that Senate Bill No. 156 be re-referred to the Committee on Highways and Bridges and Senate Bill No. 154 be left on the Calendar.

Which motion prevailed.

Mr. Twichell moved that action on Senate Bill No. 18 be deferred until Thursday, February 21st.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Odegard
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Burke	Graham	Olson, Hettinger
Anderson, Sargent	Hall	Olson, Mountrail
Anfinson	Halverson	Page
Bailey, Eddy	Hanson	Parkinson
Bailey, Dunn	Hewitt	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Ritter
Biberdorf	Holte	Sand
Bjerke	Hurd	Savre
Black	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Kapaun	Scholl
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Schauss
Brusseau	Langford	Shockman
Caddell	Larson	Shurr
Clarke	Lavik	Smith
Cosgriff	Levin	Solberg
Cunningham	Lohrbauer	Stray
Dahl, Emmons	Marks	Symington
Dahl, Traill	Morgan	Thompson
Dalzell	Morris	Thoreson
Dittmer	McIlraith	Traynor
Downey	McLarty	Treffry
Dullea	Mode	Tuff
Erickson, McKenzie	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fjeld	Niewoehner	Wendland
Fitzgerald	Noben	Williams
Gessner	Norheim	Mr. Speaker
Gilbertson	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Child	Moore
Bilden	Fedje	Randall
Burgum	Frosaker	Saumur
Burke	Johnson	Wolf

So the bill passed and the title was agreed to.

Mr. Godwin moved that Senate Bill No. 3 be placed at the head of the Calendar.

Which motion prevailed.

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding Court Outside the County in Which the Judges Reside and While Serving on the Supreme Bench, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 62; nays, 42; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Niewoehner
Aljets	Gilbertson	Noben
Anderson, Sargent	Godwin	Norheim
Anfinson	Goodlaxon	Page
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hothusen	Sand
Bjerke	Holte	Schantz
Born	Kapaun	Schnell
Borstad	Keidel	Scholl
Brunsdale	Larson	Seibel
Caddell	Lavik	Schauss
Clarke	Lohrbauer	Shockman
Cosgriff	Morgan	Shurr
Cunningham	Morris	Solberg
Dalzell	McIlraith	Thompson
Dittmer	McLarty	Traynor
Dullea	Mode	Treffry
Fjeld	Muus	Wendland
Fitzgerald	Myers	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hanson	Peterson, Bottineau
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bilden	Hurd	Savre
Black	Isaak	Smith
Blaisdell	Jensen	Stray
Brusseau	Kubischta	Symington
Dahl, Emmons	Langford	Thoreson
Dahl, Traill	Levin	Tuff
Downey	Marks	Twichell

Messrs.	Messrs.	Messrs.
Erickson,McKenzie	Odegard	Urschel
Erickson, McLean	Oglesby	Williams
Frosaker	Olson, Hettinger	Wolf
Graham	Olson, Mountrail	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Child	Moore
Burgum	Fedje	O'Brien
Burke	Johnson	Saumur

So the bill passed and the title was agreed to. The emergency clause was declared lost.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 18, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Also,

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Also,

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of Rebellion.

Also,

Senate Bill No. 72. A Bill for an Act to Amend and Re-

enact Section 922, Compiled Laws of 1913, Relating to Posting Notices of Primary Election.

Also,

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

Also,

SENATE CONCURRENT RESOLUTION "K"

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN
Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 21. 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.

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, 102; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	O'Brien
Anderson, Bowman	Goodlaxon	Odegard
Anderson, Burke	Graham	Oglesby
Anderson, Sargent	Hall	Olson, Hettinger
Anfinson	Halverson	Olson, Mountrail
Bailey, Eddy	Hanson	Page
Bailey, Dunn	Hewitt	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Kapaun	Schnell
Borstad	Keidel	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shockman
Clarke	Lavik	Shurr
Cosgriff	Levin	Smith

Messrs.	Messrs.	Messrs.
Cunningham	Lohrbauer	Solberg
Dahl, Emmons	Marks	Stray
Dahl, Traill	Moore	Symington
Dalzell	Morgan	Thompson
Dittmer	Morris	Thoreson
Downey	McIlraith	Traynor
Dullea	McLarty	Treffry
Erickson, McKenzie	Mode	Tuff
Fjeld	Muus	Twichell
Fitzgerald	Myers	Urschel
Frosaker	Niewoehner	Wendland
Gessner	Noben	Williams
Gilbertson	Norheim	Wolf

Those voting in the negative were:

Messrs.
Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Child	Johnson
Bilden	Erickson, McLean	Parkinson
Burke	Fedje	Saumur
Caddell		

So the bill passed and the title was agreed to.

Mr. Traynor moved that the vote by which Senate Bill No. 21 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

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, 90; nays, 14; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Gilbertson	O'Brien
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Hall	Olson, Hettinger
Anfinson	Halverson	Page
Bailey, Eddy	Hewitt	Parkinson

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Hill	Peterson, Bottineau
Bauer	Holey	Peterson, Cass
Beggs	Holthusen	Ritter
Bettenhausen	Holte	Sand
Biberdorf	Hurd	Savre
Bjerke	Isaak	Schnell
Black	Jensen	Scholl
Blaisdell	Kapaun	Seibel
Born	Keidel	Schauss
Borstad	Kubischta	Shockman
Brunsdale	Langford	Shurr
Brusseau	Larson	Smith
Caddell	Lavik	Solberg
Dahl, Emmons	Levin	Stray
Dahl, Traill	Lohrbauer	Symington
Dalzell	Marks	Thoreson
Dittmer	Moore	Traynor
Downey	Morgan	Treffry
Dullea	Morris	Twichell
Erickson, McKenzie	McIlraith	Urschel
Erickson, McLean	McLarty	Wendland
Fjeld	Mode	Williams
Fitzgerald	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burgum	Hanson	Schantz
Burke	Niewoehner	Thompson
Clarke	Olson, Mountrail	Tuff
Cosgriff	Place	Wolf
Cunningham	Randall	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Frosaker	Muus
Child	Graham	Myers
Fedje	Johnson	Saumur

So the bill passed and the title was agreed to.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 95; nays, 11; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Page
Anfinson	Graham	Parkinson
Bailey, Eddy	Hall	Peterson, Bottineau
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Sand
Bettenhausen	Holey	Saumur
Biberdorf	Holthusen	Savre
Bilden	Hurd	Schantz
Bjerke	Kapaun	Schnell
Black	Keidel	Scholl
Blaisdell	Kubischta	Seibel
Born	Langford	Schauss
Borstad	Larson	Shurr
Brunsdale	Lavik	Smith
Brusseau	Levin	Solberg
Burgum	Lohrbauer	Stray
Burke	Marks	Symington
Clarke	Moore	Thoreson
Cosgriff	Morgan	Traynor
Cunningham	Morris	Treffry
Dahl, Traill	McIlraith	Tuff
Dalzell	McLarty	Twichell
Dittmer	Muus	Urschel
Downey	Myers	Wendland
Dullea	Niewoehner	Wolf
Erickson, McKenzie	Noben	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Caddell	Isaak	Ritter
Dahl, Emmons	Jensen	Shockman
Erickson, McLean	Olson, Hettinger	Williams
Hanson	Olson, Mountrail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Holte	Randall
Fedje	Johnson	Thompson
Gilbertson	Mode	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Mr. Godwin asked the unanimous consent of the House to amend Senate Bill No. "122."

Which request was granted.

Mr. Godwin moved that Senate Bill 122 be amended in Section 2, page 2, line seven by inserting after the word "and" the following words "a resident of North Dakota for five years and".

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, and that Senate Bill "122" be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 18, 1935.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 80, Senators Bonzer, Fowler and Lind.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9, Supplement to the Compiled Laws of 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 106; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Oglesby
Aljets	Gilbertson	Olson, Hettinger
Anderson, Bowman	Godwin	Olson, Mountrail
Anderson, Burke	Goodlaxon	Page
Anderson, Sargent	Graham	Parkinson
Anfinson	Hall	Peterson, Bottineau
Bailey, Eddy	Halverson	Peterson, Cass
Bailey, Dunn	Hanson	Place
Bauer	Hewitt	Randall
Beggs	Hill	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Saumur
Bilden	Hurd	Savre
Bjerke	Isaak	Schantz
Black	Jensen	Schnell
Blaisdell	Kapaun	Scholl

Messrs.	Messrs.	Messrs.
Born	Keidel	Seibel
Borstad	Kubischta	Schauss
Brunsdale	Langford	Shockman
Burgum	Larson	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	McIlraith	Traynor
Dalzell	McLarty	Treffry
Dittmer	Mode	Tuff
Downey	Muus	Twichell
Dullea	Myers	Urschel
Erickson,McKenzie	Niewoehner	Wendland
Erickson, McLean	Norheim	Williams
Fjeld	O'Brien	Wolf
Fitzgerald	Odegard	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.
Brusseau

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Holey	Morris
Fedje	Johnson	Noben

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 101; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Aljets	Godwin	Olson, Hettinger
Anderson,Bowman	Goodlaxon	Page
Anderson, Burke	Graham	Parkinson
Anfinson	Hall	Peterson,Bottineau
Bailey, Eddy	Halverson	Peterson, Cass
Bauer	Hanson	Place
Beggs	Hewitt	Randall
Bettenhausen	Hill	Ritter
Biberdorf	Holey	Saumur

Messrs.	Messrs.	Messrs.
Bilden	Holthusen	Savre
Black	Holte	Schantz
Blaisdell	Isaak	Schnell
Born	Jensen	Scholl
Borstad	Kapaun	Seibel
Brunsdale	Keidel	Schauss
Brusseau	Kubischta	Shockman
Burgum	Langford	Shurr
Burke	Larson	Smith
Caddell	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Muus	Twichell
Dullea	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner	Odegard	

Those voting in the negative were:

Messrs.	Messrs.
Bailey, Dunn	Bjerke

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hurd	Mode
Child	Johnson	Olson, Mountrail
Erickson, McKenzie	Lavik	Sand
Fedje		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19 of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 97; nays, 1; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	O'Brien
Aljets	Goodlaxon	Odegard
Anderson, Bowman	Graham	Oglesby
Anderson, Burke	Hall	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Halverson	Olson, Mountrail
Bailey, Dunn	Hanson	Page
Bauer	Hewitt	Parkinson
Beggs	Hill	Peterson,Bottineau
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holthusen	Place
Bjerke	Hurd	Randall
Black	Isaak	Ritter
Blaisdell	Jensen	Saumur
Born	Kapaun	Savre
Brunsdale	Keidel	Schnell
Brusseau	Kubischta	Scholl
Burgum	Langford	Seibel
Clarke	Larson	Schauss
Cosgriff	Levin	Shockman
Cunningham	Lohrbauer	Smith
Dahl, Emmons	Marks	Solberg
Dahl, Traill	Moore	Stray
Dalzell	Morgan	Symington
Dittmer	Morris	Thompson
Downey	McIlraith	Thoreson
Dullea	McLarty	Treffry
Erickson, McLean	Mode	Tuff
Fedje	Muus	Twichell
Fjeld	Myers	Urschel
Fitzgerald	Niewoehner	Wendland
Frosaker	Noben	Williams
Gessner	Norheim	Mr. Speaker
Gilbertson		

Those voting in the negative were:

Messrs.
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Caddell	Lavik
Anfinson	Child	Sand
Bilden	Erickson,McKenzie	Schantz
Borstad	Holte	Shurr
Burke	Johnson	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 93; nays, 3; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Noben
Aljets	Godwin	Norheim
Anderson, Bowman	Goodlaxon	O'Brien
Anderson, Burke	Graham	Odegard
Bailey, Eddy	Hall	Oglesby
Bailey, Dunn	Halverson	Olson, Hettinger
Bauer	Hanson	Olson, Mountrail
Beggs	Hewitt	Page
Bettenhausen	Hill	Parkinson
Biberdorf	Holey	Peterson, Bottineau
Bjerke	Holthusen	Peterson, Cass
Black	Holte	Place
Blaisdell	Hurd	Randall
Born	Isaak	Ritter
Borstad	Jensen	Saumur
Brunsdale	Kapaun	Savre
Brusseau	Kubischta	Schnell
Burgum	Langford	Scholl
Clarke	Larson	Seibel
Cosgriff	Levin	Schauss
Cunningham	Lohrbauer	Shockman
Dahl, Emmons	Marks	Shurr
Dahl, Traill	Moore	Smith
Dalzell	Morgan	Stray
Dittmer	Morris	Symington
Downey	McIlraith	Thompson
Dullea	McLarty	Thoreson
Erickson, McKenzie	Mode	Twichell
Erickson, McLean	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Treffry	Tuff	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fedje	Sand
Anfinson	Frosaker	Schantz
Bilden	Gilbertson	Solberg
Burke	Johnson	Traynor
Caddell	Keidel	Urschel
Child	Lavik	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SEVENTH ORDER OF BUSINESS

Mr. Cosgriff moved that House Bill No. 182, in General Orders today, be re-referred to the Committee on Judiciary.

Which motion prevailed.

GENERAL ORDERS

Mr. Parkinson moved that the House resolve itself into a Committee of the Whole for the consideration of general orders.

Which motion prevailed.

The Speaker called Mr. Parkinson to the chair and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed Bill strike out the figures \$100,260.00 and insert in lieu thereof the figures \$130,240.00.

In line 12, strike out the figures \$50,320.00 and insert in lieu thereof \$69,800.00.

In line 13, strike out the figures \$10,000.00 and insert in lieu thereof \$12,000.00.

In line 16, strike out the figures \$3,000.00 and insert in lieu thereof \$4,500.00.

In line 17 strike out the figures \$5,000.00 and insert in lieu thereof \$7,500.00.

In line 18, strike out the figures \$6,000.00 and insert in lieu thereof \$7,500.00.

In line 20, strike out the figures \$5,000.00 and insert in lieu thereof \$8,000.00.

In line 22, strike out the figures \$100,260.00 and insert in lieu thereof \$130,240.00.

And when so amended recommend the same do pass.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, line 2, insert the letter "a" after the word "or."

Insert the following period immediately following Line 11, Section 1, "Providing, this Act shall not apply except within five miles of an infected area, where hog cholera has existed, as diagnosed by a person officially authorized to make such diagnosis, and providing further that all rules and regulation pertaining to hog cholera promulgated by the State Live Stock Sanitary Board that do not conflict with the above act shall be in full force and effect.

And when so amended recommend the same do pass.

Also,

House Bill No. 152. A Bill for an Act Providing for the Extermination of Bots in Horses and Mules; Defining Bot Treatment; Prescribing the Duties of Township Boards When Petitioned.

And recommend the adoption of the Standing Committee's amendments as follows:

In the title of bill, strike out the last two words, "When Petitioned" and in lieu thereof insert "and county commissioners when so petitioned."

In line 1, Section 3, strike out period after "Boards" and insert in lieu thereof "or county commissioners."

In line 3, Section 3, insert the word "organized" after the word "any."

In line 4, Section 3, insert after the word "board," "or with the county commissioners in the case of unorganized township."

And recommend that House Bill No. 152 be indefinitely postponed.

Also,

House Bill No. 235. A Bill for an Act to Amend and Re-enact Section 9070 of the 1913 Compiled Laws of the State of North Dakota Relating to Notice to Vacate Premises.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 5, strike out the word "sixty" and insert in lieu thereof the word "fifteen."

And when so amended recommend the same do pass.

Also,

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 201 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 147, Laws of North Dakota for the Year 1931, Relating to the Creation of a Fire Marshal Department.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 9 of the printed bill, strike out the word "six" preceding the word "years" and insert in lieu thereof the word "three," and in the same line following the word "years," strike out the numeral "(6)" and insert in lieu thereof the numeral "(3)," and in line 25 preceding the word "names," strike out the word "three" and insert in lieu thereof the word "five."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2 of title after word "receipts," strike out period and insert a comma, add following, "and providing a penalty for violation thereof, and declaring an emergency.

In Section 2 of the printed bill, in line 3, strike out word "of" and insert in lieu thereof "not more."

Section 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

And the further amendment:

Amend the report of the Standing Committee in Section 2, line 3 after the word "of" insert "not less than \$25.00 and not more than."

And when so amended recommend the same do pass.

Also,

That no action be taken on:

House Bill No. 118. A Bill for an Act Providing for the Protection of the Public Health and Prevention of Fraud and Deception by Prohibiting the Purchase of Cream or Milk Unfit for Buttermaking Purposes; Establishing Grades for Cream and Providing for the Purchase of Cream on the Basis of Grade; Providing for the Necessary Licensing; Regulating the Purchase of Milk or Cream on a Butterfat Basis, Regulating the Maintenance and Operation of Creameries and Cream Stations, and for Other Purposes.

Or,

House Bill No. 212. A Bill for an Act Appropriating Six Thousand Dollars (\$6,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Today.

HOWARD PARKINSON,
Chairman.

Mr. Brunsdale moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer for State Park Emergency Conservation Work as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February, 18, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 8, and Senate Bill No. 76.

Very respectfully,

F. E. TUNELL,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

Mr. Moore moved that House Bill No. "118" be re-referred to the Committee on Public Health.

Which motion prevailed.

Mr. Morgan moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

W. H. Clemens, Fargo, N. D.; Henry G. Owen, Grand Forks, N. D.; Chief J. W. Southerland, Fargo, N. D.; Jim O'Leary, Minot, N. D.; H. H. Gilliland, Devils Lake, N. D.; Noel Tharalson, Devils Lake, N. D.; Mrs. J. C. Eaton, Fargo, N. D.; C. F. Ferris, Lakota, N. D.; G. G. Gardner, Jamestown, N. D.; Mr. and Mrs. Geo. Stiles, Valley City, N. D.; Dr. O. Haroldson, Minot, N. D.; W. H. Francis, Velva, N. D.; Mrs. Walter S. Martin, Fessenden, N. D.; Henry Kroeger, Youngtown, N. D.; Fred Krueger, Youngtown, N. D.; I. H. Iverson, Minot, N. D.; Alfred Shirley, Minot, N. D.; E. A. Shirley, Minot, N. D.; Clifford Leet, Forbes, N. D.; Verner Fitzgerald, Merricourt, N. D.; Mrs. A. J. McInnus, Fargo, N. D.; Jacob Frank, Burnstad, N. D.; Henry Schmitt, Wishek, N. D.; Gust Scholl, Mercer, N. D.; August Krein, Goodrich, N. D.

FORTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
February 19, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. Herman J. Mandry, Garrison, N. D.

Roll Call: All members were present except Representatives Caddell, Hewitt, Keidel, Schantz, Solberg and Traynor.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth Day after recess and the forty-second day and recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Communication were received by the House and read from the desk from:

- O. C. Ellingson, Bismarck, N. D., and others.
- G. Adolph Johns, Bismarck, N. D., and others.
- Mrs. Nellie Cooke, Gladstone, N. D., and others.
- E. N. Pennington, Barney, N. D., and others.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

And find the same correctly re-engrossed.

Also,

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 201 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 147, Laws of North Dakota for the Year 1931, Relating to the Creation of a Fire Marshal Department.

Also,

House Bill No. 235. A Bill for an Act to Amend and Re-enact Section 9070 of the 1913 Compiled Laws of the State of North Dakota Relating to Notice to Vacate Premises.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: The Minority of Your Committee on Appropriations to whom was referred:

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
F. D. HURD,
M. H. HOLTE,
J. M. THOMPSON,
GEO. H. SAUMUR,
F. W. ERICKSON,
OLE G. FROSAKER,
O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: The Majority of Your Committee on Appropriations to whom was referred:

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Have had the same under consideration and recommend that the same do pass.

E. D. SYMINGTON,
MATT DAHL,
G. WENDLAND,
ARLO E. BEGGS,
C. H. MORGAN,
CARL ANFINSON,
BEN FEDJE,
W. S. PLACE,
A. J. McLARTY,
ROY SCHNELL,
E. J. MARKS.

Mr. Dahl of Emmons moved as a substitute motion that the report of the majority of the Committee on Appropriations as to House Bill No. 185, be adopted.

A roll call was demanded and granted.

ROLL CALL

The question being on the substitute motion of Mr. Dahl of Emmons to adopt the report of the majority of the Committee on Appropriations as to House Bill No. 185, the roll was called and there were ayes, 60; nays, 49; absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Place
Aljets	Hanson	Ritter
Anderson, Bowman	Hill	Sand
Anderson, Burke	Holey	Schnell
Anfinson	Isaak	Scholl
Bailey, Dunn	Jensen	Seibel
Bauer	Kubischta	Schauss
Beggs	Larson	Shockman
Bettenhausen	Marks	Shurr
Biberdorf	Moore	Solberg
Bilden	Morgan	Stray
Bjerke	McIlraith	Symington

Messrs.	Messrs.	Messrs.
Born	McLarty	Thoreson
Borstad	Mode	Treffry
Brusseau	Myers	Tuff
Child	Noben	Urschel
Dahl, Emmons	Odegard	Wendland
Dahl, Traill	Olson, Hettinger	Williams
Dittmer	Olson, Mountrail	Wolf
Erickson, McLean	Peterson, Bottineau	Mr. Speaker
Fedje		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Frosaker	Lohrbauer
Bailey, Eddy	Gessner	Morris
Black	Gilbertson	Muus
Blaisdell	Goodlaxon	Niewoehner
Brunsdale	Graham	Norheim
Burgum	Hall	O'Brien
Burke	Halverson	Oglesby
Clarke	Hewitt	Page
Cosgriff	Holthusen	Peterson, Cass
Cunningham	Holte	Randall
Dalzell	Hurd	Saumur
Downey	Johnson	Savre
Dullea	Kapaun	Smith
Erickson, McKenzie	Langford	Thompson
Fjeld	Lavik	Traynor
Fitzgerald	Levin	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Parkinson	Schantz
Keidel		

So the substitute motion of Mr. Dahl of Emmons prevailed.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

HOUSE CONCURRENT RESOLUTION NO. "A-12"

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved the adoption of House Concurrent Resolution No. "A-12."

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

HOUSE CONCURRENT RESOLUTION A-13

A Concurrent Resolution, Providing for the Amendment of Section 158 of Article 9 of the Constitution of North Dakota as Amended by Article 13 of the Amendments Thereof, Relating to School and Public Lands.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 183. A Bill for an Act to Repeal Sections 924, 925, 926, and 927 of the Compiled Laws for the Year 1913, as Section 927 is Amended by Chapter 213 of the Session Laws of 1923, and as Found in Section 927a1 and 927a2, Relating to Publicity Pamphlet and the Publication and Distribution Thereof.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 187. A Bill for an Act to Provide for a Crop Production Lien to Secure the Payment of Fuel and Lubrication Furnished to Owners and Tenants of Farm Lands for Use in Farm Tractors Used in Planting and Harvesting Crops or Both.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 237. A Bill for an Act Prohibiting Establishment of Road-houses Within the State of North Dakota and Requiring Present Road-houses to Cease Operation After Six (6) Months; Penalty.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 205. A Bill for an Act Fixing Minimum Wage to Be Paid for Common Labor Employed in Public Work by the State, County, City, Village or Other Municipality or Political Sub-division of the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 209. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to Time and Place of Holding City Election, When Polls Shall Open and Close, Notice of Election, Publication of Same, and Providing When no Election Shall Be Held. Repealing All Acts in Conflict Therewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the Title of the Bill, in line 4, after the word "same," strike out the words "and providing when no election shall be held."

In line 13 of the printed Bill, after the word "therein," strike out the balance of that Section.

And when so amended recommend the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 223. A Bill for an Act Fixing the Qualifications of All Persons Elected or Appointed to the Office of County Commissioner.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 224. A Bill for an Act Defining the Public Offense of Wilfully Giving a False Fire Alarm, Providing Punishment Therefor, and Creating Liability for All Damages Sustained by Reason of Such False Alarm.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 225. A Bill for an Act to Amend and Re-enact Chapter 116 of the Laws of 1933 Being Amended and Re-enacted by Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft; Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Corporations Other Than Municipal made the following report:

Mr. Speaker: Your Committee on Corporations Other Than Municipal to whom was referred:

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163A4 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Have had the same under consideration and recommend that the same do pass.

O. F. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 232. A Bill for an Act Relating to Election of County Superintendents of Schools by Qualified Electors of the County Residing Outside of the Independent and Special School Districts; Prohibiting Certain Electors to Vote Upon the Question; Repealing All Acts or Parts of Acts in Conflict.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 852 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1, Chapter 150 of the Session Laws of 1915; Providing for a Primary Election to Be Held on the Last Tuesday in June in Years in Which General Elections Occur; Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 245. A Bill for an Act Providing That County Commissioners Shall Employ Local Physicians, Chiropractors or Osteopaths When Practicable in Treatment of Indigent Persons and Relating to Compensation Therefor.

Have had the same under consideration and recommend that the same do pass.

C. H. MORGAN,
Chairman.

Mr. Lohrbaur moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 252. A Bill for an Act Granting Certain Powers to the Governing Boards of Cities and Villages.

Have had the same under consideration and recommend that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Schantz moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 254. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 166 Session Laws of 1929 Relating to Refunds of Motor Vehicle Fuel Taxes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 257. A Bill for an Act Providing That Necessary Dental Services Be Furnished by Each County in This State to All Indigent Resident Children of the State Under Fifteen Years of Age; and Providing the Requirements and Information Which Shall Be Furnished the Board of County Commissioners, and That the County Commissioners Shall Determine Eligibility for Such Services, and That the Same Shall Be Paid Out of the General Funds of the County. Repealing All Laws in Conflict Herewith and Declaring This Act to Be an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. MORGAN,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 260. A Bill for an Act to Regulate, License and Inspect the Manufacturing, Wrapping, Transportation, Delivery and Sale of Bakery Foods and Products Intended for Human Consumption; Requiring Physical Examination of Persons Engaged Therein; Requiring the Licensing of Every Bakery and Independent Distributor and Bakery Products Establishment, and Delivery and Transportation Vehicles, or Other Means of Transportation and Delivery; Providing Penalties for the Violation of the Provisions of This Act and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. MORGAN,
Chairman.

Mr. Lohrbauer moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 2202 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Giving Notice of the Expiration of the Period of Redemption on Property Forfeited to the County at Tax Sales, Issuance of Tax Deeds to County and Sale by County of Property Acquired by Tax Deed, as Said Section is Amended by Chapter 226 of the Session Laws of 1927 Insofar as it Relates to Sub-division 6 of Said Amended Chapter.

Have had the same under consideration and recommend that the same be amended as follows:

On page two, line 14 of the printed Bill after the word "sold." Add the following: "and by publishing a notice of such sale in the official newspaper of the county, such notice to be published once at least two weeks prior to such sale."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Have had the same under consideration and recommend that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Hewitt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Have had the same under consideration and recommend that the same be amended as follows:

In line 33, page 12 after the word "the" insert the word "bureau" and strike out the words "unsuccessful party" and in line 34 preceding the word "attorney" insert the word "claimants." After the word "person" in line 4, Section 7 insert the words "In a Hazardous Employment As Herein

Defined." In line 25 on page 7 strike out the words "including sent for office of the Bureau." On line 8, page 5 strike out the word "thirty" and insert "sixty." On page 6, line 38 correct the spelling of the word "mortality" and on line 38 after the word "with" strike out the balance of the paragraph down to and including all of line 41.

And when so amended, recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 5, of Chapter 79 of the Session Laws of 1913.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Carl Anfinson moved that the report be adopted.

Mr. Godwin moved as a substitute motion to the report of the Committee on Ways and Means as to House Bill No. 266, that further consideration of the bill be indefinitely postponed.

Which motion prevailed.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Have had the same under consideration and recommend that the same do pass.

WM. H. BETTENHAUSEN,
Chairman.

Mr. Isaac moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION NO. "M"

A Concurrent Resolution Providing for the Amendment of Section 156 of Article 9 of the Constitution of North Dakota, Relating to Investment of Funds Arising from the Sale, Rental and Disposal of School and University Lands.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION NO. "R"

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved the adoption of Senate Concurrent Resolution "R."

Which motion prevailed.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 97. A Bill for an Act Relating to Refunding Special Improvement Warrants, Repealing Chapter 195 of the Session Laws of North Dakota for 1927 as Amended and Re-enacted by Chapter 178 of the Session Laws of North Dakota for 1929 and All Other Acts in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as amended by the Senate.

L. C. ODEGARD,
Chairman.

Mr. Hewitt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Irrigation and Drainage made the following report:

Mr. Speaker: Your Committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Governor and Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2, of the title, strike out the words "Governor and"; in line 12, Section 2, strike out the words "Governor and."

And when so amended recommend that the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Scholl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Irrigation and Drainage made the following report:

Mr. Speaker: Your Committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Exempt from Taxation All Inundated Land Upon Which the Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Providing That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Scholl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Irrigation and Drainage made the following report:

Mr. Speaker: Your Committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Scholl moved that the report be adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Beggs moved that House Bill No. 57, on the calendar as of today, be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Godwin moved that consideration of House Bill No. 59, in General Orders as of today, be placed in General Orders as of the Forty-Fifth Legislative Day.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 19, 1935.

Mr. President: I have the honor to return

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Also,

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 19, 1935.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION NO. T

Which the House has adopted.

Also,

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding Court Outside the County in Which the Judges Reside and While Serving on the Supreme Bench, and Declaring an Emergency.

Also,

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

Also,

Senate Bill No. 21. 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.

Also,

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

Also,

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Also,

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19 of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Which the House has passed unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 19, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer for State Park Emergency Conservation Work as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

Which the Speaker has signed.

Also transmit:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 92; nays, 4; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Aljets	Godwin	Olson, Hettinger
Anderson, Bowman	Goodlaxon	Olson, Mountrail
Anderson, Burke	Halverson	Page
Anfinson	Hanson	Peterson, Bottineau
Bailey, Eddy	Hill	Place
Bauer	Holey	Randall
Beggs	Holthusen	Ritter
Bettenhausen	Holte	Sand
Biberdorf	Isaak	Saumur
Bjerke	Jensen	Savre
Black	Johnson	Schnell
Born	Kapaun	Scholl
Borstad	Kubischta	Seibel
Brunsdale	Larson	Schauss
Brusseau	Levin	Shockman
Burgum	Lohrbauer	Shurr
Burke	Marks	Smith
Child	Moore	Solberg
Cosgriff	Morgan	Stray
Cunningham	Morris	Symington
Dahl, Emmons	McIlraith	Thompson
Dahl, Traill	McLarty	Thoreson
Dalzell	Mode	Treffry
Dittmer	Muus	Tuff
Downey	Myers	Twichell
Erickson, McKenzie	Niewoehner	Wendland
Erickson, McLean	Noben	Williams
Fedje	Norheim	Wolf
Fjeld	O'Brien	Mr. Speaker
Frosaker	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gessner	Langford	Traynor
Hurd		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Dullea	Lavik
Bailey, Dunn	Fitzgerald	Parkinson

Messrs.	Messrs.	Messrs.
Bilden	Graham	Peterson, Cass
Blaisdell	Hall	Schantz
Caddell	Hewitt	Urschel
Clarke	Keidel	

So the bill passed and the title was agreed to.

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 98; nays, 1; absent and not voting 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Halverson	Page
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Place
Bettenhausen	Hill	Ritter
Biberdorf	Holey	Sand
Bilden	Holthusen	Saumur
Bjerke	Hurd	Savre
Black	Isaak	Schnell
Born	Jensen	Scholl
Borstad	Johnson	Seibel
Brunsdale	Kapaun	Schauss
Brusseau	Kubischta	Shockman
Burke	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Thompson
Dahl, Emmons	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker
Frosaker	Norheim	

Those voting in the negative were:

Messrs.

Symington

Absent and not voting:

Messrs.

Anderson, Sargent
Bailey, Dunn
Blaisdell
Burgum
Caddell

Messrs.

Fitzgerald
Hall
Holte
Keidel
Morris

Messrs.

Parkinson
Peterson, Cass
Randall
Schantz

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 69; nays, 35; absent and not voting, 8; and 1 pass.

Those voting in the affirmative were:

Messrs.

Adam
Aljets
Anderson, Bowman
Anderson, Burke
Anderson, Sargent
Anfinson
Bailey, Dunn
Bauer
Beggs
Bettenhausen
Biberdorf
Bilden
Bjerke
Born
Borstad
Brusseau
Child
Dahl, Emmons
Dahl, Trail
Downey
Erickson, McLean
Fedje
Fitzgerald

Messrs.

Gessner
Godwin
Goodlaxon
Hanson
Hill
Holey
Isaak
Jensen
Kubischta
Larson
Levin
Marks
Moore
Morgan
McIlraith
McLarty
Mode
Myers
Niewoehner
Noben
Odegard
Olson, Hettinger
Olson, Mountrail

Messrs.

Peterson, Bottineau
Place
Randall
Ritter
Sand
Savre
Schnell
Scholl
Seibel
Schauss
Shockman
Shurr
Solberg
Stray
Symington
Thoreson
Treffry
Tuff
Urschel
Wendland
Williams
Wolf
Mr. Speaker

Those voting in the negative were:

Messrs.

Bailey, Eddy
Black

Messrs.

Gilbertson
Graham

Messrs.

Muus
Norheim

Messrs.	Messrs.	Messrs.
Blaisdell	Hall	O'Brien
Brunsdale	Halverson	Oglesby
Clarke	Hewitt	Page
Cosgriff	Holthusen	Peterson, Cass
Cunningham	Holte	Saumur
Dalzell	Kapaun	Smith
Dittmer	Langford	Thompson
Dullea	Lavik	Traynor
Erickson,McKenzie	Lohrbauer	Twichell
Fjeld	Morris	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Frosaker	Parkinson
Burke	Johnson	Schantz
Caddell	Keidel	

Passed:

Messrs.
Hurd

So the bill passed and the title was agreed to.

Mr. Traynor: I wish to explain my vote and have my explanation recorded in the Journal.

The Workmen's Compensation Bureau should have its necessary appropriation, but I vote "no" on this bill because I consider this appropriation nothing more than a steal.

There has been a person from my county recently appointed on this Bureau, and there are some who think I should support the measure for that reason. I wouldn't consider a steal, even if every member on the Bureau were from Ramsey County.

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 63; nays, 41; absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Muus
Anderson, Sargent	Gilbertson	Myers
Anfinson	Godwin	Niewoehner
Bailey, Eddy	Goodlaxon	Noben
Bjerke	Graham	Norheim
Black	Hall	Oglesby
Blaisdell	Halverson	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Born	Hewitt	Peterson, Cass
Borstad	Holey	Ritter
Brunsdale	Holthusen	Sand
Child	Holte	Savre
Clarke	Hurd	Shockman
Cosgriff	Kapaun	Solberg
Cunningham	Langford	Symington
Downey	Moore	Thompson
Dullea	Larson	Thoreson
Erickson,McKenzie	Lavik	Treffry
Fedje	Morgan	Tuff
Fjeld	Morris	Twichell
Fitzgerald	McIlraith	Urschel
Frosaker	McLarty	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Hanson	Place
Anderson, Burke	Hill	Randall
Bailey, Dunn	Isaak	Saumur
Bauer	Jensen	Schnell
Beggs	Kubischta	Scholl
Bettenhausen	Levin	Seibel
Biberdorf	Lohrbauer	Schauss
Bilden	Marks	Shurr
Brusseau	Mode	Smith
Dahl, Emmons	O'Brien	Stray
Dahl, Traill	Odegard	Williams
Dalzell	Olson, Mountrail	Wolf
Dittmer	Page	Mr. Speaker
Erickson, McLean	Peterson,Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Caddell	Parkinson
Burgum	Johnson	Schantz
Burke	Keidel	Traynor

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 112 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Smith: I wish to explain my vote.

The amendment which was added to the bill defeats its original purpose and makes it meaningless; and I therefore vote "no."

House Bill No. 235. A Bill for an Act to Amend and Re-enact Section 9070 of the 1913 Compiled Laws of the State of North Dakota Relating to Notice to Vacate Premises.

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, 96; nays, 4; absent and not voting 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Gessner	O'Brien
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Peterson, Cass
Beggs	Hewitt	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Isaak	Saumur
Black	Johnson	Savre
Blaisdell	Kapaun	Schnell
Born	Kubischta	Scholl
Borstad	Langford	Seibel
Brunsdale	Larson	Schauss
Brusseau	Lavik	Shurr
Burgum	Lohrbauer	Solberg
Child	Marks	Stray
Clarke	Moore	Symington
Cosgriff	Morgan	Thompson
Cunningham	Morris	Thoreson
Dahl, Emmons	McIlraith	Treffry
Dahl, Traill	McLarty	Tuff
Dalzell	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Downey	Page	Smith
Hurd		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burke	Holte	Schantz
Caddell	Jensen	Shockman
Dittmer	Keidel	Traynor
Fjeld	Levin	Wolf
Frosaker		

So the bill passed and the title was agreed to.

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 201 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 147, Laws of North Dakota for the Year 1931, Relating to the Creation of a Fire Marshal Department.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 30; nays, 73; absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Dullea	Holte
Bailey, Eddy	Fjeld	Lavik
Bilden	Fitzgerald	Lohrbauer
Black	Frosaker	Moore
Blaisdell	Gilbertson	Morris
Born	Goodlaxon	Muus
Brunsdale	Graham	Niewoehner
Clarke	Halverson	O'Brien
Cosgriff	Hewitt	Peterson, Cass
Cunningham	Holthusen	Twichell

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Holey	Place
Anderson, Bowman	Hurd	Randall
Anderson, Burke	Jensen	Ritter
Anderson, Sargent	Johnson	Sand
Anfinson	Kapaun	Savre
Bailey, Dunn	Kubischta	Schnell
Bauer	Langford	Scholl
Beggs	Larson	Seibel
Bettenhausen	Levin	Schauss
Biberdorf	Marks	Shockman
Bjerke	Morgan	Shurr
Borstad	McIlraith	Smith
Brusseau	McLarty	Stray
Child	Mode	Symington
Dahl, Emmons	Myers	Thompson
Dahl, Traill	Noben	Thoreson
Dalzell	Norheim	Traynor
Downey	Odegard	Treffry
Erickson, McLean	Oglesby	Tuff
Fedje	Olson, Hettinger	Urschel
Gessner	Olson, Mountrail	Wendland
Godwin	Page	Williams
Hall	Parkinson	Wolf
Hanson	Peterson, Bottineau	Mr. Speaker
Hill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Erickson, McKenzie	Saumur
Burke	Isaak	Schantz
Caddell	Keidel	Solberg
Dittmer		

So the bill was lost.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 19, 1935.

Mr. Speaker: I have the honor to return herewith:

HOUSE CONCURRENT RESOLUTION "A-6"

Which the Senate has adopted unchanged.

Also,

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

Which the Senate has passed unchanged.

Also transmit:

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 19, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

Which the Senate as amended as follows:

Strike out the period after the word "ice cream" at the end of the title, insert a comma and the following language: "Providing Penalty for Violation Hereof and Declaring an Emergency."

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved that the House concur in the Senate amendments to House Bill No. 131.

Which motion prevailed.

Mr. Brunsdale moved that the rules be suspended, and that House Bill No. 131 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

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, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Mountrail
Anderson, Burke	Goodlaxon	Page
Anderson, Sargent	Graham	Parkinson
Anfinson	Hall	Peterson, Bottineau
Bailey, Eddy	Halverson	Peterson, Cass
Bailey, Dunn	Hanson	Place
Bauer	Hewitt	Randall
Beggs	Hill	Ritter
Bettenhausen	Holey	Sand
Biberdorf	Holthusen	Saumur
Bilden	Hurd	Savre
Bjerke	Johnson	Schnell
Black	Kapaun	Scholl
Blaisdell	Kubischta	Seibel

Messrs.	Messrs.	Messrs.
Born	Langford	Schauss
Borstad	Larson	Shockman
Brunsdale	Lavik	Shurr
Brusseau	Levin	Smith
Burgum	Lohrbauer	Stray
Burke	Marks	Symington
Child	Moore	Thompson
Clarke	Morgan	Thoreson
Cosgriff	Morris	Traynor
Cunningham	McIlraith	Treffry
Dahl, Emmons	McLarty	Tuff
Dahl, Traill	Muus	Twichell
Dalzell	Myers	Urschel
Downey	Niewoehner	Wendland
Dullea	Noben	Williams
Erickson, McKenzie	Norheim	Wolf
Fjeld	O'Brien	Mr. Speaker
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Holte	Mode
Dittmer	Isaak	Olson, Hettinger
Erickson, McLean	Jensen	Schantz
Fedje	Keidel	Solberg
Frosaker		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 19, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 8. A Bill For an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof."

Which the Senate has amended as follows:

On page 2, line 9, Section 8, strike out the word "without" and insert the words "upon passing a satisfactory."

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Morris moved that the House concur in the Senate amendments to House Bill No. 8.

Which motion prevailed.

Mr. Niewoehner moved that the rules be suspended, and that House Bill No. 8 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 8. A Bill For an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropraxy, to Create a State Board of Chiropraxy, to Provide for the Examination and Licensing of Chiropraxists and Providing Penalties for the Violation Thereof."

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, 95; nays, 1; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Norheim
Aljets	Fjeld	O'Brien
Anderson, Bowman	Fitzgerald	Odegard
Anderson, Burke	Frosaker	Oglesby
Anderson, Sargent	Gessner	Olson, Hettinger
Anfinson	Gilbertson	Olson, Mountrail
Bailey, Eddy	Godwin	Page
Bailey, Dunn	Goodlaxon	Parkinson
Bauer	Graham	Peterson, Bottineau
Beggs	Hall	Peterson, Cass
Bettenhausen	Halverson	Place
Biberdorf	Hanson	Ritter
Bilden	Hewitt	Sand
Bjerke	Holey	Savre
Black	Hurd	Schnell
Blaisdell	Isaak	Schauss
Born	Johnson	Shockman
Borstad	Kapaun	Shurr
Brunsdale	Kubischta	Smith
Brusseau	Langford	Symington
Burgum	Larson	Thompson
Burke	Lavik	Thoreson
Child	Levin	Traynor
Clarke	Lohrbauer	Treffry
Cosgriff	Marks	Tuff
Cunningham	Moore	Twichell
Dahl, Traill	McIlraith	Urschel
Dalzell	McLarty	Wendland
Dittmer	Muus	Williams
Downey	Myers	Wolf
Dullea	Niewoehner	Mr. Speaker
Erickson, McKenzie	Noben	

Those voting in the negative were:

Messrs.
Morgan

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Jensen	Schantz
Dahl, Emmons	Keidel	Scholl
Fedje	Morris	Seibel
Hill	Mode	Solberg
Holthusen	Randall	Stray
Holte	Saumur	

So the bill passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 19, 1935

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 131.

Also, House Bill No. 8.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 91; nays, 5; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Niewoehner
Aljets	Frosaker	Noben
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Gilbertson	O'Brien
Anderson, Sargent	Godwin	Odegard
Anfinson	Goodlaxon	Oglesby
Bailey, Eddy	Graham	Olson, Hettinger
Bailey, Dunn	Halverson	Parkinson
Bauer	Hewitt	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holey	Place
Biberdorf	Holthusen	Ritter
Bjerke	Holte	Saumur
Black	Hurd	Savre
Blaisdell	Isaak	Schnell
Born	Jensen	Seibel
Borstad	Johnson	Schauss
Brusseau	Kubischta	Shockman
Burgum	Langford	Shurr
Burke	Larson	Symington
Child	Lavik	Thompson
Clarke	Levin	Thoreson
Cosgriff	Lohrbauer	Traynor
Dalzell	Marks	Treffry
Dittmer	Moore	Tuff
Downey	Morgan	Urschel
Erickson, McKenzie	McIlraith	Wendland
Erickson, McLean	Mode	Williams
Fedje	Muus	Wolf
Fjeld	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dahl, Traill	Kapaun	Page
Hanson	Morris	Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Hall	Schantz
Brunsdale	Keidel	Scholl
Caddell	McLarty	Solberg
Cunningham	Olson, Mountrail	Stray
Dahl, Emmons	Randall	Twichell
Dullea	Sand	

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

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, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Hall	Page
Anfinson	Halverson	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Holey	Place
Beggs	Holthusen	Randall
Bettenhausen	Holte	Ritter
Biberdorf	Hurd	Sand
Bilden	Isaak	Saumur
Bjerke	Jensen	Savre
Black	Johnson	Schnell
Blaisdell	Kapaun	Seibel
Born	Langford	Schauss
Brusseau	Larson	Shockman
Burke	Lavik	Shurr
Child	Levin	Smith
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Borstad	Graham	Noben
Brunsdale	Hewitt	Schantz
Burgum	Keidel	Scholl
Caddell	Kubischta	Solberg
Cunningham	McLarty	Traynor
Dullea		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

GENERAL ORDERS

Mr. Gilbertson moved that the House resolve itself into

a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Gilbertson to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration

House Bill No. 149. A Bill for an Act Relating to the Foreclosure of Chattel Mortgages and Conditional Sales Contracts, and Prohibiting the Entry of Deficiency Judgments in Connection Therewith.

And recommend the adoption of the Standing Committee amendments as follows:

At the end of Section 1, insert the following:

Provided, however, that this act shall not apply to any obligation held by or guaranteed to the Federal government or any of its agencies.

And recommend that the same be indefinitely postponed.

Also,

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

And do recommend the adoption of the Standing Committee's amendments as follows:

In line 2, page 2, of the act, strike out the word "redemption" and insert in lieu thereof the word "rendering."

Before the word "that" in line 2 insert the following: "It shall be unlawful for any court in this state to entertain a cause of action based upon a note or other evidence of debt, or promise, agreement, or obligation to pay money given, taken, or entered into in connection with, or growing out of, a loan upon real estate security, or a purchase of real estate in this state, and."

In line 1, Section 2, strike out the capital letter "T" and in lieu thereof insert a small letter "t."

Amend the report of the Standing Committee as follows: In that portion of the report of the Standing Committee, in line twenty-one after the figures "two" insert the words "Section three"; also, strike out lines twenty-eight and twenty-nine.

Also, on page three, Section four, line three of the printed bill, strike out the word "never" and insert in lieu thereof the word "nevertheless."

Amend the engrossed bill as follows: At the beginning of line 1 of the title insert the word "For" preceding the word "an."

And recommend that the same be indefinitely postponed.

Also,

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed Bill, strike out the figures \$196,722.00 and insert in lieu thereof the figures \$196,222.00.

In line 16, strike out \$2,800.00 and insert in lieu thereof \$2,000.00.

Line 19 strike out the figures \$2,000.00 and insert the figures \$1,300.00.

Line 21 strike out the figures \$1,000.00 and insert the figures \$800.00.

Line 22, strike out the figures \$6,500.00 and insert the figures \$6,000.00.

Line 24, strike out the figures \$3,300.00 and insert the figures \$2,500.00.

Line 31, strike out the figures \$270,122.00 and insert the figures \$267,122.00.

Line 33, strike out the figures \$182,122.00 and insert the figures \$179,122.00.

Line 35, strike out the figures \$3,000.00 and insert the figures \$2,000.00.

Line 36, strike out the words "water system" and insert in lieu thereof "Harrison School Building." And in the same line, strike out figures \$2,500.00 and insert in lieu thereof the figures \$7,500.00.

In line 38, strike out the figures \$2,500.00 and insert in lieu thereof \$2,000.00.

In line 39, strike out the figures \$3,000.00 and insert in lieu thereof \$2,000.00.

In line 44, strike out the figures \$196,722.00 and insert in lieu thereof the figures \$196,222.00.

And when so amended recommend the same do pass.

Also,

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the figures \$221,279.00 and insert in lieu thereof the figures \$213,729.23.

Line 16, strike out the figures \$2,700.00 and insert the figures \$2,000.00.

Line 19, strike out the figures \$2,000.00 and insert the figures \$1,300.00.

Line 22, strike out the figures \$6,000.00 and insert the figures \$5,500.00.

Line 23, strike out the figures \$2,500.00 and insert the figures \$1,700.00.

Line 24, strike out the figures \$3,200.00 and insert the figures \$2,500.00.

Line 26, strike out the figures \$2,500.00 and insert the figures \$1,500.00.

Line 28, strike out the figures \$278,092.00 and insert the figures \$273,692.00.

Line 31, strike out the figures \$198,092.00 and insert the figures \$193,692.00.

Line 35, strike out the figures \$1,000.00 and insert the figures \$250.00.

Line 38, strike out the figures \$800.00 and insert the figures \$400.00.

Line 42, strike out the figures \$7,500.00 and insert the figures \$5,500.00.

Line 45, strike out the figures \$221,279.23 and insert the figures \$213,729.23.

And when so amended recommend the same do pass.

Also,

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2 of the title, strike out the words "new building," and the comma following.

In line 3 of the printed bill, strike out the figures \$220,464.00 and insert in lieu thereof the figures \$130,234.00.

In line 15, strike out the figures \$3,400.00 and insert \$3,000.00.

In line 16, strike out the figures \$2,500.00 and insert \$1,800.00.

In line 24, strike out the figures \$1,700.00 and insert \$1,500.00.

In line 26, strike out the figures \$1,030.00 and insert \$800.00.

In line 27, strike out the figures \$1,500.00 and insert \$1,000.00.

In line 30, strike out the figures \$154,064.00 and insert \$152,034.00.

In line 33, strike out the figures \$124,064.00 and insert \$122,034.00.

Strike out all of lines 39, 40, and 41.

Strike out all of line 50, and in line 51, strike out the figures \$2,000.00 and insert \$1,500.00.

Re-number consecutively, starting with number 8. Change total from \$220,464.00 to read \$130,234.00.

And when so amended recommend the same do pass.

Also,

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the figures \$107,369.00 and insert in lieu thereof \$105,619.00.

In line 16, Sec. 3, strike out the figures \$1,350.00 and insert in lieu thereof \$1,000.00.

In line 22, Sec. 9, strike out the figures \$2,500.00 and insert in lieu thereof \$2,000.00.

In line 28, Sec. 15, strike out the figures \$1,200.00 and insert in lieu thereof, \$1,000.00.

In line 30, Sec. 17, strike out the figures \$100.00 and insert in lieu thereof \$1,000.00.

In line 31, Sec. 18, strike out the figures \$200.00 and insert in lieu thereof \$100.00.

In line 33, strike out the figures \$145,247.00 and insert in lieu thereof \$144,997.00.

In line 36, strike out the figures \$97,747.00 and insert in lieu thereof \$97,497.00.

In line 45, item 1, strike out the figures \$1,000.00, and insert in lieu thereof \$500.00.

In line 46, item 2, strike out the figures \$500.00 and insert in lieu thereof the figures \$250.00.

In line 47, item 3, strike out the figures \$1,500.00 and insert in lieu thereof the figures \$1,000.00.

In line 52, item 8, strike out the figures \$500.00 and insert in lieu thereof the figures \$250.00.

In line 58, strike out the figures \$107,369.00 and insert in lieu thereof the figures \$105,619.00.

And when so amended recommend the same do pass.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Text Books May Be Changed in the Schools and Educational Institutions in This State.

And recommend the adoption of the Standing Committee's amendments as follows:

In the second line of the title insert the word "basic" after the word "which."

In Section 1, line 3, insert the word "basic" after the word "which."

In Section 1, line 8, insert the word "basic" between the words "the" and "text."

And the further amendment:

In line one of the title, after the word "Section," insert the figures and words "1 of Chapter."

And when so amended recommend the same do pass.

Also,

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of sections 2 and 3 and renumber section four to section 2.

And when so amended recommend the same do pass.

Also,

House Bill No. 212. A Bill for an Act Appropriating Six Thousand Dollars (\$6,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the printed Bill in the title of the Bill, strike out the figures \$6,000.00 and insert in lieu thereof the figures \$5,000.00.

In line 4, Section 1, strike out the figures \$6,000.00 and insert in lieu thereof the figures \$5,000.00.

In lines 7, 8, 9, and 10, strike out the following: "The Southwest Quarter (SW $\frac{1}{4}$) of Section Thirteen (13) and Lots 1 and 2 of the Northeast Quarter (NE $\frac{1}{4}$) of Section twenty-four (24) and the East Half (E $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 24, and insert the following: The Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Thirteen (13), the East One-half (E $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) and Lots 1 and 2, of Section Twenty-four (24).

And the further amendment:

In line 1 of the title, and in line 3, Section 1, strike out the words "six" and insert in lieu thereof the words "five."

And when so amended recommend the same do pass.

BEN GILBERTSON,
Chairman.

Mr. Olson of Hettinger moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 19, 1935

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 122.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 19, 1935

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 112 and the President has appointed as a Conference Committee, Senators: Thatcher, Watt and Stucke.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved that the Speaker appoint a Conference Committee to serve with a like Committee from the Senate as to Senate Bill No. 112.

Which motion prevailed.

The Speaker appointed Representatives Child, Hurd and Morris.

Senate Chamber,
Bismarck, North Dakota,
February 19, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

Also,

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

Also,

Senate Bill No. 71. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Maintenance of the Capitol from February 1, 1935, to June 30, 1935, in the Office of the Board of Administration, and Declaring an Emergency.

Also,

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

Also,

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866a6, Supplement to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

Also,

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "Q"

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

Also,

Senate Bill No. 8. A Bill for an Act Making an Appro-

apropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

Also,

Senate Bill No. 71. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Maintenance of the Capitol from February 1, 1935, to June 30, 1935, in the Office of the Board of Administration, and Declaring an Emergency.

Also,

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

Also,

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866a6, Supplement to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

Also,

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "Q"

And the Speaker signed the same in the presence of the House.

SEVENTH ORDER OF BUSINESS

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

Mr. Godwin moved that the House now recess until 1:30 P. M. tomorrow.

Which motion prevailed, and the House stood recessed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

W. H. Gjerdingen, Bottineau, N. D.; Editor Francis, Velva, N. D.; Henry Forson, Drake, N. D.; Jacob Adam, Drake, N. D.; Wm. Jurzepsky, McClusky, N. D.; Christ Herschkorn, Goodrich, N. D.; Ed K. Wiest, Wishek, N. D.; John V. Boschee, Wishek, N. D.; Carl Wiest, Venturia, N. D.; G. A. Gilbertson, Minnewaukan, N. D.; Mrs. Arlo E. Beggs, Turtle Lake, N. D.; Frank Josepson, Washburn, N. D.; John Orgard, Center, N. D.; Andrew Bauer, Otter Creek, N. D.; Gottfred Reiner, Otter Creek, N. D.; Carl Ridel, Otter Creek, N. D.; C. S. Sechner, Otter Creek, N. D.; E. R. Sinkler, Minot, N. D.; Geo. Brekke, Minot, N. D.; Felix Zeher, Parshall, N. D.; Wm. Dolan, Minneapolis, Minn.; Ed. Haag, Fredonia, N. D.; Dave Miller, Fredonia, N. D.; Bob Wolf, Fredonia, N. D.; Albert Erbele, Lehr, N. D.; Miles Maddock, Bismarck, N. D.; Albert Strand, Rutland, N. D.; Richard E. Wolf, Morton, N. D.; W. C. Keuther, New Salem, N. D.; E. F. Rieley, Wahpeton, N. D.; I. E. Lillegard, Wahpeton, N. D.; E. D. Lumm, Wahpeton, N. D.; Mrs. Walter S. Martin, Fessenden, N. D.; Dr. C. E. Allen, Valley City, N. D.; E. H. Mattingly, Jamestown, N. D.; J. W. Bliss, Minot, N. D.; Mrs. J. W. Bliss, Minot, N. D.; E. J. Collette, Grand Forks, N. D.; F. B. Sullivan, Berlin, N. D.; E. G. Bloedow, Edgely, N. D.; A. G. Porter, Edgely, N. D.; J. E. Campbell, Jamestown, N. D.; S. E. Klien, Balta, N. D.; Otto Matteshon, Thompson, N. D.; Mrs. A. C. Slade, Rhame, N. D.; Chas. A. Long, Berlin, N. D.; Henry Hoffman, Berlin, N. D.; Elmer Horsayer, Berlin, N. D.; Mrs. Herb. Fisher, Buffalo Springs, N. D.; Judge R. H. Sherman, Lamoure, N. D.; O. Fossum, Epping, N. D.; R. M. Davies, Grand Forks, N. D.; A. Bjella, Epping, N. D.; Mrs. Harry Brusseau, Walhalla, N. D.; Miss Dorothy Kiely, Grafton, N. D.; Ernest Strangler, Fingal, N. D.; Leonard Strangler, Fingal, N. D.; Dan Noonan, Richardson, N. D.; Irwin Feuerhelm, Willow City, N. D.; Cliff Meyers, Willow City, N. D.; Ed Dubold, Willow City, N. D.; C. G. Emery, Willow City, N. D.; O. A. Refling, Drake, N. D.; A. M. Wegen, Drake, N. D.; A. W. Bettge, Drake, N. D.

FORTY-THIRD DAY AFTER RECESS AND THE
FORTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
February 20, 1935.

The House convened at 1:30 P. M., pursuant to recess,
Speaker Crockett presiding.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 20, 1935.

Mr. President: I have the honor to inform you that the
Speaker has appointed as a Conference Committee to act
with a like committee from the Senate, on Senate Bill No.
112, Representatives Child, Hurd and Morris.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 20, 1935.

Mr. President: I have the honor to return:

Senate Bill No. 91. A Bill for an Act Requiring Issu-
ance of Receipt for Road Tax Paid Interstate Carriers, and
Requiring Posting of Receipts.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 20, 1935.

Mr. President: I have the honor to return herewith the
following bills:

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

Also,

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Also,

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

Also,

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 71. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Maintenance of the Capitol from February 1, 1935, to June 30, 1935, in the Office of the Board of Administration, and Declaring an Emergency.

Also,

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

Also,

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and Sale of Goods and Chattels for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866a6, Supplement to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

Also,

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION Q

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 20, 1935.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION R.

Which the House has adopted unchanged.

Also,

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Which the House has passed unchanged.

Also transmit:

HOUSE CONCURRENT RESOLUTION A-12.

Which the House adopted.

Also,

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Also,

House Bill No. 235. A Bill for an Act to Amend and Re-enact Section 9070 of the 1913 Compiled Laws of the State of North Dakota Relating to Notice to Vacate Premises.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Also,

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

House Bill No. 212. A Bill for an Act Appropriating Six Thousand Dollars (\$6,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Also,

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America. Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Text Books May Be Changed in the Schools and Educational Institutions in This State.

And find the same correctly engrossed.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Pub-

Also,

HOUSE CONCURRENT RESOLUTION A-6

Memorializing Congress to enact the necessary legislation to insure selection of unbiased federal jurors.

Also,

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

Also,

House Bill No. 8. A Bill For an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropractic, to Create a State Board of Chiropractic, to Provide for the Examination and Licensing of Chiropractors and Providing Penalties for the Violation Thereof."

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 8. A Bill for an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropractic, to Create a State Board of Chiropractic, to Provide for the Examination and Licensing of Chiropractors and Providing Penalties for the Violation Thereof."

Also,

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

Also,

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

Also

HOUSE CONCURRENT RESOLUTION "A-6"

And the Speaker signed the same in the presence of the House.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of Section 8 after the word emergency and insert in lieu thereof "this act is hereby declared to be an emergency and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

HOUSE CONCURRENT RESOLUTION A-18

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 285. A Bill for an Act to Repeal Chapter 206 of the Session Laws of North Dakota for the Year

1913, Relating to the Testing of Animals Exposed to the Disease Known as Glanders, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Automobiles, Taxis, Passenger and School Busses.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2, of the title after the word "and," insert the word "automotive."

In line 1, of the printed bill after the word passenger, strike out the word "bus," and then after the word "or," in the same line, insert the word "automotive."

In line 4, after the word, "not" insert following words, "less than \$10.00 or."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 240. A Bill for an Act to Amend Section 557a7, of the Supplement to the Compiled Laws of 1913, Relating to Written Examinations; Subjects Covered for Certificate of Qualifications as Certified Public Accountants, and to Authorize Granting Certificate of Qualification in Accountancy, to Persons Who Were Engaged in the Business of Accountancy, Prior to 1920, and Continuously Since That Time, Upon Satisfactory Proof of That Fact, Without Written Examinations, Upon Application and Showing as to Other Requisite Qualifications.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages, Conditional Sales and Crop Contracts Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to be Kept.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5, of the printed bill, strike out the comma after the word "mortgages," and insert in lieu thereof "and threshing liens," at the end of line 5, strike out the following words: "conditional sales and crop contracts."

And when so amended recommend that same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4609b6, of the Supplement to the Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 296. A Bill for an Act Dividing the State of North Dakota Into Two Congressional Districts, Defining Said Districts, and Providing for the Election of Representatives to the Congress of the United States Therefrom.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarek, North Dakota,
February 20, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 8. A Bill for an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof."

Also,

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing That Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

Also,

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

Also,

HOUSE CONCURRENT RESOLUTION A-6

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1934, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

Mr. McIlraith moved that the report be adopted.

Mr. Anderson of Divide made a substitute motion to the report of the Committee on Taxes and Tax Laws as to House Bill No. 48, that the bill be placed on the Calendar for tomorrow as amended by the Committee of the Whole on February 14th.

Which motion prevailed.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 714a8 and 714a13, Supplement to the Compiled Laws of 1913 as Amended by Chapter 227 of the Session Laws of 1927 and Further Amended by Chapter 222 of the Session Laws of 1931 Relating to the Interest Rates on and Proposals for Deposits of Public Funds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL. P. WOLF,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 193. A Bill for an Act Prohibiting the Deposit of Any Public Funds by Any State, County, School Township or Any Board or Commission in Any Bank, Unless at Least 51% of the Stock of Said Bank is Owned by Actual Residents of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Sand moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 230. A Bill for an Act to Prohibit "Float Charges" by Banking Institutions in the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL. P. WOLF,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 270. A Bill for an Act Placing the Inspection and Verification of Electric, Gas, Water and Steam Heat Meters Under the Jurisdiction of the Board of Railroad Commissioners; Providing for Appointment of Inspectors and Their Duties and Compensation; and Providing for Duties of Board of Railroad Commissioners in Connection Therewith and for Adjustment of Charges in Certain Cases.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 272. A Bill for an Act to Repeal Chapter 7 of the Political Code of the State of North Dakota, as Contained in Section 369, 369a, and 369b of the 1925 Supplement to the Compiled Laws of the State of North Dakota, Creating the State Board of Auditors; Making Appropriations for and Specifying Duties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 283. A Bill for an Act Exempting Certain Banks Designated as Public Depositories From Furnishing Bonds Under Certain Conditions and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 201. A Bill for an Act Authorizing Counties to Levy a Tax to Provide Medical, Surgical and Hospital Care for its Residents, Providing Procedure for Adoption and for Discontinuing, Giving County Commissioners Certain Powers and Placing Certain Restrictions, Authorizing County Commissioners to Foster Maternity Homes and Provide Hospital Care for Mothers and Expectant Mothers, Establishing Medical and Surgical Fees to Be Paid Attending Physicians, Surgeons, Chiropractors and Osteopaths and Limiting Fees to Be Charged by Such Physicians, Surgeons, Chiropractors and Osteopaths and Hospitals and Repealing All Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

Mr. Traynor moved that the report be adopted.

Mr. Fedje moved as a substitute motion to the report of the Committee on Taxes and Tax Laws as to House Bill No. 201, that the bill do pass.

Which motion was lost.

Mr. Fedje demanded a roll call.

Which request was granted.

ROLL CALL

The question being on the substitute motion of Mr. Fedje upon House Bill No. 201 that it be placed upon the Calendar, the roll was called and there were ayes, 44; nays, 64; absent and not voting, 4; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holey	Schnell
Anderson, Bowman	Marks	Seibel
Anderson, Burke	Morgan	Schauss
Anderson, Sargent	Myers	Shockman
Bilden	Noben	Solberg
Bjerke	Olson, Hettinger	Stray
Borstad	Olson, Mountrail	Thoreson
Dahl, Emmons	Peterson, Bottineau	Tuff
Erickson, McLean	Place	Twichell
Fedje	Ritter	Williams
Godwin	Savre	Wolf
Hanson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Fjeld	McIlraith
Anfinson	Fitzgerald	McLarty
Bailey, Eddy	Frosaker	Mode
Bailey, Dunn	Gessner	Muus
Bauer	Gilbertson	Niewoehner
Beggs	Goodlaxon	Norheim
Bettenhausen	Graham	O'Brien
Black	Hall	Odegard
Blaisdell	Halverson	Oglesby
Born	Hewitt	Page
Brunsdale	Hill	Parkinson
Brusseau	Holthusen	Peterson, Cass
Burgum	Holte	Randall
Burke	Isaak	Sand
Caddell	Jensen	Saumur
Child	Johnson	Scholl
Clarke	Kapaun	Smith

Messrs.	Messrs.	Messrs.
Cosgriff	Keidel	Symington
Cunningham	Kubischta	Thompson
Dahl, Traill	Langford	Traynor
Dalzell	Larson	Treffry
Dittmer	Levin	Urschel
Downey	Lohrbauer	Wendland
Dullea	Moore	Mr. Speaker
Erickson, McKenzie	Morris	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Biberdorf	Schantz	Shurr
Lavik		

Passed:

Messrs.
Hurd

So the motion was lost.

The question reverted to the adoption of the report of the committee for the indefinite postponement of House Bill No. 201.

The motion prevailed and House Bill No. 201 was indefinitely postponed.

Mr. Traynor moved that the vote by which House Bill No. 201, was lost be reconsidered, and the motion to reconsider be laid on the table.

Which motion was lost.

Mr. Traynor demanded a roll call.

Which request was granted.

ROLL CALL

The question being on the motion of Mr. Traynor that the vote by which House Bill No. 201 was lost be reconsidered and the motion to reconsider be laid upon the table, the roll was called and there were ayes, 59; nays, 54; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Morris
Bailey, Eddy	Gessner	McIlraith
Bailey, Dunn	Gilbertson	Mode
Bauer	Goodlaxon	Muus
Bettenhausen	Graham	Niewoehner
Black	Hall	Norheim
Blaisdell	Halverson	O'Brien
Born	Hewitt	Odegard
Brunsdale	Hill	Oglesby
Brusseau	Holthusen	Page

Messrs.	Messrs.	Messrs.
Burke	Holte	Peterson, Cass
Child	Hurd	Randall
Cosgriff	Jensen	Saumur
Cunningham	Johnson	Schantz
Dahl, Traill	Kapaun	Smith
Dittmer	Kubischta	Thompson
Downey	Langford	Traynor
Dullea	Larson	Twichell
Fjeld	Levin	Wendland
Fitzgerald	Lohrbauer	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Sand
Anderson, Bowman	Hanson	Savre
Anderson, Burke	Holey	Schnell
Anderson, Sargent	Isaak	Scholl
Anfinson	Keidel	Seibel
Beggs	Lavik	Schauss
Biberdorf	Marks	Shockman
Bilden	Moore	Shurr
Bjerke	Morgan	Solberg
Borstad	McLarty	Stray
Burgum	Myers	Symington
Caddell	Noben	Thoreson
Clarke	Olson, Hettinger	Treffry
Dahl, Emmons	Olson, Mountrail	Tuff
Dalzell	Parkinson	Urschel
Erickson, McKenzie	Peterson, Bottineau	Williams
Erickson, McLean	Place	Wolf
Fedje	Ritter	Mr. Speaker

So the motion carried.

Mr. Godwin moved that the vote by which House Bill No. 296 was placed on the Calendar be reconsidered.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 296 be indefinitely postponed.

Mr. Smith demanded a roll call.

Which request was granted.

ROLL CALL

The question being on the motion of Mr. Godwin for the indefinite postponement of House Bill 296, the roll was called and there were ayes, 65; nays, 48; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Place
Aljets	Fedje	Randall
Anderson, Bowman	Fitzgerald	Ritter

Messrs.	Messrs.	Messrs.
Anderson, Burke	Godwin	Sand
Anderson, Sargent	Hanson	Savre
Anfinson	Hill	Schnell
Bailey, Dunn	Isaak	Scholl
Bauer	Jensen	Seibel
Beggs	Kubischta	Schauss
Bettenhausen	Larson	Shurr
Biberdorf	Levin	Solberg
Bilden	Marks	Stray
Bjerke	Morgan	Symington
Born	McLarty	Thoreson
Borstad	Mode	Treffry
Brusseau	Myers	Tuff
Caddell	Noben	Urschel
Child	Odegard	Wendland
Dahl, Emmons	Olson, Hettinger	Williams
Dahl, Traill	Olson, Mountrail	Wolf
Dalzell	Parkinson	Mr. Speaker
Erickson, McKenzie	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Goodlaxon	Morris
Black	Graham	McIlraith
Blaisdell	Hall	Muus
Brunsdale	Halverson	Niewoehner
Burgum	Hewitt	Norheim
Burke	Holey	O'Brien
Clarke	Holthusen	Oglesby
Cosgriff	Holte	Page
Cunningham	Hurd	Peterson, Cass
Dittmer	Johnson	Saumur
Downey	Kapaun	Schantz
Dullea	Keidel	Shockman
Fjeld	Langford	Smith
Frosaker	Lavik	Thompson
Gessner	Lohrbauer	Traynor
Gilbertson	Moore	Twichell

The motion prevailed and House Bill 296 was indefinitely postponed.

Mr. Niewoehner: Mr. Speaker, I would like to explain my vote and have my explanation recorded in the Journal.

I don't believe in indefinitely postponing measures without a thorough discussion and a thorough consideration. Therefore, I vote "no."

Mr. Wolf moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FORTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
February 20, 1935.

The House convened at 2:35 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. Herman J. Mandry, Garrison, N. D.

Roll Call: All members were present.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-third day and recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertsen moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The following communications were received by the House and read from the desk:

Floyd Woodiwiss, Surrey, N. D., and others.

Ole Colbornson, Bottineau, N. D.

Walter Carl, Valley City, N. D., and others.

Herman G. Johnson, Bismarck, N. D., and others.

Henry C. Johnson, Osnaabrock, N. D., and others.

G. E. Hariman, Valley City, N. D.

Adolph Christ, Barnes County, N. D., and others.

C. F. Penner, Minnewaukan, N. D., and others.

J. W. Huey, Jamestown, N. D., and others.

Mrs. S. F. Bogen, Jamestown, N. D., and others.

Percy Tarr, Walcott, N. D., and others.

Oliver Johnson, Bergen, N. D., and others.

L. A. W. Stephan, Sanborn, N. D., and others.

E. R. Garner, Sec'y to the Vice President, Washington, D. C.

J. H. Koehn, Munich, N. D.

Chas. W. Stull, Page, N. D., and others.

Thomas Ulbaasen, Union, N. D., and others.

H. C. Dick, Munich, N. D., and others.

J. H. Janzen, Munich, N. D., and others.

Marius Peterson, Blaisdell, N. D., and others.

R. H. Walker, Bismarck, N. D.

Mr. Godwin moved that a communication received from R. H. Walker, Chairman of the North Dakota Workmen's Compensation Bureau, be recorded in the Journal.

Which motion prevailed.

NORTH DAKOTA WORKMEN'S COMPENSATION
BUREAU

Bismarck, North Dakota,
February 20, 1935.

Hon. Wm. Crockett,
Speaker of the House of Representatives,
Twenty-fourth Legislative Assembly.
Bismarck, North Dakota.
Dear Sir:

On Tuesday, February 19, 1935, during roll call on House Bill No. 44, which is the appropriation bill appropriating money for use of the Workmen's Compensation Bureau for the biennium beginning July 1, 1935, Rep. Traynor, explaining his vote on said bill said the following: "I wish to explain my vote and have my explanation recorded in the Journal. The Workmen's Compensation Bureau should have its necessary appropriation, but I vote 'no' on this bill because I consider this appropriation nothing but a steal. There has been a person from my county recently appointed on this Bureau and there are some that think I should support the measure for that reason. I would not consider a steal even though every member of the Bureau were from Ramsey County."

If a steal is being perpetrated it is evident that there must be a thief somewhere in the offing. Rep. Traynor has an opportunity to preform a public service by pointing out the thief. If the Representative fails to indicate the thief, then it seems that he might be taking advantage of the immunity of a legislator to put over a very cheap and despicable kind of political propaganda.

Mr. Traynor was a member of the legislature in 1931 when the legislature appropriated \$126,576.00 for the biennium beginning July 1, 1931, and Mr. Traynor made no protest. No one can determine at this time how much heavier the work will be in the coming biennium than it was in the biennium beginning July 1, 1931. The only criterion we have to go by is the number of accidents reported in January, 1931, and the accidents reported in January, 1935. The accidents in January, 1935, exceeded the accidents in January, 1931, by 40.2%, and the appropriation carried by House Bill No. 44 as passed by the House exceeded the appropriation of 1931 by only \$3,664.00.

Yours very truly,

R. H. WALKER,
Chairman.

REPORT OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 141. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and Land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibiting Any Deficiency Judgments.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

HOUSE RESOLUTION "I"

Have had the same under consideration and recommend that the same be adopted.

EDW. SAVRE,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 9020 of the Compiled Laws of North Dakota for the Year 1913, Relating to Surety for Costs Where Plaintiff is a Non-resident of the State or a Corporation and Exempting from the Operation of Said Section Public Corporations of the State of North Dakota and Corporations That Are Instrumentalities or Agencies of the United States of America.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 1 and 3 of Chapter 1 of the Session Laws of North Dakota for the Year 1929.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, line 8, after the word "designate," strike out the period and insert a comma in lieu thereof; and at the beginning of the following word "Every," strike out the capital "E," and insert in lieu thereof the small letter "e."

On page 2, line 25, after the word "paid," insert the following words: "or who may hereafter pay."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Godwin moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 279. A Bill for an Act to Repeal Chapter 232 Being an Act to Amend and Re-enact Chapter 256 of the Session Laws for the Year 1931, Relating to Tuition Fees for Non-resident Pupils.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GUS. A. SCHAUSS,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 332. A Bill for an Act to Repeal Chapter 232 Being an Act to Amend and Re-enact Chapter 256 of the Session Laws for the Year 1931, Relating to Tuition Fees for Non-resident Pupils.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GUS. A. SCHAUSS,
Chairman.

Mr. Myers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 142. A Bill for an Act Amending and Re-enacting Section 189B6 Supplement to the Compiled Laws of 1913, Providing for a Permanent Surplus of Two Million Dollars in the State Hail Insurance Fund, Providing for a Refund of All Moneys Now in Such Permanent Surplus Fund in Excess of Two Million Dollars; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Ed. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 105. A Bill for an Act Regulating All Benevolent Corporations, Associations or Societies Operating on the Voluntary or Involuntary Assessment or Contribution Plan, and Repealing Chapter 160 of the Session Laws of 1931, and All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all after the words "A Bill" and insert in lieu thereof the following:

For an Act regulating all Benevolent Corporations, Associations of Societies Operating on the Voluntary or Involuntary Assessment or Contribution Plan, which provide

for Protective and/or Indemnity Benefits, Excepting Benevolent Corporations as defined by Chapter 23, Compiled Laws of 1931, and for the repeal of Chapter 160 of the Session Laws of 1931, and Acts or Parts of Acts in Conflict Herewith.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Benevolent Societies Subject to General Insurance Laws. (Exceptions.) All corporations, associations or societies, either domestic or foreign, operating on the voluntary or involuntary assessment or contribution plan, providing protective and/or indemnity benefits, shall be under the jurisdiction of the Commissioner of Insurance of this State and shall be and remain subject to all laws, rules and regulations applicable to insurance companies transacting business within the state, except assessment benevolent societies providing only for a death benefit to the beneficiary of a deceased member, which shall be subject to the provisions of this Act.

Section 2. Assessment Benevolent Societies. (Organization. Regulations.)

(a) Definition.) An assessment benevolent society is hereby defined as any corporation, association or society, domestic or foreign, which operates on the voluntary assessment or contribution plan for the sole purpose of providing through assessments of its members for the payment of a death benefit to the beneficiary of a deceased member.

(b) How Formed.) Any number of persons, not less than five, all of whom are residents of this State, may form a benevolent society in the manner hereinafter set forth.

(c) Articles. Contents. Approval and Filing.) The articles of incorporation shall set forth the name of the society, which shall include the words "Benevolent Society," the purpose for which formed, with the plan of doing business fully and clearly defined; the location of its principal office, which must be within this state; the date for commencement and termination of its fiscal year; the term for which it is incorporated, not to exceed thirty years; and the number of its directors, not less than five nor more than nine, all of whom shall be residents of this State.

The articles of incorporation shall be submitted to the Attorney General and if found in conformity with this Act and not inconsistent with the Constitution and Laws of this State, shall be approved by him and certified to the Commissioner of Insurance, who shall also make an examination to ascertain if all requirements of laws have been met. After approval by the Attorney General and Commissioner of Insurance the articles shall be fixed with the Secretary of State, a certified copy filed with the Commissioner of Insurance and one certified copy filed with the Register of Deeds of the county where the principal office is located. Such filing with the Commissioner of Insurance shall constitute the society's authority to solicit and secure the neces-

sary preliminary members as a basis for issue of certificate of authority; the solicitation of such preliminary members to be conducted in accordance with requirements and regulation prescribed by the Commissioner.

(d) Classification of Membership. Units.) Such society may provide for classification of its membership by one or more units, based on the age of individual members, or by the adoption of a maximum limit of one group or unit. On the organization of a new group or unit the society shall notify the Commissioner of Insurance of its proposal to so organize another unit, and the organization thereof shall be conducted in accordance with regulations and requirements prescribed by the Commissioner, the same as is herein required for the organization of a society.

(e) Certificate of Membership. Mortuary Fund. Cancellation of Certificate). The certificate of membership shall fully state the conditions on which the benefit shall be paid, which shall be confined to a death benefit to the beneficiary of the deceased member, not exceeding one thousand dollars. The certificate shall provide for an assessment levy on the membership to be paid after notice and proof of death in an amount not exceeding two dollars, the proceeds of such assessment levy to be paid to the beneficiary of the deceased member, less an amount not exceeding ten per cent as an allowance for expenses, and in no event shall such death benefit exceed the maximum amount stated in the certificate. In case the proceeds of one such post mortem assessment is more than sufficient to pay the death claim for which the levy was made, the balance shall be placed in a mortuary fund and be applied toward payment of the next claim within the unit from which it arose. No assessment levy shall be made unless the balance in the mortuary fund is insufficient to pay a claim on which notice and proof of death has been received. The notice of assessment shall provide that if the member does not make payment within the time named, not less than fifteen nor more than thirty days from the date of such notice, upon further notice forthwith by mail to the last known address of the member, proof of such mailing to be established on forms provided for that purpose by the United States Post Office Department, his certificate shall be cancelled if payment is not made within ten days of the mailing of such cancellation notice. The certificate together with the application therefor shall constitute the entire contract, and must be approved as to form by the commissioner of insurance prior to its issuance.

(f) Required Provision in Certificate and Application.) Every certificate of membership and application for such certificate shall have printed thereon in red ink and in ten point bold face type: "This is an assessment benefit certificate on the voluntary contribution plan. The society will pay only the amount received from assessments levied against the members, less expenses of administration. No reserve fund is carried. This is not an insurance policy."

(g) Preliminary Applications. Certificate of Authority.) Any such society, before any certificate of membership may be issued, must have actual applications from at least three

hundred persons upon which certificates may be simultaneously issued. Such applications shall be submitted to the commissioner of insurance, together with a certificate from a solvent bank stating that there has been deposited to the account of the society an amount which is determined by the preliminary applications presented as constituting the entire proceeds of membership fees collected. Upon submission of such preliminary applications and evidence satisfactory to the commissioner of insurance that all of the requirements of this act have been complied with, certificate of authority may be issued.

(h) Bonds of Officers and Agents.) After a society has been licensed by the Commissioner of Insurance the bonding of its officers and agents shall be discretionary with the Board of Directors; provided, however, that during the period between filing of articles of incorporation and issuing certificate of authority the amounts of bonds shall be fixed by the Commissioner of Insurance sufficient to guarantee return of membership fees collected in case the organization is not completed, such bonds to be placed on file with the state insurance department.

(i) Assessments. Benefits.) It shall be the duty of the secretary, upon receipt of notice and proof of death of a member, and if the mortuary fund is insufficient to meet the claim, to levy an assessment upon the membership in accordance with the provisions of the membership certificate and subsection (e) of this act. Such notice shall contain the name and address of the deceased member, the maximum benefit to be paid, the amount of the assessment, date upon which the assessment becomes delinquent, and shall be mailed to each member at the last post office address given the secretary. Upon expiration of the period in which payment of the assessment may be made, and the further period for cancellation hereinbefore provided for, the secretary shall pay to the beneficiary of the deceased member the proceeds of the assessment then in his possession, and available for the purpose.

(j) Funds.) The society shall maintain and keep separate two funds, viz: An Expense Fund and a Mortuary Fund. The membership fee, not less than \$1.00 and not more than \$5.00 may be used for expenses. The certificate of membership shall state the percentage of assessments, not exceeding 10 per cent, that may be used for expenses. Such expense allowance shall be credited to the Expense Fund and the balance to the Mortuary Fund. Expense Fund assessments may be levied in accordance with provisions therefor in the membership certificate, in amounts not exceeding one dollar, and not more than four such assessments may be levied in any one calendar year. In case of more than one unit of membership the Mortuary Fund shall be kept separate by units. No expenses may be paid from the Mortuary Fund.

(k) Annual Statement. Renewal Certificate of Authority.) On or before February 1st of each year, all such societies shall file with the Commissioner of Insurance an annual statement as of December 31st next preceeding, on

forms provided by the Commissioner, showing all income by sources, disbursements detailed as to nature, assets, liabilities, number of membership, and such other information as may be required, and shall pay a fee of \$10.00 for the filing of such statement. If it appears from such statement that the society has a membership at least equal in number to that required as a condition to authorization, and is otherwise qualified under the requirements of this act, renewal certificate of authority shall be issued on April 1st next succeeding, for which a fee of two dollars shall be paid.

(l) Examinations of Societies.) The Commissioner of Insurance shall have the same power and authority over all societies to which this Act is applicable as to visitation and examination as are given to him by the statutes of this state over domestic insurance companies, the expenses of such examination to be paid by the society examined. The Commissioner may require a deposit in advance of such examination to guarantee payment of the estimated necessary expense to be incurred.

(m) Agents Licensed.) All agents of such societies must be licensed in the same manner as agents for insurance companies and shall be residents of this state.

(n) No Benefits Except as Provided.) No benefits on the voluntary contribution plan shall be provided for by any society, except as herein stated.

(o) Applicability to Societies Already Doing Business.) Assessment benevolent societies organized and doing business on the effective date of this Act shall, within ninety days of such date, comply with and become subject to the provisions hereof. Any such society having a membership at least equal to that required as a condition to first authorization of a society, shall not be required to present its applications to the Commissioner of Insurance, nor to make a showing that the membership fees are intact to the society. It shall, however, be required to produce proof of the necessary membership.

Any such society already organized on the effective date of this Act, having a name which does not include the words "Benevolent Society" shall not be required to change its name to comply with subsection (c) of this Act; but its membership certificate, stationery and literature shall clearly state that it is a benevolent society.

(p) Licensing Foreign Societies. Prerequisites.) Any foreign assessments benevolent society legally organized and incorporated under the laws of its home state, shall be admitted and licensed to transact business in this state, upon filing with the Commissioner of Insurance certified copy of its articles of incorporation, financial and operating statement in the form prescribed by the commissioner, certificate of compliance from the State Insurance Commissioner or other officer of its home state, power of attorney to the commissioner for admission of service of process in any action, suit or proceeding in any court of this state and

such other evidence as the commissioner may require that it is qualified to transact business in accordance with the requirements of this Act. Upon such compliance such society shall be licensed subject to all provisions of law relating to information to and examination by the commissioner, annual reports, taxes, and other requirements applicable to foreign insurance companies.

(q) Not Applicable to Fraternal Benefit Societies.) Nothing in this Act contained shall be construed as applying to Fraternal Benefit Societies organized or doing business under the provisions of Chapter 23 Compiled Laws of North Dakota for the year 1913 nor to benefit societies organized within and limited to members of Fraternal Benefit Societies.

(r) Penalty.) Any officer or agent violating the provisions of this Act shall be guilty of a misdemeanor and upon conviction thereof, shall be sentenced to pay a fine of not more than five hundred dollars (\$500.00) or, at the discretion of the court, to imprisonment in the county jail for a period of not more than six months, or both.

Sec. 3. REPEAL.) Chapter 160 of the 1931 Session Laws, and all Acts or Parts of Acts in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

BEN FEDJE,
Chairman.

Ed. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 175, Session Laws of the State of North Dakota for the Year 1929.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, line one of the title, strike out the figures 175 and insert in lieu thereof 94.

In line two of the title, strike out 1929 and insert in lieu thereof 1933.

In Section 1, line 1, strike out the figures 175 and insert in lieu thereof 94.

In Section 1, line 2, strike out the figures 1929 and insert in lieu thereof the figures 1933.

In Section 1, line 30, after the word 1929, strike out the

period and insert a comma and the following words: and Chapter 94 of the Session Laws of 1933.

Section 4, line 35, after the figures 1929, insert the words and Chapter 94 of the Session Laws of 1933.

In Section 1, line 40, strike out the word other.

In Section 1, line 41, before the word than, insert the word other.

And when so amended recommend the same do pass.

ED A. HILL,
Chairman.

Mr. Jensen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 249. A Bill for an Act Cancelling All Penalties and Interest on Unpaid Personal Property Taxes Levied and Assessed for the Year 1934 and All Prior Years, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

Mr. Jensen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL,
Chairman.

Mr. McIlraith moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

ED. A. HILL,
Chairman.

Mr. Stray moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, Section 2, line 7, of the printed bill, place a comma after the word "boxing," eliminate the word "or," after boxing and the words "exhibition," after sparring. Place a comma after sparring and insert the words "or wrestling exhibition," after the word sparring, and place a comma after "or westling exhibition."

Page 2, Section 2, line 8, after the phrase, "of any boxer," insert the words "or wrestler."

Page 2, Section 2, line 10, after the word "match," eliminate the period and put after "match," the words, "or wrestling exhibition." Place period at end of sentence.

Page 2, Section 4, of the printed bill, line 2, between the words "boxing commissioner," insert the words "and wrestling."

Page 2, Section 4, line 3, of the printed bill, between the words "boxing commissioner," insert the words "and wrestling."

Page 3, Section 5, line 2, place a comma after word "boxing," eliminate the word "and," and after the words "sparring," place the words "and wrestling."

Page 3, Section 5, line 5, after the word "boxing," place a comma, eliminate word "and," and after word "sparring," place the words "and wrestling."

Page 3, Section 5, line 13, eliminate period after word "boxer," and place the word "or wrestler," together with a period after the word, "wrestler."

Page 3, Section 5, line 15, eliminate the word, "or," and after the word, "sparring," insert the following, "and wrestling."

Page 3, Section 7, line 3, place a comma after the word, "boxing," eliminate the word, "or," after the word, "sparring," place the words, "and wrestling."

Page 4, Section 7, line 6, eliminate the word, "or."

Page 4, Section 7, line 7, after the word, "sparring," insert the words, "or wrestling," eliminate the word, "or."

Page 4, Section 7, line 8, insert the words, "or wrestling," in front of word, "match."

Page 4, Section 8, line 7, eliminate the second "or."

Page 4, Section 8, line 8, insert word, "wrestling," after the word, "or."

Page 4, Section 8, line 15, insert word, "wrestlers," after the word, "boxers."

Page 5, Section 9, line 2, after the word "boxing," insert the words "and wrestling."

Page 5, Section 9, line 5, eliminate the words "American Athletic Association," and place in its place the words "New York Boxing Commission."

Page 5, Section 10, line 2, eliminate the second "or," place a comma after the word "boxing," place a comma after the word "match," and place the word "wrestling" after the last "or."

Page 5, Section 11, line 1, place the words "and Wrestling" after the word "boxing," eliminate the word "into" and replace with the word "upon."

Page 6, Section 12, line 3, after the word "boxing," place a comma, eliminate the first "or," after the word "match" and place the words "or wrestling."

Page 6, Section 12, line 13, place the words "or wrestling" immediately before the word "exhibition."

Page 6, Section 13, line 4, place a comma after the word "if."

Page 6, Section 13, line 5, eliminate the words "by the commission."

Page 6, Section 13, line 6, eliminate the following "and placed in the fund for the use of," and insert in its place the word "by."

Page 7, Section 14, line 9, place a period after the word "determine." Place a capital "I" on the first "in."

Page 7, Section 14, line 15, replace the second "or" with the word "of."

Page 7, Section 15, line 1, eliminate the first "or," place a comma after the word "boxing," and place the word "wrestling" before the word "exhibitions."

Page 7, Section 15, line 3, place a comma after the word "boxing."

Page 7, Section 15, line 4, eliminate the first "or," and place the word "wrestling" in front of the word "exhibitions."

The following shall be Section 16: "All boxing, sparring matches and wrestling exhibitions and those participating therein held in the high schools, the schools of higher learning, Young Men's Christian Associations, in the State of North Dakota, shall be exempted from the provisions of this Act."

Re-number the present Section 16 and make it Section 17.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1 of Section 470a fifth line of the typed bill, after the word "article" strike out "or shall fail to pay registration fees as required by Chapter 213 Session Laws of North Dakota for the year of 1931," up to the word "shall," in line six.

In line next to last line of typewritten bill, strike out the word "ten" after the word "than," and insert in lieu thereof the word "three."

And when so amended recommend the same do pass.

C. H. MORGAN,
Chairman.

Mr. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

SENATE CONCURRENT RESOLUTION "E"

A Concurrent Resolution to Amend and Re-enact Section 179 of Article 11 of the Constitution of the State of North Dakota as Amended by Article 20 of the Amendments Thereto, Relating to Revenue and Taxation.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL,
Chairman.

Mr. McIlraith moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 85. A Bill for an Act Constituting the Secretary of State as Agent for Service of Process Upon Non-residents Using or Operating Motor Vehicles on State Highways Where Damages or Loss to Person or Property Has Resulted from the Use of Such Highways, Fixing Fee for Service, and Keeping of Records.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, at the end of line 12, insert the word him.

In Section 1, line 18, after the word by insert the word registered.

In Section 1, line 18, after the word address insert the following words: and return card requested.

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Godwin moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 110. A Bill for an Act Declaring the Draining of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Fitzgerald moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 113. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 267 of the 1933 Session Laws Relating to the Duty of the County Treasurer to Receive County Warrants in Payment of Certain Taxes, Repealing All Acts in Conflict Therewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

Mr. McIlraith moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 129. A Bill for an Act Providing for the Exemption of the Homestead as Defined by Law from Forced Sale for Payment of Debts, with Certain Exceptions and Prohibiting the Mortgaging or Incumbering of the Homestead, with Certain Exceptions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof,

and Making an Appropriation Therefor, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

Have had the same under consideration and recommend that the same do pass.

ED. A. HILL,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4, of the printed bill, strike out the words, eight hundred and also the figures, \$2800.00, and insert in lieu thereof the figures, \$2000.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Conference Committee have had House Bill No. 80

under consideration and recommends that the House concur in the amendment as made by the Senate.

FRANKLIN PAGE,
VAL. P. WOLF,
For the House.

A. F. BONZER,
A. W. FOWLER,
HARRY C. LYNN,
For the Senate.

Mr. Godwin moved the report of the Conference Committee as to House Bill No. 80 be adopted.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that House Bill No. 80 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Godwin	O'Brien
Anderson, Bowman	Goodlaxon	Odegard
Anderson, Burke	Graham	Oglesby
Anderson, Sargent	Hall	Olson, Hettinger
Anfinson	Halverson	Olson, Mountrail
Bailey, Eddy	Hanson	Parkinson
Bauer	Hewitt	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holey	Place
Biberdorf	Holthusen	Randall
Bjerke	Hurd	Ritter
Black	Isaak	Sand
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel

Messrs.	Messrs.	Messrs.
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Dahl, Emmons	Marks	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	Mode	Tuff
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Frosaker	Saumur
Bilden	Gilbertson	Savre
Blaisdell	Holte	Twichell
Cunningham	McLarty	Wolf
Fedje	Page	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 20, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on House Bill No. 80.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Scholl asked unanimous consent of the House to refer House Bill No. 271, now in the Committee on Drainage and Irrigation to the Committee on State Affairs.

Which request was granted.

Mr. Oglesby moved that the vote by which House Bill No. 208 was indefinitely postponed be reconsidered.

Which motion was lost.

Mr. Godwin moved that action on House Bill Nos. 54, 55, 56 and 61 be delayed until the 48th Legislative day.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 185 be returned to General Orders for the purpose of amendment.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 183. A Bill for an Act to Repeal Sections 924, 925, 926, and 927 of the Compiled Laws for the Year 1913, as Section 927 is Amended by Chapter 213 of the Session Laws of 1923, and as Found in Section 927a1 and 927a2, Relating to Publicity Pamphlet and the Publication and Distribution Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 79; nays, 27; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Parkinson
Anderson, Bowman	Graham	Peterson, Bottineau
Anderson, Burke	Holey	Place
Anderson, Sargent	Isaak	Randall
Anfinson	Jensen	Ritter
Bailey, Dunn	Kapaun	Sand
Bauer	Keidel	Savre
Beggs	Kubischta	Schantz
Bettenhausen	Larson	Schnell
Biberdorf	Lavik	Scholl
Bilden	Levin	Seibel
Bjerke	Marks	Schauss
Black	Morgan	Shockman
Blaisdell	Morris	Shurr
Born	McIlraith	Smith
Borstad	McLarty	Solberg
Brunsdale	Mode	Stray
Brusseau	Myers	Symington
Child	Niewoehner	Thoreson
Dahl, Emmons	Noben	Treffry
Dahl, Traill	Norheim	Tuff
Dalzell	O'Brien	Urschel
Downey	Odegard	Wendland
Dullea	Olson, Hettinger	Williams
Erickson, McKenzie	Olson, Mountrail	Wolf
Erickson, McLean	Page	Mr. Speaker
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Fitzgerald	Langford
Burgum	Gessner	Lohrbauer
Burke	Gilbertson	Moore
Caddell	Hall	Muus

Messrs.	Messrs.	Messrs.
Clarke	Halverson	Oglesby
Cosgriff	Hewitt	Peterson, Cass
Cunningham	Holte	Saumur
Dittmer	Holthusen	Thompson
Fjeld	Johnson	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Hurd
Fedje	Hill	Traynor
Frosaker		

So the bill passed and the title was agreed to.

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

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, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Anderson, Bowman	Frosaker	Odegard
Anderson, Burke	Gessner	Oglesby
Anderson, Sargent	Gilbertson	Olson, Hettinger
Anfinson	Godwin	Olson, Mountrail
Bailey, Eddy	Goodlaxon	Page
Bailey, Dunn	Graham	Parkinson
Bauer	Hall	Peterson, Bottineau
Beggs	Halverson	Peterson, Cass
Bettenhausen	Hanson	Place
Biberdorf	Hewitt	Randall
Bilden	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Smith
Child	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Treffry
Dittmer	McIlraith	Tuff

Messrs.	Messrs.	Messrs.
Downey	McLarty	Twichell
Dullea	Muus	Wendland
Erickson,McKenzie	Myers	Williams
Erickson, McLean	Niewoehner	Wolf
Fjeld	Norheim	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aliets	Holte	Saumur
Brunsdale	Hurd	Scholl
Dalzell	Langford	Traynor
Fedje	Mode	Urschel
Hill	Noben	

So the bill passed and the title was agreed to.

Mr. Schantz asked unanimous consent of the House to amend House Bill No. 204.

Which request was granted.

Mr. Schantz moved that House Bill No. 204 be amended as follows:

In line three, at the end of the sentence, strike out the period and insert a comma and add the words "and Declaring an Emergency."

Also, after Section One of the Bill insert the following "Section Two: Emergency. An emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval."

Which motion prevailed.

Mr. Schantz moved that the rules be suspended, and that House Bill No. 204 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 80; nays, 23; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Niewoehner
Anderson,Bowman	Frosaker	O'Brien
Anderson, Burke	Gessner	Odegard
Anfinson	Gilbertson	Olson, Hettinger
Bailey, Dunn	Godwin	Olson, Mountrail
Bauer	Goodlaxon	Page

Messrs.	Messrs.	Messrs.
Beggs	Hall	Parkinson
Bettenhausen	Halverson	Peterson, Bottineau
Black	Hewitt	Peterson, Cass
Blaisdell	Holthusen	Randall
Born	Hurd	Ritter
Borstad	Isaak	Sand
Brusseau	Johnson	Saumur
Burke	Kapaun	Savre
Caddell	Keidel	Schantz
Child	Kubischta	Seibel
Clarke	Langford	Schauss
Cosgriff	Larson	Shurr
Cunningham	Lavik	Smith
Dahl, Traill	Levin	Solberg
Dalzell	Lohrbauer	Stray
Dittmer	Marks	Tuff
Downey	Moore	Twichell
Dullea	Morris	Urschel
Erickson, McKenzie	McIlraith	Wolf
Erickson, McLean	Muus	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hill	Place
Bailey, Eddy	Holey	Schnell
Biberdorf	Jensen	Shockman
Bilden	Morgan	Symington
Bjerke	McLarty	Thoreson
Burgum	Mode	Treffry
Dahl, Emmons	Norheim	Wendland
Hanson	Oglesby	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Holte	Scholl
Brunsdale	Myers	Thompson
Fedje	Noben	Traynor
Graham		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

House Bill No. 223. A Bill for an Act Fixing the Qualifications of All Persons Elected or Appointed to the Office of County Commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 41; nays, 61; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Traill	Olson, Hettinger
Aljets	Erickson, McLean	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fjeld	Page
Anderson, Burke	Hewitt	Parkinson
Bailey, Eddy	Hill	Peterson, Bottineau
Bailey, Dunn	Holey	Sand
Beggs	Holthusen	Schantz
Bettenhausen	Isaak	Seibel
Biberdorf	Jensen	Smith
Bilden	Kubischta	Symington
Born	Marks	Treffry
Brunsdale	Morgan	Wendland
Brusseau	Mode	Wolf
Child	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Graham	Peterson, Cass
Bjerke	Hall	Place
Black	Halverson	Randall
Blaisdell	Hanson	Ritter
Burke	Holte	Saumur
Caddell	Hurd	Savre
Clarke	Kapaun	Schnell
Cosgriff	Keidel	Scholl
Cunningham	Langford	Schauss
Dahl, Emmons	Larson	Shockman
Dalzell	Levin	Shurr
Dittmer	Lohrbauer	Solberg
Downey	Moore	Stray
Dullea	Morris	Thoreson
Erickson, McKenzie	McIlraith	Traynor
Fedje	McLarty	Tuff
Fitzgerald	Muus	Twichell
Frosaker	Niewoehner	Urschel
Gessner	O'Brien	Williams
Godwin	Oglesby	Mr. Speaker
Goodlaxon		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Noben
Bauer	Johnson	Odegard
Borstad	Lavik	Thompson
Burgum	Myers	

So the bill was declared lost.

Mr. Twichell moved that the vote by which House Bill No. 223 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 224. A Bill for an Act Defining the Public Offense of Wilfully Giving a False Fire Alarm, Providing Punishment Therefor, and Creating Liability for All Damages Sustained by Reason of Such False Alarm.

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, 49; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Noben
Aljets	Goodlaxon	Norheim
Anderson, Burke	Graham	O'Brien
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Hill	Peterson, Bottineau
Biberdorf	Holthusen	Randall
Bjerke	Hurd	Sand
Black	Kapaun	Schnell
Born	Marks	Scholl
Borstad	Moore	Schauss
Brusseau	Morgan	Shockman
Child	McIlraith	Shurr
Cosgriff	McLarty	Solberg
Dahl, Traill	Mode	Stray
Dittmer	Myers	Williams
Fedje	Niewoehner	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bauer	Hanson	Ritter
Beggs	Hewitt	Saumur
Blaisdell	Holte	Savre
Brunsdale	Isaak	Schantz
Burke	Jensen	Seibel
Caddell	Kubischta	Smith
Clarke	Larson	Symington
Cunningham	Levin	Thompson
Dahl, Emmons	Lohrbauer	Thoreson
Downey	Morris	Traynor
Erickson, McKenzie	Muus	Treffry
Erickson, McLean	Odegard	Tuff
Fjeld	Oglesby	Twichell
Fitzgerald	Olson, Mountrail	Urschel
Frosaker	Page	Wendland
Gessner	Peterson, Cass	Wolf
Halverson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dalzell	Keidel
Anderson, Sargent	Dullea	Langford
Anfinson	Gilbertson	Lavik
Bettenhausen	Holey	Olson, Hettinger
Bilden	Johnson	Place
Burgum		

So the bill was declared lost.

Mr. Brunsdale moved that the vote by which House Bill

No. 224 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163A4 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

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, 71; nays, 34; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	O'Brien
Anderson, Bowman	Fitzgerald	Olson, Hettinger
Anderson, Burke	Frosaker	Olson, Mountrail
Anderson, Sargent	Gessner	Page
Bailey, Eddy	Godwin	Randall
Bailey, Dunn	Goodlaxon	Sand
Beggs	Hall	Saumur
Bettenhausen	Halverson	Savre
Biberdorf	Hanson	Schantz
Bjerke	Holthusen	Schnell
Black	Hurd	Seibel
Blaisdell	Johnson	Schauss
Born	Kapaun	Smith
Borstad	Keidel	Solberg
Burke	Kubischta	Symington
Caddell	Marks	Thompson
Child	Moore	Thoreson
Cosgriff	Morgan	Traynor
Cunningham	Morris	Treffry
Dalzell	McIlraith	Wendland
Downey	Mode	Williams
Dullea	Myers	Wolf
Erickson, McKenzie	Niewoehner	Mr. Speaker
Erickson, McLean	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Odegard
Anfinson	Holte	Oglesby
Bilden	Isaak	Peterson, Bottineau
Brunsdale	Jensen	Peterson, Cass
Brusseau	Larson	Ritter
Burgum	Lavik	Scholl
Clarke	Levin	Shockman
Dahl, Emmons	Lohrbauer	Shurr
Dahl, Traill	McLarty	Stray
Fedje	Muus	Tuff
Gilbertson	Norheim	Twichell
Graham		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Holey	Place
Dittmer	Langford	Urschel
Hewitt	Parkinson	

So the bill passed and the title was agreed to.

Mr. Kapaun moved that the vote by which House Bill No. 231 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 852 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1, Chapter 150 of the Session Laws of 1915; Providing for a Primary Election to Be Held on the Last Tuesday in June in Years in Which General Elections Occur; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 105; nays,, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Gilbertson	O'Brien
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Page
Bailey, Dunn	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Bilden	Holthusen	Ritter
Bjerke	Holte	Sand
Black	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shurr
Burke	Langford	Smith
Clarke	Larson	Solberg
Cosgriff	Lavik	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry

Messrs.	Messrs.	Messrs.
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson,McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fitzgerald	Niewoehner	Mr. Speaker
Frosaker	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Caddell	Seibel	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Fjeld	Parkinson
Child	Levin	Shockman

So the bill passed and the title was agreed to.

Mr. Godwin moved that House Bill No. 245 be returned to General Orders for the purpose of amendment.

Which motion prevailed.

House Bill No. 252. A Bill for an Act Granting Certain Powers to the Governing Boards of Cities and Villages.

Was read the second time.

The question being on the final passage of the Bill, the roll was called and there were ayes, 40; nays, 57; absent and not voting, 16.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Brusseau	McLarty
Aljets	Caddell	Myers
Anderson,Bowman	Child	Noben
Anderson, Burke	Dahl, Emmons	O'Brien
Anderson, Sargent	Dahl, Traill	Odegard
Anfinson	Fedje	Place
Bailey, Eddy	Godwin	Schantz
Bailey, Dunn	Hewitt	Schnell
Beggs	Hill	Schauss
Bettenhausen	Holey	Solberg
Bilden	Kubischta	Tuff
Bjerke	Marks	Williams
Born	Morgan	Mr. Speaker
Borstad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Hall	Norheim
Blaisdell	Hanson	Oglesby
Brunsdale	Holthusen	Olson, Hettinger
Burgum	Hurd	Page

Messrs.	Messrs.	Messrs.
Burke	Isaak	Peterson, Bottineau
Clarke	Jensen	Peterson, Cass
Cosgriff	Johnson	Randall
Cunningham	Kapaun	Sand
Dalzell	Keidel	Savre
Dittmer	Langford	Shurr
Downey	Larson	Smith
Dullea	Lavik	Stray
Fjeld	Levin	Thompson
Fitzgerald	Lohrbauer	Thoreson
Frosaker	Moore	Traynor
Gessner	Morris	Treffry
Gilbertson	McIlraith	Twichell
Goodlaxon	Muus	Urschel
Graham	Niewoehner	Wendland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Mode	Scholl
Biberdorf	Olson, Mountrail	Seibel
Erickson, McKenzie	Parkinson	Shockman
Erickson, McLean	Ritter	Symington
Halverson	Saumur	Wolf
Holte		

So the bill was declared lost.

Mr. Twichell moved that the vote by which House Bill No. 252 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

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, 86; nays, 12; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Noben
Aljets	Fitzgerald	Norheim
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Page
Anfinson	Goodlaxon	Parkinson
Bailey, Eddy	Hall	Place
Bailey, Dunn	Halverson	Ritter
Beggs	Hanson	Sand
Bettenhausen	Hewitt	Saumur
Bilden	Hill	Savre

Messrs.	Messrs.	Messrs.
Bjerke	Holey	Schantz
Black	Holthusen	Schnell
Blaisdell	Hurd	Schauss
Born	Johnson	Shurr
Borstad	Kapaun	Smith
Brusseau	Keidel	Solberg
Burke	Langford	Symington
Caddell	Larson	Thompson
Child	Lavik	Thoreson
Dahl, Emmons	Levin	Traynor
Dahl, Traill	Lohrbauer	Treffry
Dalzell	Marks	Tuff
Dittmer	Moore	Twichell
Downey	Morgan	Urschel
Dullea	McLarty	Wendland
Erickson, McKenzie	Mode	Williams
Erickson, McLean	Myers	Mr. Speaker
Fedje	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Isaak	O'Brien
Burgum	Jensen	Olson, Hettinger
Clarke	Morris	Seibel
Frosaker	Muus	Shockman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Holte	Peterson, Cass
Biberdorf	Kubischta	Randall
Cosgriff	McIlraith	Scholl
Cunningham	Olson, Mountrail	Stray
Graham	Peterson, Bottineau	Wolf

So the bill passed and the title was agreed to.

The Speaker called Mr. Dahl of Emmons to the Chair.

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

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, 72; nays, 17; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Niewoehner
Aljets	Fitzgerald	Noben
Anderson, Bowman	Godwin	Norheim
Anderson, Burke	Graham	O'Brien
Anderson, Sargent	Hanson	Odegard
Anfinson	Hewitt	Oglesby

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hill	Olson, Hettinger
Bailey, Dunn	Holey	Page
Beggs	Holthusen	Place
Bettenhausen	Holte	Ritter
Biberdorf	Isaak	Sand
Bilden	Jensen	Savre
Bjerke	Keidel	Schnell
Black	Kubischta	Seibel
Born	Larson	Shockman
Borstad	Lavik	Shurr
Brusseau	Levin	Stray
Caddell	Lohrbauer	Symington
Child	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Treffry
Dalzell	Mode	Tuff
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Gessner	Kapaun
Burgum	Gilbertson	Langford
Burke	Hall	Morris
Clarke	Halverson	Saumur
Downey	Hurd	Smith
Dullea	Johnson	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	McIlraith	Scholl
Blaisdell	McLarty	Schauss
Cosgriff	Olson, Mountrail	Solberg
Cunningham	Parkinson	Traynor
Dittmer	Peterson, Bottineau	Urschel
Fedje	Peterson, Cass	Williams
Frosaker	Randall	Wolf
Goodlaxon	Schantz	Mr. Speaker

So the bill passed and the title was agreed to.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the vote by which House Bills Nos. 54, 55, 56 and 61 were placed on the Calendar for the 48th Legislative Day be reconsidered.

Which motion prevailed.

Mr. Godwin moved that House Bill Nos. 54, 55, 56 and 61 be placed on the Calendar for consideration for the 47th Legislative Day.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 235 of the 1933 Session Laws Prescribing and

Limiting the Time to Which Text Books May Be Changed
in the Schools and Educational Institutions in This State.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Norheim
Aljets	Fjeld	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Parkinson
Beggs	Hanson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Biberdorf	Holey	Place
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Born	Jensen	Schnell
Borstad	Johnson	Schantz
Brunsdale	Kapaun	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Child	Lavik	Solberg
Clarke	Lohrbauer	Symington
Cosgriff	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Treffry
Dalzell	Morris	Tuff
Dittmer	McIlraith	Twichell
Downey	Mode	Wendland
Dullea	Myers	Williams
Erickson, McKenzie	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bauer	Blaisdell	Frosaker

Absent and not voting:

Messrs.	Messrs.	
Caddell	Keidel	Scholl
Cunningham	Levin	Smith
Fedje	McLarty	Stray
Fitzgerald	Muus	Traynor
Graham	Niewoehner	Urschel
Hill	Randall	Wolf
Holthusen	Ritter	Mr. Speaker

So the bill passed and the title was agreed to.

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

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, 92; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Gilbertson	O'Brien
Anderson, Bowman	Goodlaxon	Odegard
Anderson, Burke	Graham	Oglesby
Anderson, Sargent	Halverson	Olson, Hettinger
Bailey, Eddy	Hanson	Olson, Mountrail
Beggs	Hewitt	Page
Bettenhausen	Holey	Parkinson
Biberdorf	Holthusen	Peterson, Bottineau
Bilden	Holte	Peterson, Cass
Bjerke	Hurd	Place
Black	Isaak	Sand
Blaisdell	Jensen	Savre
Born	Johnson	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McIlraith	Twichell
Dullea	Mode	Urschel
Erickson, McLean	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Frosaker	Ritter
Bailey, Dunn	Godwin	Saumur
Bauer	Hall	Scholl
Caddell	Hill	Stray
Cunningham	McLarty	Traynor
Erickson, McKenzie	Muus	Wolf
Fedje	Randall	Mr. Speaker

So the bill passed and the title was agreed to.

The Speaker resumed the Chair.

House Bill No. 212. A Bill for an Act Appropriating Six Thousand Dollars (\$6,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 75; nays, 24; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Parkinson
Aljets	Goodlaxon	Peterson, Bottineau
Anderson, Bowman	Hall	Peterson, Cass
Anderson, Sargent	Hewitt	Place
Anfinson	Holey	Ritter
Beggs	Holthusen	Sand
Biberdorf	Hurd	Savre
Bilden	Johnson	Schantz
Bjerke	Kapaun	Schnell
Blaisdell	Keidel	Scholl
Born	Kubischta	Schauss
Borstad	Langford	Shurr
Burgum	Larson	Smith
Burke	Lavik	Solberg
Cosgriff	Levin	Stray
Dahl, Emmons	Moore	Symington
Dahl, Traill	Morgan	Thompson
Dalzell	Morris	Thoreson
Dullea	Mode	Treffry
Erickson, McKenzie	Muus	Tuff
Erickson, McLean	Myers	Twichell
Fjeld	Niewoehner	Wendland
Fitzgerald	Noben	Williams
Frosaker	O'Brien	Wolf
Gilbertson	Olson, Mountrail	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gessner	Odegard
Bailey, Eddy	Graham	Oglesby
Bettenhausen	Holte	Olson, Hettinger
Black	Isaak	Page
Brusseau	Lohrbauer	Seibel
Cunningham	Marks	Shockman
Dittmer	McIlraith	Traynor
Downey	Norheim	Urschel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Clarke	Jensen
Bauer	Fedje	McLarty

Messrs.	Messrs.	Messrs.
Brunsdale	Halverson	Randall
Caddell	Hanson	Saumur
Child	Hill	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Hurd moved that the vote by which House Bill No. 212 was passed be reconsidered and the motion to reconsider be laid on the table:

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION "A-13"

Was read the second time.

ROLL CALL

The question being on the adoption of House Concurrent Resolution "A-13," the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Halverson	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Holey	Place
Beggs	Holthusen	Randall
Bettenhausen	Holte	Ritter
Biberdorf	Isaak	Saumur
Bilden	Jensen	Savre
Bjerke	Kapaun	Schantz
Blaisdell	Keidel	Schnell
Born	Kubischta	Seibel
Borstad	Langford	Schauss
Brunsdale	Larson	Shockman
Brusseau	Lavik	Shurr
Burke	Levin	Smith
Cosgriff	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Tuff
Downey	Mode	Twichell
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Fedje	Olson, Hettinger
Burgum	Hall	Sand
Caddell	Hill	Scholl
Child	Hurd	Solberg
Clarke	Johnson	Treffry
Dullea	McLarty	Urschel

So the resolution was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 20, 1935.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 140. A Bill for an Act Providing for the Regulation of Aeronautics Within this State; Providing for Uniformity with Federal Laws Regulating Aeronautics; Creating a State Aeronautics Commission; Providing the Powers and Duties of Such Commission; Providing for the Promulgation and Issuance of Rules and Regulations by Such Commission.

Which the Senate has indefinitely postponed.

Also,

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund.

Also,

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Thirty Thousand (\$30,000.00) Dollars, or so Much Thereof as May Be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 20, 1935.

Mr. Speaker: I have the honor to transmit herewith the following:

SENATE CONCURRENT RESOLUTION No. "A-e"

Also,

SENATE JOINT RESOLUTION "F"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 20, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Also,

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding Court Outside the County in Which the Judges Reside and While Serving on the Supreme Court Bench.

Also,

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Also,

Senate Bill No. 21. 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.

Also,

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

Also,

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Also,

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19, of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9, Supplement to the Compiled Laws of 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Also,

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "T"

Which the President has signed and your signature is respectfully requested.

Also return,

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

Also,

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing that Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

Also,

House Bill No. 8. A Bill For an Act to Amend and Re-enact

Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropraxy, to Create a State Board of Chiropraxy, to Provide for the Examination and Licensing of Chiropraxists and Providing Penalties for the Violation Thereof."

Also,

HOUSE CONCURRENT RESOLUTION A-6

Which the President has signed.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 20, 1935.

Mr. Speaker: I have the honor to return herewith Senate Bill No. 91 for reason that the Senate requests the House to correct the House amendments to the bill.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved the Chair appoint a Conference Committee to confer with a like Committee from the Senate as to House Bill No. 91.

Which motion prevailed.

The Chair thereupon appointed Representatives Brunsdale, Dalzell and Williams.

FIRST READING OF SENATE BILLS

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Thirty Thousand (\$30,000.00) Dollars, or so Much Thereof as May Be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands.

Was read the first time and referred to the Committee on Appropriations.

SENATE CONCURRENT RESOLUTION "A-e"

Was read the first time.

Mr. Godwin moved that further consideration of Senate Resolution A-E be indefinitely postponed.

Which motion prevailed.

SENATE JOINT RESOLUTION "F"

Was read the first time.

Mr. Godwin moved the adoption of Senate Joint Resolution F.

Which motion prevailed.

SENATE CONCURRENT RESOLUTION M

Was read the second time.

ROLL CALL

The question being on the adoption of the Resolution the roll was called and there were ayes, 97; nays,, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	O'Brien
Aljets	Goodlaxon	Odegard
Anderson, Bowman	Graham	Oglesby
Anderson, Burke	Halverson	Olson, Mountrail
Anderson, Sargent	Hanson	Page
Anfinson	Hewitt	Parkinson
Bailey, Eddy	Holey	Peterson, Bottineau
Bailey, Dunn	Holthusen	Peterson, Cass
Bauer	Holte	Place
Beggs	Hurd	Ritter
Bettenhausen	Isaak	Sand
Biberdorf	Jensen	Saumur
Bilden	Johnson	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Schnell
Brunsdale	Kubischta	Scholl
Brusseau	Langford	Seibel
Burke	Larson	Schauss
Child	Lavik	Shockman
Cosgriff	Levin	Shurr
Cunningham	Lohrbauer	Smith
Dahl, Emmons	Marks	Symington

Messrs.	Messrs.	Messrs.
Dahl, Traill	Moore	Thompson
Dalzell	Morris	Thoreson
Dittmer	McIlraith	Traynor
Downey	McLarty	Tuff
Erickson,McKenzie	Mode	Twichell
Erickson, McLean	Muus	Urschel
Fjeld	Myers	Wendland
Fitzgerald	Niewoehner	Williams
Frosaker	Noben	Wolf
Gessner	Norheim	Mr. Speaker
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bjerke	Dullea	Olson, Hettinger
Black	Fedje	Randall
Blaisdell	Hall	Solberg
Burgum	Hill	Stray
Caddell	Morgan	Treffry
Clarke		

So the resolution was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 97. A Bill for an Act Relating to Re-funding Special Improvement Warrants, Repealing Chapter 195 of the Session Laws of North Dakota for 1927 as Amended and Re-enacted by Chapter 178 of the Session Laws of North Dakota for 1929 and All Other Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Noben
Aljets	Frosaker	Norheim
Anderson,Bowman	Gessner	O'Brien
Anderson, Burke	Gilbertson	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson,Bottineau
Bauer	Hanson	Peterson, Cass
Beggs	Hewitt	Place
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Bilden	Holte	Saumur
Bjerke	Hurd	Savre
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss

Messrs.	Messrs.	Messrs.
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Child	Lavik	Smith
Cosgriff	Levin	Symington
Cunningham	Lohrbauer	Thompson
Dahl, Emmons	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Tuff
Dittmer	Morris	Twichell
Downey	McIlraith	Urschel
Dullea	McLarty	Wendland
Erickson, McKenzie	Muus	Williams
Erickson, McLean	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Hill	Randall
Blaisdell	Isaak	Scholl
Caddell	Larson	Solberg
Clarke	Mode	Stray
Fedje	Odegard	Treffry
Godwin	Olson, Hettinger	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Exempt from Taxation All Inundated Land Upon Which the Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Providing That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the the roll was called and there were ayes, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hall	Oglesby
Anderson, Bowman	Halverson	Olson, Mountrail
Anderson, Burke	Hanson	Page
Anfinson	Hewitt	Parkinson
Bailey, Eddy	Holey	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Holthusen	Peterson, Cass
Bauer	Hurd	Place
Beggs	Isaak	Ritter
Bettenhausen	Jensen	Sand
Biberdorf	Johnson	Saumur
Bilden	Kapaun	Savre
Bjerke	Keidel	Schantz
Born	Kubischta	Schnell
Borstad	Langford	Scholl
Brunsdale	Larson	Seibel
Brusseau	Lavik	Schauss
Burke	Levin	Shockman
Cosgriff	Lohrbauer	Shurr
Dahl, Traill	Marks	Smith
Dalzell	Moore	Stray
Dittmer	Morgan	Symington
Downey	Morris	Thompson
Erickson, McKenzie	McIlraith	Thoreson
Erickson, McLean	McLarty	Traynor
Fedje	Mode	Tuff
Fjeld	Muus	Twitchell
Fitzgerald	Myers	Urschel
Frosaker	Niewoehner	Wendland
Gessner	Noben	Williams
Gilbertson	Norheim	Wolf
Goodlaxon	O'Brien	Mr. Speaker
Graham		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Clarke	Holte
Anderson, Sargent	Cunningham	Odegard
Black	Dahl, Emmons	Olson, Hettinger
Blaisdell	Dullea	Randall
Burgum	Godwin	Solberg
Caddell	Hill	Treffry
Child		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Noben
Anderson, Bowman	Gilbertson	Norheim
Anderson, Burke	Godwin	O'Brien
Anderson, Sargent	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Place
Beggs	Holey	Ritter
Bettenhausen	Holte	Sand
Biberdorf	Hurd	Savre
Bilden	Isaak	Schantz
Bjerke	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Kapaun	Seibel
Brunsdale	Keidel	Schauss
Brusseau	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Stray
Cosgriff	Levin	Symington
Dahl, Emmons	Lohrbauer	Thompson
Dahl, Traill	Marks	Thoreson
Dalzell	Moore	Traynor
Dittmer	Morgan	Treffry
Downey	Morris	Tuff
Dullea	McIlraith	Twichell
Erickson, McLean	McLarty	Urschel
Fjeld	Muus	Wendland
Fitzgerald	Myers	Williams
Frosaker	Niewoehner	Mr. Speaker

Those voting in the negative were:

Messrs.
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Olson, Hettinger
Black	Hewitt	Page
Blaisdell	Hill	Peterson, Cass
Burgum	Holthusen	Randall
Clarke	Mode	Saumur
Cunningham	Odegard	Solberg
Erickson, McKenzie		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Twichell moved that when the House recess today they convene at 12:45 P. M. tomorrow.

Which motion prevailed.

Mr. Anfinson requested an extension of time as to House Bill No. 181.

Which request was granted.

Mr. Shurr requested an extension of time as to House Bill No. 196.

Which request was granted.

Mr. Gilbertson moved that the House recess at this time until 12:45 P. M. tomorrow.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

L. S. Helgeson, Jamestown, N. D.; John Kownovsky, Hillsboro, N. D.; Jacob J. Adam, Drake, N. D.; Henry Thorson, Drake, N. D.; A. W. Besge, Drake, N. D.; Carl Evanson, Portland, N. D.; Martin Arnt, Portland, N. D.; John Bremon, Portland, N. D.; Roy Power, Portland, N. D.; Sam Anderson, Portland, N. D.; Theo. Strand, Portland, N. D.; Violet Marks, Flaxton, N. D.; Dorothy Gagnum, Bowbells, N. D.; Mrs. E. J. Marks, Flaxton, N. D.; Eli Weston, Fargo, N. D.; Reuben Enger, Mayville, N. D.; Eliot West, Mayville, N. D.; O. M. Lofgren, Starkweather, N. D.; Mrs. O. M. Lofgren, Starkweather, N. D.; Eldred Doenecker, Steele, N. D.; Ben Grove, Grand Forks, N. D.; Welford Luckosen, Devils Lake, N. D.; A. G. Sehr, Gackle, N. D.; H. H. France, Gackle, N. D.; D. J. H. Shepard, Fargo, N. D.; Norval Heskin, Portland, N. D.; J. E. Harkenson, Cando, N. D.; J. J. Gehoe, Cando, N. D.; Miss Minnie Johnson, Bismarck, N. D.; Mrs. Geo. Stepik, Bismarck, N. D.; Mrs. J. H. Langford, Cooperstown, N. D.; C. W. Vorachek, Bismarck, N. D.; Mr. and Mrs. Emil J. S. Martin, Fessenden, N. D.; Dalton W. Martin, Fessenden, N. D.; H. H. Westlie, Minot, N. D.; J. W. Samuelson, Minot, N. D.; Wm. Borine, Minot, N. D.; Geo. Klaubfleish, Minot, N. D.; C. P. Peterson (former member), Cando, N. D.; T. A. Skeie, Cando, N. D.; William Jahner, Mandan, N. D.; Dave Gibson, Mandan, N. D.; McKinley Nelson, Mandan, N. D.; August Arndt, Foxholm, N. D.; Ed Sauer, Foxholm, N. D.; Edith Caysenter, Foxholm, N. D.; Mrs. C. H. Black, Foxholm, N. D.; Mr. Albert Jenner, Kulm, N. D.; Mr. and Mrs. Geo. Stiles, Valley City, N. D.; Clifford Thoreson, Fingal, N. D.; O'Neil Maasjo, Valley City, N. D.; Edwin Langemo, Fingal, N. D.; Hermon Langemo, Fingal, N. D.; Albert Lohlum, Valley City, N. D.; Henry Lohlum, Valley City, N. D.; Wm. Johnson, Grand Forks, N. D.; Mrs. Nellie Anaker, Fessenden, N. D.; George Rose, Ellendale, N. D.; Martin Halein, Thompson, N. D.; Halvor Toiland, Thompson, N. D.; Paul Hjelmstad, Thompson, N. D.; O. E. Nygaard, Thompson, N. D.; Otto Eichhorst, Thompson, N. D.

FORTY-FOURTH DAY AFTER RECESS, AND THE
FORTY-FIFTH DAYHouse of Representatives,
Bismarck, North Dakota,
February 21, 1935.

The House convened at 12:45 P. M., pursuant to recess,
Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the
following report:

Mr. Speaker: Your Committee on Enrollment and En-
grossment respectfully report that they have examined the
following bill:

House Bill No. 80. A Bill for an Act to Amend and
Re-enact Section 10 of Chapter 199 of Session Laws of
1933, Transferring Certain Duties From the Regulatory
Department of the State of North Dakota, to the Office
of the State Dairy Commissioner, and Providing for the
Payment of Expenses Incident to the Carrying Out of
Such Duties, and Declaring an Emergency.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion
prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the
following report:

Mr. Speaker: Your Committee on Enrollment and En-
grossment respectfully report that:

HOUSE CONCURRENT RESOLUTION "A-6"

Was delivered to the Secretary of State, February 21,
1935.

VAL. P. WOLF,
Chairman.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "T"
Shortage of Feed for Livestock

Also,

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9, Supplement to the Compiled Laws of 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Also,

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19 of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Also,

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

Also,

Senate Bill No. 21. 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.

Also,

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

Also,

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding Court Outside the County in Which the Judges Reside and While Serving on the Supreme Court Bench.

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 91, Representatives Brunsdale, Dalzell and Williams.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to return herewith the following bills:

SENATE CONCURRENT RESOLUTION A-e

Also,

Senate Bill No. 113. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 267 of the 1933 Session Laws Relating to the Duty of the County Treasurer to Receive County Warrants in Payment of Certain Taxes, Repealing All Acts in Conflict Therewith and Declaring an Emergency.

Also,

Senate Bill No. 129. A Bill for an Act Providing for the Exemption of the Homestead as Defined by Law from Forced Sale for Payment of Debts, with Certain Exceptions and

Prohibiting the Mortgaging or Incumbering of the Homestead, with Certain Exceptions.

Which the House has indefinitely postponed.

Also return:

SENATE CONCURRENT RESOLUTION M

Also,

SENATE JOINT RESOLUTION F

Which the House has adopted unchanged.

Also return:

Senate Bill No. 97. A Bill for an Act Relating to Refunding Special Improvement Warrants, Repealing Chapter 195 of the Session Laws of North Dakota for 1927 as Amended and Re-enacted by Chapter 178 of the Session Laws of North Dakota for 1929 and All Other Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Exempt from Taxation All Inundated Land Upon Which the Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Providing That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Also,

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Which the House has passed unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to transmit herewith the following:

HOUSE CONCURRENT RESOLUTION A-13

Also,

HOUSE CONCURRENT RESOLUTION A-18

Which the House has adopted and your favorable consideration is respectfully requested.

Also,

House Bill No. 183. A Bill for an Act to Repeal Sections 924, 925, 926, and 927 of the Compiled Laws for the Year 1913, as Section 927 is Amended By Chapter 213 of the Session Laws of 1923, and as Found in Section 927a1 and 927a2, Relating to Publicity Pamphlet and the Publication and Distribution Thereof.

Also,

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Also,

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Also,

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163A4 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Also,

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 852 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1, Chapter 150 of the Session Laws of 1915; Providing for a Primary Election to Be Held on the Last Tuesday in June in Years in Which General Elections Occur; Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relat-

ing to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Text Books May Be Changed in the Schools and Educational Institutions in This State.

Also,

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Also,

House Bill No. 212. A Bill for an Act Appropriating Six Thousand Dollars (\$6,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to return herewith the following bills:

SENATE CONCURRENT RESOLUTION "T"

Also,

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9, Supplement to the Compiled Laws of 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Also,

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19, of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Also,

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

Also,

Senate Bill No. 21. 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.

Also,

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

Also,

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding

Court Outside the County in Which the Judges Reside and While Serving on the Supreme Court Bench.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of Session Laws of 1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

GENERAL ORDERS

Mr. Wolf moved that the House resolve itself into a Committee of the Whole for the consideration of general orders.

Which motion prevailed.

The Speaker called Mr. Wolf to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted he following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 209. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to Time and Place of Holding City Election, When Polls Shall Open and Close, Notice of Election, Publication of Same, and Providing When no Election Shall Be Held. Repealing All Acts in Conflict Therewith and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In the Title of the Bill, in line 4, after the word "same," strike out the words "and providing when no election shall be held."

In line 13, of the printed Bill, after the word "therein," strike out the balance of that Section.

And when so amended recommend the same do pass.

Also,

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 2202 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Giving Notice of the Expiration of the Period of Redemption on Property Forfeited to the County at Tax Sales, Issuance of Tax Deeds to County and Sale by County of Property Acquired by Tax Deed, as Said Section is Amended by Chapter 226 of the Session Laws of 1927 Insofar as it Relates to Sub-division 6 of Said Amended Chapter.

And recommend the adoption of the Standing Committee's amendments as follows:

On page two, line 14 of the printed Bill after the word "sold." Add the following: "and by publishing a notice of such sale in the official newspaper of the county, such notice to be published once at least two weeks prior to such sale."

And when so amended recommend the same do pass.

Also,

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 33, page 12 after the word "the" insert the word "bureau" and strike out the words "unsuccessful party" and in line 34 preceding the word "attorney" insert the word "claimants." After the word "person" in line 4, Section 7 insert the words "In a Hazard Employment As Herein Defined." In line 25 on page 7 strike out the words "including sent for office of the Bureau." On line 8, page 5 strike out the word "thirty" and insert "sixty." On page 6,

line 38 correct the spelling of the word "mortality" and on line 38 after the word "with" strike out the balance of the paragraph down to and including all of line 41.

And the further amendments:

Correct the report of the Standing Committee as follows: Where the amendment reads: "Page 6, line 38 correct the same to read "Page 8, line 38."

Also: The amendment of the Standing Committee "On page 7, line 25, correct the words "including sent for offices of the Bureau" to read "including rent for offices of the Bureau."

And when so further amended recommend the same do pass.

Also,

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Governor and Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2, of the title, strike out the words "Governor and."

In line 12, Section 2, strike out the words "Governor and."

And the further amendments:

On line 11, Section 2, page 2, strike out the word "the" just preceding the word "Board."

These corrections on the printed bill only.

And when so further amended recommend the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Morgan moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

FIFTH ORDER OF BUSINESS

Mr. Traynor moved to proceed with the Fifth Order of Business, and that in the result of a controversy over any

of the reports of Standing Committees, the report be not considered at the present time.

Which motion prevailed.

Mr. Traynor moved that the reports of all Standing Committees as to liquor bills be not considered at this time.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on Military Affairs made the following report:

Mr. Speaker: Your Committee on Military Affairs to whom was referred:

HOUSE CONCURRENT RESOLUTION "A-16"

Have had the same under consideration and recommend that the same be adopted.

HOWARD PARKINSON,
Chairman.

Mr. Halverson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Have had the same under consideration and recommend that the same be amended as follows:

After the title, strike out the remainder of the bill and insert the following:

Be it Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. SAVINGS AND CREDIT ASSOCIATION MAY BE ORGANIZED. METHOD OF ORGANIZATION.)

Any seven residents of the state of North Dakota may apply to the State Banking Board for permission to organize a corporate co-operative association to be known as a credit union.

A credit union is organized in the following manner:

(a) The applicants execute in duplicate a certificate of organization by the terms of which they agree to be bound. The certificate shall state:

1. The name and location of the proposed credit union.
2. The names and addresses of the subscribers to the certificate and the number of shares subscribed by each.
3. The par value of the shares of the credit union which shall not exceed \$10.00, each.

(b) They next prepare proposed by-laws for the general governance of the credit union consistent with the provisions of this Act, and execute the same in duplicate.

(c) The certificate and the proposed by-laws, both executed in duplicate, are forwarded to the State Examiner.

(d) The State Examiner shall, within thirty days of the receipt of said certificate and by-laws, determine whether they comply with the provisions of this Act, and whether or not the organization of the credit union in question would benefit the members of it and be consistent with the purposes of this Act.

(e) Thereupon the said State Examiner shall notify the applicants and State Banking Board of his decision. If it is favorable said Board shall instruct the Secretary of State to issue a charter, attach to the duplicate certificate of organization and return the same, together with the duplicate by-laws to the applicants, upon payment of a filing fee of \$5.00 to the Secretary of State.

(f) The applicants shall thereupon file the said duplicate of the certificate of organization, with the charter attached thereto with the register of deeds of the county within which the credit union shall have its place of business, who shall make a record of said certificate and return it, with his certificate of record attached thereto, to the said Secretary of State for permanent record.

(g) Thereupon the applicants shall become and be a credit union, incorporated in accordance with the provisions of this Act.

In order to simplify the organization of credit unions the said Secretary of State shall, upon passage of this Act, cause to be prepared an approved form of certificate of organization and a form of by-laws, consistent with this Act which may be used by credit union incorporators for their guidance, and on written application of any seven residents of the state, shall supply them, without charge, with a blank certificate of organization and a copy of said form of suggested by-laws.

Section 2. AMENDMENT OF BY-LAWS. APPROVAL BY STATE BANKING BOARD.) To amend certificate of organization or by-laws whether at a general or special meeting, proposed amendments shall be fully set forth in the notice of the meeting. Any amendments to the by-laws shall be approved by three-fourths of the members then present, which number shall constitute a quorum. Any and all amendments to the certificate of organization or by-laws must be approved by the State Banking Board, before they become operative. The certificate of organization may be amended by a majority vote of the entire membership of the credit union at a meeting called for that purpose. In case such amendment is adopted the resolution containing a full text thereof and verified by its president and treasurer and approved by the State Banking Board shall be recorded in the office of the register of deeds in the county in which said credit union is located.

Section 3. USE OF CERTAIN WORDS A MISDEMEANOR.) It shall be a misdemeanor for any person, association, co-partnership or corporation (except corporations organized in accordance with the provisions of this Act) to use the words "credit union" in their name or title.

Section 4. POWERS OF CREDIT UNION.) A credit union shall have the following powers:

(a) To receive the savings of its members either as payment on shares or as deposits (including the right to conduct Christmas clubs, vacation clubs and other such thrift organizations within its membership.)

(b) To make loans to members for provident or productive purposes.

(c) To make loans to a co-operative society or other organization having membership in the credit union.

(d) To deposit in state and national banks and trust companies and central credit unions authorized to receive deposits.

(e) To invest in any investment legal for savings banks or for trust funds in the state.

(f) To borrow money as hereinafter indicated.

Section 5. MEMBERSHIP IN CREDIT UNIONS.) Credit union membership shall consist of the incorporators and such other persons as may be elected to membership and subscribe to at least one share, pay the initial installment thereon and the entrance fee. Organizations (incorporated or otherwise) composed for the most part of the same general group as the credit union membership may be members. Credit union organizations shall be limited to groups (of both large and small membership) having a common bond of occupation, or association or to groups within a well defined rural or urban district.

Section 6. TO BE UNDER STATE BANKING BOARD.) Credit unions shall be under the supervision of the State Banking Board. They shall report to the State Examiner at least twice annually, upon call of the State Examiner on blanks supplied by the said Examiner for that purpose. Additional reports may be required. Credit unions shall be examined at least annually by the said Examiner. For failure to file reports when due, unless excused for cause, the credit union shall pay to the treasurer of the state \$5.00 for each day of its delinquency. If the said Examiner determines that the credit union is violating the provisions of this act, or is insolvent, the said State Banking Board may serve notice on the credit union of his intention to revoke the charter. If, for a period of fifteen days after said notice, said violation continues, the said State Banking Board may revoke said charter and take possession of the business and property of said credit union and maintain possession until such time as they shall permit it to continue business or its affairs are finally liquidated. They may take similar action if said report remains in arrears for more than fifteen days.

The credit union shall pay the same fees to the State Examiner for examination as are now provided for building and loan associations.

Section 7. FISCAL YEAR: MEETINGS AND VOTING AT.) The fiscal year of all credit unions shall end December 31. General and special meetings may be held in the manner and for the purposes indicated in the by-laws, provided, however, that 30 days before any regular meeting and ten days before any special meeting written notice shall be mailed to each member and in the case of a special meeting the notice shall clearly state the purpose of the meeting and what matters will be considered thereat. At all meetings a member shall have but a single vote whatever his share holdings. There shall be no voting by proxy, provided, however, that any firm, society or corporation having a membership in the credit union may cast its vote by one person upon presentation by him of written authority of such firm, society or corporation.

Section 8. ANNUAL MEETINGS: ELECTION OF OFFICERS.) At the annual meeting (the organization meeting shall be the first annual meeting) the credit union shall elect a board of directors of not less than five members, a credit committee of not less than three members and a supervisory committee of three members, all to hold office for such terms respectively as the by-laws provide and until successors qualify. A record of the names and addresses of the members of the board and committees and the officers shall be filed with the State Examiner within ten days of their election, and each director shall also deposit with said Examiner one share as a qualifying requirement.

Section 9. OFFICERS AND DIRECTORS.) At their first meeting the directors shall elect from their own number a president, vice president, treasurer and clerk, of whom the last two named may be the same individual. It shall be

the duty of the directors to have general management of the affairs of the credit union, particularly:

- (a) To act on applications for membership.
- (b) To determine interest rates on loans and on deposits.
- (c) To fix the amount of the surety bond which shall be required of all officers and employees handling money, subject to the approval of the State Examiner.
- (d) To declare dividends, and to transmit to the members recommended amendments to the by-laws.
- (e) To fill vacancies in the board and in the credit committee until successors are chosen and qualify.
- (f) To determine the maximum individual share holdings and the maximum individual loan which can be made with and without security.
- (g) To have charge of investments other than loans to members.
- (h) To establish a schedule of fines, in the discretion of the Board, for non-payment of interest when due.

The duties of the officers shall be as determined in the by-laws, except that the treasurer shall be the general manager. No member of the board or of either committee shall, as such, be compensated, except that reasonable compensation may be paid the treasurer, to be fixed by the board.

Section 10. CREDIT COMMITTEE TO PASS ON LOANS.) The credit committees shall have the general supervision of all loans to members. Applications for loans shall be on a form, prepared by the credit committee, and all applications shall set forth the purpose for which the loan is desired, the security, if any, offered, and such other data as may be required. Within the meaning of this section an assignment of shares or deposits or the endorsement of a note may be deemed security. No loan shall be made unless the obligation bears two responsible endorsers. At least a majority of the members of the credit committee shall pass on all loans and approval must be unanimous. The credit committee shall meet as often as may be necessary after due notice to each member.

Section 11. DUTIES OF SUPERVISORY COMMITTEE.) The supervisory committee shall:

- (a) Make an examination of the affairs of the credit union at least quarterly, including an audit of its books and, in the event said committee feels such action to be necessary, it shall call the members together thereafter and submit to them its report.
- (b) Make an annual audit and report and submit the same at the annual meeting of the members.
- (c) By unanimous vote, if it deem such action to be neces-

sary to the proper conduct of the credit union, suspend any officer, director or member of committee and call the members together to act on such suspension. The members of said meeting may sustain such suspension and remove such officer permanently or may reinstate said officer.

By majority vote the supervisory committee may call a special meeting of the members to consider any matter submitted to it by said committee. The said committee shall fill vacancies in its own membership.

Section 12. CAPITAL: ENTRANCE FEE.) The capital of a credit union shall consist of the payments that have been made to it by the several members thereof on shares. The credit union shall have a lien on the shares and deposits of a member for any sum due to the credit union from said member or for any loan endorsed by him. A credit union may charge an entrance fee as may be provided by the by-laws, not to exceed 50 cents.

Section 13. WHO MAY HOLD SHARES.) Shares may be issued and deposits received in the names of a minor or in trust in such manner as the by-laws may provide. The name of the beneficiary must be disclosed to the credit union.

Section 14. INTEREST RATES.) Interest rates on loans made by a credit union shall not exceed 1 percent a month on unpaid balances.

Section 15. MAY BORROW MONEY.) A credit union may borrow from any source in total sum which shall not exceed 25 per cent of its assets, unless the State Examiner shall authorize a larger amount.

Section 16. MAY LOAN MONEY.) A credit union may loan to members. Loans must be for a provident or productive purpose and are made subject to the conditions contained in the by-laws. A borrower may repay his loan in whole or in part any day the office of the credit union is open for business. No director, officer or member of committee may borrow from the credit union in which he holds office beyond the amount of his holdings in it in shares and deposits, unless approved by three-fourths of the other members of the board of directors, nor may he endorse for borrowers.

Section 17. RESERVED FUNDS.) Every credit union shall maintain a reserve fund which at all times shall be kept liquid and intact and used as a reserve against bad loans and other losses and shall not be loaned to members or used to pay expenses of the credit union or otherwise distributed except in case of liquidation. All entrance fees, fines, and each year, before the declaration of a dividend ten per cent of the gross earnings shall be set aside as a reserve fund against said bad loans and other losses until such time as such fund shall equal fifteen per cent of the assets of the credit union, and thereafter there shall be added to such fund at the end of each fiscal year such per cent of the gross earnings as will be required to maintain such fund as herein provided. There shall also be established and at all times maintained a reserve of not less than five per cent of the

amount of the deposits; which shall be in cash and balances due from solvent banks. Upon recommendation of the board of directors and approval of a majority of the members present at any annual meeting, a reserve fund of not more than 5 per cent of net earnings may be set aside and used for educational, cultural and general welfare purposes.

Section 18. DIVIDENDS.) On recommendation of the directors a credit union may, at the end of the fiscal year, declare a dividend from net earnings, which dividend shall be paid on all shares outstanding at the end of the fiscal year. Shares which become fully paid up during the year shall be entitled to a proportional part of said dividend calculated from the first day of the month following such payment in full.

Section 19. EXPULSION OF MEMBERS.) A member may be expelled by two-thirds vote of the members present at a special meeting called to consider the matter or at the annual meeting, but only after a hearing. Any member may withdraw from the credit union at any time but notice of withdrawal may be required. All amounts paid on shares or as deposits of an expelled or withdrawing member, with any dividends or interest accreted thereto to the date thereof(shall, as funds become available and after deducting all amounts due from the member to the credit union, be paid to him. The credit union may require 60 days' notice of intention to withdraw shares and 30 days' notice of intention to withdraw deposits. Withdrawing or expelled members shall have no further right in the credit union but are not, by such expulsion or withdrawal, released from any remaining liability to the credit union.

Section 20. PROCESS OF VOLUNTARY DISSOLUTION.) The process of voluntary dissolution shall be as follows:

(a) A credit union may be voluntarily liquidated after four-fifths of the entire membership shall have voted such liquidation at a special meeting called by a majority of the board of directors for that purpose, upon thirty days' mailed written notice to each member clearly stating the purpose of such special meeting. By a majority vote of the members present at such meeting, a committee of three members shall be elected to liquidate the credit union.

(b) Immediately after such meeting and before such committee shall proceed with the liquidation, the officers of the credit union shall file with the State Examiner a certified copy of the minutes of such meeting, a written statement outlining the plan of liquidation and a verified statement in writing signed by a majority of the officers consenting to such liquidation containing the names and addresses of all officers and directors of the credit union. After the State Examiner shall by proper examination determine that such credit union is solvent, he shall issue a certificate of approval of the liquidation, which certificate shall be filed with the register of deeds in the county where such credit union is located. From and after such special meeting the credit union shall cease to do business except for purposes of liqui-

ation. Before commencing such liquidation such committee shall execute and file with the State Examiner a bond running to the State of North Dakota for the benefit of the members and creditors of the credit union in such amount and with such sureties and in such form as shall be approved by the State Examiner conditioned for the faithful performance of all duties of its trust.

(c) Upon filing of such certificate with the Register of Deeds, the credit union shall be deemed dissolved and its corporate existence terminated except for the purpose of discharging its debts, collecting and distributing its assets and doing all other acts required in order to liquidate. The credit union shall have a corporate existence and may sue and be sued.

(d) If the credit union shall not be completely liquidated and its assets discharged within three years after such special meeting of the members, the State Examiner shall take possession of the books, records and assets and proceed to complete the liquidation in the manner then provided by law for the liquidation of closed banks.

(e) Funds representing unclaimed dividends in liquidation in the hands of such liquidating committee or the State Examiner for six months after date of final dividend shall be deposited with the State Treasurer who shall within one year thereafter pay over the money so held by him to the persons respectively entitled thereto upon being furnished satisfactory evidence of their right to the same, and at the end of such year the State Treasurer shall credit all residue of such deposit to the General Fund.

(f) Upon completion of the liquidation by such liquidating committee it shall file with the State Examiner a verified statement in writing signed by the members of such committee stating that all debts of the credit union including deposits, have been paid except unclaimed dividends, and if any such, the amount thereof, the names of the persons entitled thereto with their last known addresses, and all books and papers of the credit union shall thereupon be deposited with the State Examiner.

Section 21. MAY CHANGE PLACE OF BUSINESS.) A credit union may change its place of business on written permission of the State Examiner.

Section 22. SHALL BE DEEMED SAVINGS BANKS FOR TAXATION PURPOSES.) A credit union shall be deemed a consumers co-operative association for purposes of taxation.

Section 23. CONFLICTING ACTS REPEALED.) All laws and parts of laws in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 238. A Bill for an Act to Safeguard Human Health and Life by Providing for the Regulation of the Manufacture and Sale of Ice Cream for Human Consumption; Providing for the Issuance of Permits of All Ice Cream Plants, Including Counter Freezer Installations; Conferring Powers and Duties on State Regulatory Officials; and Imposing Penalties.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, line 8, of Section 1, of the printed bill after the word "any," add the word "commercial."

On page 3, line 14, of Section 3, strike out the word "Impervious."

In line 15, strike out "flushed and."

Strike out line 16 and 17 on page 3 and renumber lines for balance of Section 3.

In line 28, page 3, strike out the word "running."

On page 4, line 3, of Section 5, after the word water, strike out the word "and," and insert the word "or."

Section 11. PENALTY.) Any violation of this Act is hereby declared a misdemeanor.

And when so amended recommend the same do pass.

FRED SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Military Affairs made the following report:

Mr. Speaker: Your Committee on Military Affairs to whom was referred:

House Bill No. 251. A Bill for an Act Providing for Payment of License Fees by Bachelors and Spinsters, Defining Bachelors and Spinsters, Providing for the Payment of License Fees and Use Thereof; Specifying Time of Payment of Such License Fees; Providing Penalties for the Violation of the Act and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 9, Section 4, of the printed bill, strike out the following: after the words "such fund," the remainder of line 9, all of lines 10 and 11, and insert in lieu thereof the following "The Florence Crittenton Home."

And when so amended recommend the same do pass.

HOWARD PARKINSON,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Military Affairs made the following report:

Mr. Speaker: Your Committee on Military Affairs to whom was referred:

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in the Great World War.

Have had the same under consideration and recommend that the same be amended as follows:

In line 8, of printed bill, strike out the following words, "The Great World War," and insert in lieu thereof the following, "any war in which the United States has been engaged."

Amend the title as follows: in line 3, of the title, strike out the words "The Great World War," and insert in lieu thereof the following: "any war in which the United States has been engaged."

And when so amended recommend the same do pass.

HOWARD PARKINSON,
Chairman.

Mr. Beggs moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 264. A Bill for an Act to Impose an Equalization and Replacement Tax Upon the Buying of Milk, Cream, and Butter-fat; Providing for Making Returns Thereon; Payment of Tax; the Replacement Feature of the Tax; Distribution of Taxes Collected, and Penalties for Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRED SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

SENATE CONCURRENT RESOLUTION NO. "P"

Memorializing Congress to support House Joint Resolutions No. 15, 83, and 86 introduced in the Congress of the United States by Representative Burdick.

Have had the same under consideration and recommend that the same do pass.

FRED SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Morris moved the adoption of Senate Concurrent Resolution P.

Which motion prevailed.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 53, Chapter 148 of the 1931 Session Laws, Relating to Commercial Fishing, Application for License and Cost Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. OLSON,
Chairman.

Mr. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Chapter 163 of the Session Laws of 1933, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven and Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Have had the same under consideration and recommend that the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. O'Brien moved that the report be adopted, which motion prevailed and the report was adopted.

FOURTH ORDER OF BUSINESS

Petitions and Communications were received and read from the desk signed by the following:

Adam A. Lefor, State Bank Examiner, Bismarck, N. D.
Susan V. Sheaffer, Bismarck, N. D., and others.
Senator Lynn J. Frazier, Washington, D. C.

SEVENTH ORDER OF BUSINESS

Mr. Cosgriff moved that all absent members be excused. Which motion prevailed.

Mr. Traynor moved the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FORTY-FIFTH DAY

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Herman J. Mandry, Garrison.

Roll call: All members were present except Representatives Born, Fedje, Fitzgerald, Kubischta, Olson of Mountrail, Schnell, Traynor, Twichell and Urshel.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-third day after recess and Forty-fourth day and recommend that the same be corrected as follows:

On page 62, strike from the calendar title of House Bill No. 296 as same has been indefinitely postponed.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions and communications were received by the House and read at the desk from:

Ira E. Herzberg, Bismarck, N. O.
Frances Bergland, Bismarck, N. D., and others.

REPORT OF STANDING COMMITTEES

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 220. A Bill for an Act to Prohibit Dancing In, On, Or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor is Conducted, and Providing the Penalty for Violation, Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

PAUL A. SAND,
Chairman.

Mr. Smith moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 222. A Bill for an Act to Amend and Re-enact the Initiated Measure Approved September 22, 1933 Providing for and Entitled, "An Act Providing for the Manufacture and Sale Within the State of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill Number 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act. An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making It Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act,

and Making an Appropriation to Carry Out the Provisions Hereof," Relating to the Sale or Dispensing of Beer at Retail Within the State and Limiting the Same to Incorporated Cities and Villages, and Providing for Local Regulations with Reference to Such Cities and Villages, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PAUL A. SAND,
Chairman.

Mr. Halverson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 239. A Bill for an Act to Provide Improved Protection of the Public Health Through Regulation of Slaughterhouses and Meat Markets; Providing for the Licensing of the Same; Regulating the Slaughtering of Animals for Food; Granting Exemptions to Farmers and for Other Purposes.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Public Health.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 13 of That Certain Measure, Initiated by the People of the State of North Dakota, Relating to the Manufacture, Sale and Distribution of Beer.

Have had the same under consideration and recommend that the same do pass.

PAUL A. SAND,
Chairman.

Mr. Smith moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved that the report of the Conference Committee on Senate Bill No. 112 be not adopted, and returned to the Conference Committee.

Which motion prevailed.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 157. A Bill for an Act Providing for the Granting of Concessions in State, County and Municipal Public Buildings and the Grounds Adjacent Thereto, for Cafes, Restaurants, and Confectionaries; and, Providing for the Leasing, Renting, and Licensing of Such Public Concessions, and Making it Unlawful for Any State Official, County Official, Municipal Official, and Any Commission or Board Thereof, to Let Anyone Have the Use and Benefits of Any Such Concessions Without Having Complied With the Provisions of This Act, and Providing a Penalty Therefore; and Making This Act an Emergency Measure.

Have had the same under consideration and recommend that the same be amended as follows:

In line 16, page 2 of the printed bill, between \$100.00 and the comma, insert the words "per annum."

In line 23, page 2, strike out the words "some other party or" and insert in lieu thereof the word "the."

In line 12, page 3, between the words "property" and "covered," insert the words "excepting public school buildings"; and insert a comma after the word "property" in the printed bill.

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 201 and 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Sections 1, 3 and 4 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 213 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 217 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Creation of a Fire Marshal Department.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 8. A Bill for an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropractic, to Create a State Board of Chiropractic, to Provide for the Examination and Licensing of Chiropractors and Providing Penalties for the Violation Thereof."

Also,

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing That Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

Also,

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

Also,

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream.

Were delivered to the Governor for his approval at the hour of 1:03 o'clock P. M., February 21, 1935.

VAL. P. WOLF,
Chairman.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 112.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 216. A Bill for an Act Amending Section 5 of Chapter 106 of the Session Laws of North Dakota for the Year 1927.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 219. A Bill for an Act Providing for the Renting or Managing of the Restaurant Rooms in State Capitol, nad Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be amended as follows:

In lines 9 and 10 of the printed bill, strike out the words "Three Hundred" and insert in lieu thereof the words "Two Hundred."

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 267. A Bill for an Act to Authorize, Upon the Option of the Voters, the Creation of a Light and Power Users Commission in Any Organized Town, Village, or City in the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 2844 Of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 119, Session Laws of 1929, Relating to Licenses of Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Olson of Mountrail moved as a substitute motion to the report of the Committee on State Affairs that House Bill No. 268 be recommended for passage.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 278. A Bill for an Act Authorizing the State of North Dakota to Manufacture, at its Own Cost, for its Own Use, the Hoiland Economy Road Planer, and Pay the Patentee, Albert Hoiland, the sum of \$5.00 for Each Planer so Manufactured and Used.

Have had the same under consideration and recommend that the same be amended as follows:

In the beginning of line 3 Section 2 of the printed bill, strike out the words "hereby agrees that it will" and insert in lieu thereof the word "may."

In line 5 Section 2 after the word "necessary" insert a period and strike out the following words "In Maintaining the Highways of the State."

In line 11 Section 2 after the word "that" and before the word "shall" insert the following words, "the State of North Dakota."

At the end of line 14, Section 2 after the word "funds" change the period to a comma and insert the following words, "during the life of the patent."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 7812 of the Compiled Laws of North Dakota for the Year 1913, Relating to Non-resident and Foreign Corporations Furnishing Surety for Costs When Plaintiffs and Excepting from the Operation Thereof, Corporations That Are Agencies or Instrumentalities of the United States of America.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted.

Mr. Burke moved as a substitute motion to the report of the Committee on Ways and Means that House Bill No. 281 be recommended for passage.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 305. A Bill for an Act to Establish a Mouse River Valley Authority, and to Fix Its Powers and Duties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 310. A Bill for an Act Establishing Methods for Determining Division Lines Between Adjoining Owners of Agricultural Lands; Authorizing Survey by County Surveyor and Requiring Adjoining Owners to Share the Expense; Providing Methods for Collecting Said Expense.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Olson of Mountrail moved as a substitute motion to the report of the Committee on Taxes and Tax Laws that House Bill No. 242 be not considered for one legislative day.

Which motion prevailed.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker. Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 243. A Bill for an Act Permitting Deduction of Personal Property Taxes Due and Delinquent from Claims, Demands, Salaries, and Wages Due from Counties;

Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota for 1913 and All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title of the printed bill after the word "of" insert the word "delinquent." At the end of the line strike out the words "due and."

In line two of the title, strike out the word "delinquent" and at the end of the line add the following words: "county officers and others."

In line 3 of the title, strike out the word "counties."

In Section 1, line 7, strike out the words "due" and "or."

In Section 1, line 12, strike out the word "due" and insert in lieu of "delinquent."

In Section 1, line 13, after the word "penalty" insert the following words: "will be deducted from warrant when paid."

In Section 1, line 18, after the word "issues" insert the letter "a," and in the word warrants strike out the "s."

In Section 1, line 19, strike out the word "his" and insert in lieu thereof the word "the." After the word duty, insert the following words: "of the County Auditor."

In Section 1, line 21, strike out the words "due" and "or."

In Section 1, line 25, strike out the word "due" and insert in lieu thereof "delinquent."

In Section 1, line 26, after the word "penalty," insert the following words: "will be deducted from warrant when paid." At the end of the line strike out "25%" and insert in lieu thereof "15%."

In Section 1, line 28, strike out "25%" and insert in lieu thereof "15%."

In Section 1, line 31, strike out the words "due" and "or."

In Section 1, line 40, strike out the word "note" and insert in lieu thereof "notation."

In Section 2, line 3 strike out the words "due" and "or."

In Section 2, line 6, strike out the words "due" and "and."

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 306. A Bill for an Act to appropriate the Sum of Ten Thousand Five Hundred Dollars to Reimburse and Pay to Patterson Hotel Company of Bismarck, North Dakota, for Rent During a Period of Seven Months, for Premises Leased to the State of North Dakota, Consisting of the Second Floor of That Certain Building in the City of Bismarck Known as the Patterson Hotel, Upon an Agreement Made and Entered Into by the Board of Administration to Pay Rent at the Rate of Twenty Five Hundred Dollars Per Month for Such Premises in Case the Said Premises Were Vacated by the State of North Dakota Within a Period of Two Years From and After the First Day of January, 1931, the Said State of North Dakota Having Occupied said Premises for a Period of Seven Months for Various Departments of the State Government.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the vote by which House Bill No. 306 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be further amended as amended by the Senate:

In line 9, in the title of the bill, on page 4, of the Senate Journal of February the 11th, strike the word "and," and in line 10, after the apostrophe and before the word by, insert the following language, "Highway Department and Motor Vehicle Registration Department" and Game and Fish Department.

On page 5, Section 1, line 13, strike the word and, and in line 14, after the apostrophe and before the word, immediately, insert the following language, "Highway Department and Motor Vehicle Registration Department" and Game and Fish Department.

At the bottom of Section 1, add the following lines and figures: "The Highway Department and Motor Vehicle Department \$3,500.00; The Game and Fish Department \$750.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Borrowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to the Board of Pardons for the Biennium period expiring June 30, 1935, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Thirty Thousand (\$30,000.00) Dollars, or so Much Thereof as May Be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands.

Have had the same under consideration and recommend that the same do pass as amended by the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 112 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Have had the same under consideration and recommend:

That the House recede from House amendments to Senate Bill No. 112.

For the House:

E. A. CHILD,
W. J. MORRIS,
F. D. HURD,

For the Senate:

WM. A. THATCHER,
E. C. STUCKE,
WM. WATT.

Representative Child moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved the rules be suspended and that Senate Bill No. 112 as amended be considered properly re-engrossed, and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Noben
Aljets	Gessner	Norheim
Anderson, Bowman	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anderson, Sargent	Graham	Oglesby
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Page
Bailey, Dunn	Hanson	Parkinson
Bauer	Hill	Peterson, Bottineau
Beggs	Holey	Peterson, Cass
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Johnson	Schantz
Brunsdale	Kapaun	Schnell
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Wendland
Erickson, McKenzie	Muus	Williams
Erickson, McLean	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Gilbertson	Scholl
Borstad	Hewitt	Twichell
Fedje	Olson, Hettinger	Urschel
Fitzgerald	Place	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the Conference Committee with reference to Senate Bill No. 112, be now discharged.

Which motion prevailed, and the Committee was discharged.

Mr. Betenhausen moved that House Bill No. 325, now in the Committee on Highways and Bridges, be re-referred to the Committee on Taxes and Tax Laws.

Which motion prevailed.

Mr. Godwin moved that House Bill Nos. 283 and 193, on the Calendar as of this date, be placed on the calendar for consideration tomorrow.

Which motion prevailed.

Mr. Dahl of Emmons moved that the vote by which House Bill No. 270 was indefinitely postponed, be reconsidered.

Which motion prevailed.

Mr. Dahl of Emmons moved that House Bill No. 270 be re-referred to the Committee on Ways and Means.

Which motion prevailed.

Mr. Lohrbauer moved that further consideration of House Bill No. 209 be indefinitely postponed.

Which motion prevailed.

FIRST READING OF HOUSE BILLS

Committee on Delayed Bills introduced:

House Bill No. 350. A Bill for an Act Creating a Board of Civil Service Commissioners in Cities Adopting Provisions of This Act; Providing for Examination of All Public Employees Within Said Civil Service District; Providing for Promoting Upon Merit and Seniority; Providing for Appointment and Removal of Employees, and Fixing Penalty for Violating the Provisions of This Act.

Was read the first time and referred to the Committee on State Affairs.

Committee on Delayed Bills introduced:

House Bill No. 351. WHEREAS: It Has Come to the Attention of the Members of the House of Representatives of the State of North Dakota, That Certain State, County, City, Township, School and Other Officers Have Destroyed a Great Amount of Printed Stationery Belonging to the Various Offices and Departments, and

WHEREAS: The Above Has Been Brought About Through the Fact That the Names of the Elected Officers and Their Several Deputies are Usually Printed Upon Such Stationery:

Was read the first time and referred to the Committee on Ways and Means.

Committee on Delayed Bills introduced:

House Bill No. 352. A Bill for an Act Creating the Department of Boiler Inspection in the Office of Commissioner of Agriculture and Labor; Providing for Appointment and Removal of Chief and District Inspectors, Fixing Their Duties and Compensation; Providing for Necessary Assistance and Supplies; Providing for Examinations Classification and Licensing of Engineers; Fixing License Fees for Same and Providing Penalty for Violation Hereof.

Was read the first time and referred to the Committee on State Affairs.

Committee on Delayed Bills introduced:

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Was read the first time and referred to the Committee on State Affairs.

Committee on Delayed Bills introduced:

House Bill No. 354. A Bill for an Act to Create a Board of Civil Service Commissioners in Cities Having a Full Paid Fire Department in the State of North Dakota; to Provide a Civil Service System Based Upon Examination and Investigation as to Merit, Efficiency and Fitness for Appointment, Employment and Promotion of All Officers and Men Appointed in Said Fire Departments and Respective Cities; to Regulate the Transfer, Reinstatement, Suspension and Discharge of Said Officers and Firemen.

Was read the first time and referred to the Committee on State Affairs.

Committee on Delayed Bills introduced:

House Bill No. 355. A Bill for an Act Making an Appropriation to Provide for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly.

Was read the first time and referred to the Committee on Appropriations.

SECOND READING OF HOUSE BILLS

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4609b6, of the Supplement to the Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

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, 102; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Niewoehner
Aljets	Gessner	Noben
Anderson, Bowman	Gilbertson	Norheim
Anderson, Burke	Godwin	O'Brien
Anderson, Sargent	Goodlaxon	Odegard
Anfinson	Graham	Oglesby
Bailey, Eddy	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Parkinson
Beggs	Hill	Peterson, Bottineau
Bettenhausen	Holey	Place
Biberdorf	Holthusen	Randall
Bilden	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Johnson	Schnell
Borstad	Kapaun	Seibel
Brunsdale	Keidel	Schauss
Brusseau	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Wendland
Erickson, McKenzie	Mode	Williams
Erickson, McLean	Muus	Mr. Speaker
Fjeld	Myers	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Peterson, Cass	Schantz	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Fitzgerald	Scholl
Child	Hewitt	Twichell
Fedje	Olson, Hettinger	Urschel

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the Senate be requested to return House Bill No. 256 to the House.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to inform you that the House requests the return of House Bill No. 256.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Noben moved that House Bill No. 293 be withdrawn from the Committee on State Affairs and re-referred to the Committee on Temperance.

Which motion prevailed.

Mr. Godwin requested unanimous consent of the House to amend House Bill No. 48.

Which request was granted.

Mr. Godwin moved to amend House Bill No. 48 as follows:

In page 2, Section three, line two, strike out the word "his" and insert in lieu thereof the word "their."

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, that House Bill No. 48 be considered properly re-engrossed as amended and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 81; nays, 21; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Myers
Aljets	Frosaker	Noben
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Olson, Mountrail
Anfinson	Goodlaxon	Peterson, Bottineau
Bailey, Eddy	Graham	Place
Bailey, Dunn	Hall	Randall
Bauer	Halverson	Ritter
Beggs	Hanson	Sand
Bettenhausen	Holey	Saumur
Bilden	Holthusen	Savre
Bjerke	Johnson	Schnell
Black	Keidel	Scholl
Born	Kubischta	Seibel
Borstad	Langford	Schauss
Brunsdale	Larson	Shockman
Burke	Lavik	Shurr
Caddell	Levin	Smith
Child	Lohrbauer	Solberg
Clarke	Marks	Stray
Cosgriff	Moore	Treffry
Cunningham	Morgan	Tuff
Dahl, Emmons	McIlraith	Wendland
Dahl, Traill	McLarty	Williams
Dittmer	Mode	Mr. Speaker
Erickson, McKenzie	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Biberdorf	Isaak	Page
Blaisdell	Jensen	Peterson, Cass
Brusseau	Kapaun	Schantz
Dalzell	Morris	Symington
Downey	Niewoehner	Thompson
Dullea	O'Brien	Thoreson
Fjeld	Oglesby	Wolf
Hill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Holte	Traynor
Fedje	Hurd	Twichell
Fitzgerald	Olson, Hettinger	Urschel
Hewitt	Parkinson	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Stray moved that the vote by which House Bill No.

48 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Kapaun: Mr. Speaker, I desire to explain my vote and have my explanation recorded.

I vote "no" for the reason that by this means of scaling down taxes we are encouraging people to wait and pay their taxes at some later and indefinite period.

Mr. Schantz: Mr. Speaker, I desire to explain my vote and have my explanation recorded.

This bill offers absolutely no inducement to any taxpayer to pay his taxes before December 31st, 1935; and for that reason I vote "no."

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

HOUSE RESOLUTION "Q"

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 9020 of the Compiled Laws of North Dakota for the Year 1913, Relating to Surety for Costs Where Plaintiff is a Non-resident of the State or a Corporation and Exempting from the Operation of Said Section Public Corporations of the State of North Dakota and Corporations That Are Instrumentalities or Agencies of the United States of America.

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, 91; nays, 7; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Norheim
Aljets	Godwin	Odegard

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Burke	Graham	Page
Anderson, Sargent	Halverson	Peterson, Bottineau
Anfinson	Hanson	Peterson, Cass
Bailey, Eddy	Hill	Place
Bailey, Dunn	Holey	Randall
Beggs	Holthusen	Ritter
Biberdorf	Holte	Sand
Bjerke	Jensen	Saumur
Black	Johnson	Savre
Blaisdell	Kapaun	Schantz
Born	Keidel	Schnell
Borstad	Kubischta	Schauss
Brunsdale	Langford	Shockman
Brusseau	Larson	Shurr
Burke	Lavik	Smith
Child	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Wendland
Erickson, McKenzie	Muus	Williams
Fjeld	Myers	Wolf
Frosaker	Niewoehner	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bauer	Erickson, McLean	Olson, Mountrail
Bettenhausen	Isaak	Seibel
Caddell		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Hall	Olson, Hettinger
Burgum	Hewitt	Parkinson
Dahl, Emmons	Hurd	Scholl
Fedje	Noben	Twichell
Fitzgerald	O'Brien	Urschel

So the bill passed and the title was agreed to.

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

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, 73; nays, 24; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Burke	Graham	Page
Anderson, Sargent	Halverson	Peterson, Bottineau
Anfinson	Hill	Peterson, Cass
Bailey, Eddy	Holthusen	Place
Bailey, Dunn	Holte	Randall
Bauer	Isaak	Ritter
Bettenhausen	Jensen	Sand
Biberdorf	Johnson	Saumur
Bilden	Kubischta	Savre
Black	Langford	Schantz
Blaisdell	Larson	Schnell
Born	Lavik	Shockman
Borstad	Lohrbauer	Shurr
Brusseau	Moore	Solberg
Burke	Morgan	Stray
Caddell	Morris	Symington
Child	McIlraith	Thompson
Clarke	Mode	Thoreson
Cunningham	Muus	Traynor
Dalzell	Myers	Treffry
Dittmer	Niewoehner	Williams
Downey	Noben	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Godwin	Odegard
Brunsdale	Hanson	Olson, Mountrail
Burgum	Holey	Seibel
Cosgriff	Kapaun	Schauss
Dahl, Emmons	Keidel	Smith
Dahl, Traill	Levin	Tuff
Erickson, McLean	Marks	Wendland
Gilbertson	O'Brien	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Olson, Hettinger
Beggs	Hall	Parkinson
Dullea	Hewitt	Scholl
Erickson, McKenzie	Hurd	Twichell
Fedje	McLarty	Urschel
Fjeld		

So the bill passed and the title was agreed to.

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933,

and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

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, 93; nays, 3; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Muus
Anderson, Bowman	Frosaker	Myers
Anderson, Burke	Gessner	Niewoehner
Anderson, Sargent	Gilbertson	Noben
Anfinson	Godwin	Norheim
Bailey, Eddy	Goodlaxon	O'Brien
Bailey, Dunn	Graham	Odegard
Bauer	Hall	Oglesby
Beggs	Halverson	Olson, Mountrail
Bettenhausen	Hanson	Peterson, Bottineau
Biberdorf	Hill	Peterson, Cass
Bilden	Holey	Place
Bjerke	Holthusen	Randall
Black	Holte	Ritter
Blaisdell	Isaak	Sand
Born	Jensen	Saumur
Borstad	Johnson	Savre
Brunsdale	Kapaun	Schnell
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shoekman
Caddell	Larson	Shurr
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Treffry
Dittmer	Morris	Wendland
Downey	McIlraith	Williams
Erickson, McKenzie	Mode	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Schantz	Smith	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hewitt	Scholl
Dahl, Emmons	Hurd	Traynor
Dullea	McLarty	Tuff
Fedje	Olson, Hettinger	Twitchell
Fjeld	Page	Urschel
Fitzgerald	Parkinson	

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 21, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 94. A Bill for an Act to Provide for Physical Examination of Persons Engaged in Driving Motor Propelled Vehicles Used for the Transportation of School Children, and to Provide Mechanical Inspection and Requirements of Such Vehicles, Also Providing for the Enforcement of the Provisions of This Act, and Punishment for Violation Thereof.

Also,

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 309, Session Laws of 1931, Relating to Veterans' Guardianship, and Declaring an Emergency.

Also,

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

Also,

Senate Bill No. 172. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Also,

Senate Bill No. 169. A Bill for an Act Authorizing the Board of Administration to Establish and Operate a Public Restaurant and Lunch Room in the State Capitol, Defining Its Powers and Duties in Relation Thereto, and Prohibiting Any Person, Firm or Corporation From Operating Any Restaurant or Lunch Room in the State Capitol After July 1, 1935.

Also,

Senate Bill No. 147. A Bill for an Act Creating a State Board to Be Known as "State Council of Public Safety," Purpose, Appointment of Members, Term of Office, Duties of Council and How Financed.

Also,

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota; Declaring an Emergency.

Also,

Senate Bill No. 75. A Bill for an Act to Provide for Liens in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons Injured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgment Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurers of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Also,

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Also,

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations

of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

Also,

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Which the Senate has passed and your favorable consideration is respectfully requested.

Also,

SENATE CONCURRENT RESOLUTION "Z"

Also,

SENATE CONCURRENT RESOLUTION "A-c"

Also,

SENATE CONCURRENT RESOLUTION "U"

Which the Senate has adopted.

And your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 21, 1935.

Mr. Speaker: I have the honor to return herewith House Bill No. 256 which the House has requested.

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 94. A Bill for an Act to Provide for Physical Examination of Persons Engaged in Driving Motor Propelled Vehicles Used for the Transportation of School Children, and to Provide Mechanical Inspection and Require-

ments of Such Vehicles, Also Providing for the Enforcement of the Provisions of This Act, and Punishment for Violation Thereof.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 309, Session Laws of 1931, Relating to Veterans' Guardianship, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 172. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 147. A Bill for an Act Creating a State Board to Be Known as "State Council of Public Safety," Purpose, Appointment of Members, Term of Office, Duties of Council and How Financed.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota; Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 75. A Bill for an Act to Provide for Liens in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons Injured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgment Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurers of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

Was read the first time and referred to the Committee on **Judiciary.**

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 169. A Bill for an Act Authorizing the Board of Administration to Establish and Operate a Public Restaurant and Lunch Room in the State Capitol, Defining Its Powers and Duties in Relation Thereto, and Prohibiting Any Person, Firm or Corporation From Operating Any Restaurant or Lunch Room in the State Capitol After July 1, 1935.

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "Z"

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "A-c"

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "U"

Was read the first time and referred to the Committee on State Affairs.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

HOUSE RESOLUTION "I"

Frazier-Lemke Moratorium Act

And the Speaker signed the same in the presence of the House.

SENATE CONCURRENT RESOLUTION "E"

Was read the second time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 64; nays, 25; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dalzell	Parkinson
Anderson, Bowman	Erickson, McLean	Peterson, Bottineau
Anderson, Burke	Godwin	Place
Anfinson	Hanson	Randall
Bailey, Eddy	Hill	Ritter
Bailey, Dunn	Holey	Sand
Bauer	Isaak	Saumur
Beggs	Jensen	Schnell
Bettenhausen	Kubischta	Scholl
Biberdorf	Larson	Seibel
Bilden	Levin	Schauss
Bjerke	Marks	Shockman
Black	Morgan	Shurr
Blaisdell	McLraith	Solberg
Born	McLarty	Stray
Borstad	Mode	Treffry
Brusseau	Muus	Tuff
Caddell	Myers	Wendland
Child	Niewoehner	Williams

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Noben	Wolf
Dahl, Traill	Olson, Mountrail	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Holte	Page
Burgum	Hurd	Peterson, Cass
Clarke	Johnson	Savre
Cosgriff	Langford	Smith
Fjeld	Moore	Symington
Gessner	Morris	Thompson
Gilbertson	Norheim	Thoreson
Halverson	O'Brien	Traynor
Holthusen	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fedje	Keidel
Anderson, Sargent	Fitzgerald	Lavik
Burke	Frosaker	Lohrbauer
Cunningham	Goodlaxon	Odegard
Dittmer	Graham	Olson, Hettinger
Downey	Hall	Schantz
Dullea	Hewitt	Twichell
Erickson, McKenzie	Kapaun	Urschel

So the resolution was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 110. A Bill for an Act Declaring the Draining of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 83; nays, 9; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	O'Brien
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hewitt	Parkinson
Beggs	Hill	Peterson, Bottineau
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holthusen	Randall
Bjerke	Holte	Ritter
Black	Hurd	Savre
Blaisdell	Isaak	Schantz
Born	Jensen	Schnell

Messrs.	Messrs.	Messrs.
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Kubischta	Schauss
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Morgan	Solberg
Clarke	Morris	Stray
Cosgriff	McIlraith	Thompson
Dahl, Traill	McLarty	Thoreson
Downey	Mode	Traynor
Dullea	Muus	Treffry
Erickson, McKenzie	Myers	Tuff
Erickson, McLean	Niewoehner	Wendland
Fjeld	Noben	Williams
Gessner	Norheim	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burgum	Hanson	Place
Dahl, Emmons	Levin	Symington
Dalzell	Marks	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Olson, Hettinger
Anderson, Sargent	Frosaker	Sand
Bailey, Eddy	Hall	Saumur
Bilden	Keidel	Shockman
Cunningham	Lavik	Twichell
Dittmer	Lohrbauer	Urschel
Fedje	Moore	

So the bill passed and the title was agreed to.

ELEVENTH ORDER OF BUSINESS

Mr. Godwin requested unanimous consent of the House to amend House Bill No. 256.

Which request was granted.

Mr. Godwin moved to amend House Bill No. 256 as follows:

On page four, Section three, beginning with line ten, strike out lines ten and eleven and the first two words on line twelve, inserting in lieu thereof the following: "The issues involved in the appeal so taken shall be tried and determined at the next term of the District Court. The damages shall be assessed by a jury, unless a trial by jury is waived."

Which motion prevailed.

Mr. Godwin moved that the rules be suspended, that House Bill No. 256 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

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, 74; nays, 19; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson,McKenzie	Odegard
Anderson,Bowman	Fjeld	Olson, Mountrail
Anderson, Burke	Godwin	Page
Bailey, Eddy	Goodlaxon	Parkinson
Bailey, Dunn	Hanson	Peterson,Bottineau
Bauer	Hill	Place
Beggs	Holey	Ritter
Bettenhausen	Hoithusen	Sand
Biberdorf	Isaak	Savre
Bilden	Jensen	Schnell
Bjerke	Johnson	Seibel
Black	Keidel	Schauss
Blaisdell	Kubischta	Shockman
Born	Langford	Shurr
Borstad	Larson	Solberg
Brunsdale	Marks	Stray
Brusseau	Moore	Symington
Burgum	Morgan	Thoreson
Caddell	McIlraith	Treffry
Child	McLarty	Tuff
Cosgriff	Muus	Wendland
Dahl, Emmons	Myers	Williams
Dahl, Traill	Niewoehner	Wolf
Dalzell	Noben	Mr. Speaker
Dullea	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burke	Kapaun	Oglesby
Downey	Lavik	Saumur
Erickson, McLean	Levin	Schantz
Gessner	Lohrbauer	Smith
Gilbertson	Morris	Thompson
Holte	O'Brien	Traynor
Hurd		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Olson, Hettinger
Anderson, Sargent	Frosaker	Peterson, Cass
Anfinson	Graham	Randall

Messrs.	Messrs.	Messrs.
Clarke	Hall	Scholl
Cunningham	Halverson	Twichell
Dittmer	Hewitt	Urschel
Fedje	Mode	

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Mr. Godwin moved that further consideration of Senate Bill No. 149 be delayed until tomorrow.

Which motion prevailed.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

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, 68; nays, 28; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	McIlraith
Anderson, Bowman	Frosaker	Muus
Anderson, Sargent	Gessner	Norheim
Anfinson	Godwin	O'Brien
Bailey, Dunn	Goodlaxon	Odegard
Bauer	Graham	Oglesby
Beggs	Hall	Randall
Biberdorf	Halverson	Sand
Bjerke	Hill	Saumur
Black	Holey	Savre
Blaisdell	Holthusen	Schantz
Born	Hurd	Scholl
Borstad	Isaak	Seibel
Brunsdale	Jensen	Schauss
Brusseau	Kapaun	Shurr
Burke	Keidel	Smith
Child	Kubischta	Solberg
Cosgriff	Langford	Thompson
Cunningham	Lavik	Thoreson
Dahl, Traill	Lohrbauer	Traynor
Downey	Moore	Wendland
Dullea	Morris	Williams
Erickson, McKenzie		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Levin	Ritter
Bailey, Eddy	Marks	Schnell
Bettenhausen	Morgan	Shockman
Caddell	McLarty	Stray

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Niewoehner	Symington
Dalzell	Myers	Treffry
Dittmer	Noben	Tuff
Erickson, McLean	Olson, Mountrail	Wolf
Hanson	Page	Mr. Speaker
Larson	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Parkinson
Bilden	Hewitt	Peterson, Bottineau
Burgum	Holte	Peterson, Cass
Clarke	Johnson	Twichell
Fedje	Mode	Urschel
Fitzgerald	Olson, Hettinger	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Godwin moved that consideration of Senate Bill No. 18 be deferred until the Forty-seventh Legislative Day.

Which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 21, 1935.

Mr. Speaker: I have the honor to request you to return Senate Bill No. 91 to the Senate.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 21, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 91 and the President has appointed as a Conference Committee Senators Peterson, Drew and Wog.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved that Senate Bill No. 91 be returned to the Senate, in compliance with the request of that body.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 21, 1935.

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

Which the Senate has requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Godwin moved that House Bill No. 105 in General Orders today be placed at the bottom of General Orders as of tomorrow.

Which motion prevailed.

GENERAL ORDERS

Mr. Beggs moved that the House resolve itself into a Committee of the Whole for the consideration of general orders.

Which motion prevailed.

The Speaker called Mr. Beggs to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of Section 8 after the word emergency, and insert in lieu thereof "this act is hereby declared to be an emergency and shall be in full force and effect from and after its passage and approval.

And the further amendment:

Amend the report of the Standing Committee by inserting the word "measure," after the word "emergency," in the rewritten emergency clause.

And when so amended recommend the same do pass.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Automobiles, Taxis, Passenger and School Busses.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2, of the title after the word "and," insert the word "automotive."

In line 1, of the printed bill, after the word passenger, strike out the word "bus," and then after the word "or," in the same line, insert the word "automotive."

In line 4, after the word "not" insert following words, "less than \$10.00 or."

And the further amendments:

Amend the report of the standing committee to read: "In Section 2, line 4, after the word "not" insert the words "less than \$10.00 or."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 5, of the printed bill, strike out the comma after the word "mortgages," and insert in lieu thereof "and threshing liens," at the end of line 5, strike out the following words: "conditional sales and crop contracts."

And the further amendments:

In line 4 of the title after the word "mortgages" strike out the comma and the words "Conditional Sales and Crop Con-

tracts" and insert in lieu thereof the words "and Threshers Liens."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 309, Session Laws of 1931, Relating to Veterans' Guardianship, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 1, line 8, after the word "designate," strike out the period and insert a comma in lieu thereof; and at the beginning of the following word "Every," strike out the capital "E," and insert in lieu thereof the small letter "e."

On page 2, line 25, after the word "paid," insert the following words: "or who may hereafter pav."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 202. A Bill for an Act Providing for the Creation of Power Districts; Prescribing Powers and Duties of Such Districts; and Authorizing Such Districts to Conduct and Operate Utilities for the Production, Transmission or Distribution of Electric Energy, and to Issue Bonds and Providing for the Payment of Such Bonds.

And recommend the adoption of the Standing Committee's amendments as follows:

In the printed bill, line one of the title, strike out the figures "175," and insert in lieu thereof "94."

In line two of the title, strike out "1929" and insert in lieu thereof "1933."

In Section 1, line 1, strike out the figures "175," and insert in lieu thereof "94."

In Section 1, line 2, strike out the figures "1929," and insert in lieu thereof the figures "1933."

In Section 1, line 30, after the word 1929, strike out the period and insert a comma and the following words: "and Chapter 94 of the Session Laws of 1933."

Section 4, line 35, after the figures 1929, insert the words "and Chapter 94 of the Session Laws of 1933."

In Section 1, line 40, strike out the word "other."

In Section 1, line 41, before the word "than," insert the word "other."

And the further amendements:

Amend Committee's report to read: "Section 1, line 35, in place of "Section 4, line 35."

And when so amended recommend the same do pass.

Also,

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

And recommend the adoption of the Standing Committee's amendments as follows:

Page 2, Section 2, line 7, of the printed bill, place a comma after the word "boxing," eliminate the word "or" after boxing and the word "exhibiton" after sparring. Place a comma after sparring and insert the words "or wrestling exhibition," after the word sparring, and place a comma after "or wrestling exhibition."

Page 2, Section 2, line 8, after the phrase, "of any boxer," insert the words "or wrestler."

Page 2, Section 2, line 10, after the word "match," eliminate the period and put after "match," the words "or wrestling exhibition." Place period at end of sentence.

Page 2, Section 4, of the printed bill, line 2, between the words "boxing commissioner," insert the words "and wrestling."

Page 2, Section 4, line 3, of the printed bill, between the words "boxing commissioner," insert the words "and wrestling."

Page 3, Section 5, line 2, place a comma after word "boxing," eliminate the word "and," and after the words "sparring," place the words "and wrestling."

Page 3, Section 5, line 5, after the word "boxing," place a comma, eliminate word "and," and after word "sparring," place the words "and wrestling."

Page 3, Section 5, line 13, eliminate period after word "boxer," and place the word "or wrestler," together with a period after the word "wrestler."

Page 3, Section 5, line 15, eliminate the word "or," and after the word "sparring," insert the following, "and wrestling."

Page 3, Section 7, line 3, place a comma after the word "boxing," eliminate the word "or" after the word "sparring," place the words "and wrestling."

Page 4, Section 7, line 6, eliminate the word "or."

Page 4, Section 7, line 7, after the word "sparring," insert the words "or wrestling," eliminate the word "or."

Page 4, Section 7, line 8, insert the words "or wrestling," in front of word "match."

Page 4, Section 8, line 7, eliminate the second "or."

Page 4, Section 8, line 8, insert word "wrestling" after the word "or."

Page 4, Section 8, line 15, insert word "wrestlers" after the word "boxers."

Page 5, Section 9, line 2, after the word "boxing," insert the words "and wrestling."

Page 5, Section 9, line 5, eliminate the words "American Athletic Association," and place in its place the words "New York Boxing Commission."

Page 5, Section 10, line 2, eliminate the second "or," place a comma after the word "boxing," place a comma after the word "match," and place the word "wrestling" after the last "or."

Page 5, Section 11, line 1, place the words "and wrestling" after the word "boxing," eliminate the word "into" and replace with the word "upon."

Page 6, Section 12, line 3, after the word "boxing," place a comma, eliminate the first "or" after the word "match" and place the words "or wrestling."

Page 6, Section 12, line 13, place the words "or wrestling" immediately before the word "exhibition."

Page 6, Section 13, line 4, place a comma after the word "if."

Page 6, Section 13, line 5, eliminate the words "by the commission."

Page 6, Section 13, line 6, eliminate the following "and placed in the fund for the use of," and insert in its place the word "by."

Page 7, Section 14, line 9, place a period after the word "determine." Place a capital "I" on the first "in."

Page 7, Section 14, line 15, replace the second "or" with the word "of."

Page 7, Section 15, line 1, eliminate the first "or," place a comma after the word "boxing," and place the word "wrestling" before the word "exhibitions."

Page 7, Section 15, line 3, place a comma after the word "boxing."

Page 7, Section 15, line 4, eliminate the first "or," and place the word "wrestling" in front of the word "exhibitions."

The following shall be Section 16: "All boxing, sparring matches and wrestling exhibitions and those participating

therein held in the high schools, the schools of higher learning, Young Men's Christian Associations, in the State of North Dakota, shall be exempted from the provisions of this Act."

Renumber the present Section 16 and make it Section 17.

And when so amended recommend that the same do pass.

Also,

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1 of Section 470a fifth line of the typed bill, after the word "article" strike out "or shall fail to pay registration fees as required by Chapter 213 Session Laws of North Dakota for the year of 1931," up to the word "shall," in line six.

In line next to last line of typewritten bill, strike out the word "ten" after the word "than," and insert in lieu thereof the word "three."

And when so amended recommend that the same do pass.

Also,

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

And recommend the following admendments:

Amend the bill by striking out the words and figures "ten (10)" wherever they appear in the bill and insert in lieu thereof the words and figures "eight (8)."

Also, on page 3, line 38, strike out the figure "5" and insert the figure "4."

And when so amended recommend that the same do pass.

Also,

House Bill No. 245. A Bill for an Act Providing That County Commissioners Shall Employ Local Physicians, Chiropractors or Osteopaths When Practicable in Treatment of Indigent Persons and Relating to Compensation Therefor.

And recommend the following amendments:

In Section 1, line 4, following the word "providing," insert the following "that, in the judgment of the Board of County Commissioners."

At the end of the fourth line, after the word "such," insert the word "competent."

In line 1, of the title strike out the word "shall," and insert in lieu thereof the word "may."

And when so amended recommend that the same do pass.

Also,

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the figures \$75,175.00 and insert in lieu thereof the figures \$73,125.00.

In line 15 of the printed bill, strike out the figures \$1,200.00 and insert in lieu thereof the figures \$1,000.00.

In line 22 of the printed bill, strike out the figures \$2,250.00 and insert in lieu thereof the figures \$1,800.00.

In line 30 of the printed bill, strike out the figures \$109,785.00 and insert in lieu thereof the figures \$109,135.00.

In line 33, strike out the figures \$67,785.00 and insert in lieu thereof the figures \$67,135.00.

In line 36, strike out the figures \$400.00 and insert in lieu thereof the figures \$200.00.

In line 37, strike out the figures \$2,500.00 and insert in lieu thereof the figures \$2,000.00.

In line 39, strike out the figures \$800.00 and insert in lieu thereof the figures \$600.00.

In line 43 strike out the figures \$1,500.00 and insert in lieu thereof \$1,000.00. Change total from \$75,175.00 to read \$73,125.00.

And when so amended recommend that the same do pass.

Also,

Senate Bill No. 85. A Bill for an Act Constituting the Secretary of State as Agent for Service of Process Upon Non-residents Using or Operating Motor Vehicles on State Highways Where Damages or Loss to Person or Property Has Resulted from the Use of Such Highways, Fixing Fee for Service, and Keeping of Records.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, at end of line 12, insert the word "him."

In Section 1, line 18, after the word "by" insert the word "registered."

In Section 1, line 18, after the word "address" insert the following words "and return cards requested."

And the further amendments:

Amend the report of the Standing Committee as follows:

Amendments made upon printed bill as found in Senate Journal pages 16 and 17, in the Senate Journal of Feb. 14th.

In line 14, Section 1, as printed in Senate Journal, Feb. 14, pages 16 and 17, between the words "upon" and "personally" insert the word "him."

In line 20, Section 1, between the words "by," and "mail," insert the word "registered."

In line 21, Section 1, following the word "address," insert the words "and return card requested."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 4, of the printed bill, strike out the words, eight hundred and also the figures, \$2,800.00, and insert in lieu thereof the figures \$2,000.00.

And when so amended recommend the same do pass.

ARLO E. BEGGS,
Chairman.

Mr. Morgan moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 21, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of the Session Laws of

1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Which the President has signed.

Also, transmit:

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

SENATE CONCURRENT RESOLUTION "R"

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "R"

Pertaining to Bank of North Dakota

And the Speaker signed the same in the presence of the House.

SEVENTH ORDER OF BUSINESS

Mr. Niewoehner moved that all absent members be excused.

Mr. Noben moved that the House now recess until 1:00 o'clock P. M. tomorrow.

Which motion prevailed, and the House stood recessed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

O. Strandbold, Fargo, N. D.; Edw. Kounovsky, Hillsboro,

N. D.; N. O. Dolve, Fessenden, N. D.; Wm. Bjerke, Bismarck, N. D.; S. Paletz, Grand Forks, N. D.; Mrs. W. W. Treffry, New Rockford, N. D.; Robert Treffry, New Rockford, N. D.; Dick Hodge, New Rockford, N. D.; Art Dalquist, New Rockford, N. D.; Frank Comey, Cartwright, N. D.; Arne Tolefson, Shafer, N. D.; E. L. Leland, Skaar, N. D.; D. F. Seed, Minot, N. D.; Mrs. D. F. Seed, Minot, N. D.; A. D. Jacobson, Buxton, N. D.; Elmar Judd, Cando, N. D.; Mr. and Mrs. Oli Fatland, Walcott, N. D.; Mrs. A. Fatland, Walcott, N. D.; Theodore Christensen, Raleigh, N. D.; J. C. Christensen, Raleigh, N. D.; Louis Mikkelson, Buxton, N. D.; C. W. Carey, Lidgerwood, N. D.; Mrs. C. W. Carey, Lidgerwood, N. D.; Mrs. Harrington, Lidgerwood, N. D.; Mr. George Loram, Burton, N. D.; Mrs. George Aljets, Sykeston, N. D.; Philip Klingmare, Kief, N. D.; Jacob Krueger, Kief, N. D.; John Ebel, Kief, N. D.; Emanuel Haoff, Anamoose, N. D.; Richard Isaak, Hazen, N. D.; R. E. Hemmington, Center, N. D.; Mrs. Ralph Dumigan, Walhalla, N. D.; Mrs. A. W. Schneckner, Granville, N. D.; Arnold A. Frosk; Andrew Roffler, New Rockford, N. D.; H. C. Oleomore, New Rockford, N. D.; Lewis Tintera, Dickinson, N. D.; Ole Kittleson, Dunn Center, N. D.; Mrs. Oscar Shieerle, Mandan, N. D.; Oscar Shieerle, Mandan, N. D.; Jacob P. Schrunk, Zeeland, N. D.; Jacob M. Levi, Zeeland, N. D.

FORTY-FIFTH DAY AFTER RECESS AND THE
FORTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 22, 1935.

The House convened pursuant to recess, Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199 of the Session Laws of 1933, Transferring Certain Duties From the Regulatory Department of the State of North Dakota, to the Office of the State Dairy Commissioner, and Providing for the Payment of Expenses Incident to the Carrying Out of Such Duties, and Declaring an Emergency.

Was delivered to the Governor for his approval at the hour of 10:50 o'clock A. M., February 22, 1935.

VAL. P. WOLF,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

HOUSE RESOLUTION "I"

Was delivered to the Secretary of State February 22, 1935.

VAL. P. WOLF,
Chairman

REPORT OF STANDING COMMITTEES

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Independent and Special School Districts; Requiring Establishment of Polling Places for Each 3000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

In the heading of the bill strike out the words "AND INDEPENDENT."

In the title of the printed Bill strike out the words, in lines 1 and 2, "in all Independent."

In line 3 of the title strike out the figures 3000 and insert in lieu thereof the figures 5000.

In Section 1, line 1 after the word "special" strike out the words "and Independent."

In line 3 after the word "Special" strike out the words "or Independent."

In line 5 substitute the figures "5000" in place of "3000."

In lines 9 and 10 after the word "special" strike out the words "or Independent;" In line 11 strike out the figures "3000" and insert the figures "5000."

In Section 3, lines 4 and 5 after the word "specials" strike out the words "independent or."

And when so amended recommend the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 3, in the printed bill, line 5, after the word "Labor," add the following: Provided, However, that when the commissioner of Agriculture and Labor shall be a laboring man with the qualifications prescribed in Section 4 of this Act, then he shall appoint as chief deputy some person who is engaged in agriculture or a recognized representative of agriculture with experience to qualify him for the position.

In Section 4, strike out lines 10, 11, and 12 in the printed bill. Insert period after the word "department," at the end of line 10.

And when so amended recommend the same do pass.

FRED J. SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 242. A Bill for an Act to Make Unlawful the Foreclosure, Sale or Removal of Any Personal Property From the County Where Said Property Has Been Assessed Until All Taxes Levied and Assessed Against Said Property Have Been Paid; Providing Penalty for Violation.

Have had the same under consideration and recommend that the same do pass.

ED. A. HILL,
Chairman.

Mr. Stray moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 308. A Bill for an Act Providing for the Delivery of Election Supplies by Registered Mail or Express; Prohibiting Allowance of Any Sums for Delivery, Except the Actual Cost of Postage or Express; Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 334. A Bill for an Act to Amend and Re-enact Sections 3 and 4, of Chapter 211 of the Session Laws of North Dakota for the Year 1931, Defining Oleomargarine, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Oleomargarine and Other Substitutes for Dairy Products, Fixing the License Fees and Sales Tax for Same and Providing Penalties for the Violation of this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRED J. SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

ED. A. HILL,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 342. A Bill for an Act Relating to the Collection of Taxes; Providing for the Remission of Interest and Penalties Upon Delinquent Real Property Taxes in Certain Cases; Providing for the Redemption of Taxes Held by the County, in Certain Cases, Upon Payment of a Fractional Part of the Amount Due; Repealing All Laws or Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

Mr. McIlraith moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Parkinson moved that the rules be suspended, and that the House now be on the Fifteenth Order of Business.

Which motion prevailed.

GENERAL ORDERS

Mr. Aljets moved that the House resolve itself into a Committee of the Whole for the consideration of general orders.

Which motion prevailed.

The Speaker called Mr. Aljets to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit

Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

And recommend the adoption of the Standing Committee's amendments as follows:

After the title, strike out the remainder of the bill and insert the following:

Be it Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. SAVINGS AND CREDIT ASSOCIATION
MAY BE ORGANIZED. METHOD OF ORGANIZATION.)

Any seven residents of the state of North Dakota may apply to the State Banking Board for permission to organize a corporate co-operative association to be known as a credit union.

A credit union is organized in the following manner:

(a) The applicants execute in duplicate a certificate of organization by the terms of which they agree to be bound. The certificate shall state:

1. The name and location of the proposed credit union.
2. The names and addresses of the subscribers to the certificate and the number of shares subscribed by each.
3. The par value of the shares of the credit union which shall not exceed \$10.00, each.

(b) They next prepare proposed by-laws for the general governance of the credit union consistent with the provisions of this Act, and execute the same in duplicate.

(c) The certificate and the proposed by-laws, both executed in duplicate, are forwarded to the State Examiner.

(d) The State Examiner shall, within thirty days of the receipt of said certificate and by-laws, determine whether they comply with the provisions of this Act, and whether or not the organization of the credit union in question would benefit the members of it and be consistent with the purposes of this Act.

(e) Thereupon the said State Examiner shall notify the applicants and State Banking Board of his decision. If it is favorable said Board shall instruct the Secretary of State to issue a charter, attach to the duplicate certificate of organization and return the same, together with the duplicate by-laws to the applicants, upon payment of a filing fee of \$5.00 to the Secretary of State.

(f) The applicants shall thereupon file the said duplicate of the certificate of organization, with the charter attached thereto with the register of deeds of the county within which the credit union shall have its place of business, who shall make a record of said certificate and return it, with his certificate of record attached thereto, to the said Secretary of State for permanent record.

(g) Thereupon the applicants shall become and be a credit union, incorporated in accordance with the provisions of this Act.

In order to simplify the organization of credit unions the said Secretary of State shall, upon passage of this Act, cause to be prepared an approved form of certificate of organization and a form of by-laws, consistent with this Act which may be used by credit union incorporators for their guidance, and on written application of any seven residents of the state, shall supply them, without charge, with a blank certificate of organization and a copy of said form of suggested by-laws.

Section 2. AMENDMENT OF BY-LAWS. APPROVAL BY STATE BANKING BOARD.) To amend certificate of organization or by-laws whether at a general or special meeting, proposed amendments shall be fully set forth in the notice of the meeting. Any amendments to the by-laws shall be approved by three-fourths of the members then present, which number shall constitute a quorum. Any and all amendments to the certificate of organization or by-laws must be approved by the State Banking Board, before they become operative. The certificate of organization may be amended by a majority vote of the entire membership of the

credit union at a meeting called for that purpose. In case such amendment is adopted the resolution containing a full text thereof and verified by its president and treasurer and approved by the State Banking Board shall be recorded in the office of the register of deeds in the county in which said credit union is located.

Section 3. USE OF CERTAIN WORDS A MISDEMEANOR.) It shall be a misdemeanor for any person, association, co-partnership or corporation (except corporations organized in accordance with the provisions of this Act) to use the words "credit union" in their name or title.

Section 4. POWERS OF CREDIT UNION.) A credit union shall have the following powers:

(a) To receive the savings of its members either as payment on shares or as deposits (including the right to conduct Christmas clubs, vacation clubs and other such thrift organizations within its membership.)

(b) To make loans to members for provident or productive purposes.

(c) To make loans to a co-operative society or other organization having membership in the credit union.

(d) To deposit in state and national banks and trust companies and central credit unions authorized to receive deposits.

(e) To invest in any investment legal for savings banks or for trust funds in the state.

(f) To borrow money as hereinafter indicated.

Section 5. MEMBERSHIP IN CREDIT UNIONS.) Credit union membership shall consist of the incorporators and such other persons as may be elected to membership and subscribe to at least one share, pay the initial installment thereon and the entrance fee. Organizations (incorporated or otherwise) composed for the most part of the same general group as the credit union membership may be members. Credit union organizations shall be limited to groups (of both large and small membership) having a common bond of occupation, or association or to groups within a well defined rural or urban district.

Section 6. TO BE UNDER STATE BANKING BOARD.) Credit unions shall be under the supervision of the State Banking Board. They shall report to the State Examiner at least twice annually, upon call of the State Examiner on blanks supplied by the said Examiner for that purpose. Additional reports may be required. Credit unions shall be examined at least annually by the said Examiner. For failure to file reports when due, unless excused for cause, the credit union shall pay to the treasurer of the state \$5.00 for each day of its delinquency. If the said Examiner determines that the credit union is violating the provisions of this act, or is insolvent, the said State Banking Board may serve notice on the credit union of his intention to revoke the charter. If, for a period of fifteen days after said notice, said violation continues, the said State Banking Board may revoke said charter and take possession of the business and property of said credit union and maintain possession until such time as they shall permit it to continue business or its affairs are finally liquidated. They may take similar action if said report remains in arrears for more than fifteen days.

The credit union shall pay the same fees to the State Examiner for examination as are now provided for building and loan associations.

Section 7. FISCAL YEAR. MEETINGS AND VOTING AT.) The fiscal year of all credit unions shall end December 31. General and special meetings may be held in the manner and for the purposes indicated in the by-laws, provided, however, that 30 days before any regular meeting and ten days before any special meeting written notice shall be mailed to each member and in the case of a special meeting the notice shall clearly state the purpose of the meeting and what matters will be considered thereat. At all meetings a member shall have but a single vote whatever his share holdings. There shall be no voting by proxy, provided, however, that any firm, society or corporation having a membership in the credit union may cast its vote by one person upon presenta-

tion by him of written authority of such firm, society or corporation.

Section 8. ANNUAL MEETINGS. ELECTION OF OFFICERS.) At the annual meeting (the organization meeting shall be the first annual meeting) the credit union shall elect a board of directors of not less than five members, a credit committee of not less than three members and a supervisory committee of three members, all to hold office for such terms respectively as the by-laws provide and until successors qualify. A record of the names and addresses of the members of the board and committees and the officers shall be filed with the State Examiner within ten days of their election, and each director shall also deposit with said Examiner one share as a qualifying requirement.

Section 9. OFFICERS AND DIRECTORS.) At their first meeting the directors shall elect from their own number a president, vice president, treasurer and clerk, of whom the last two named may be the same individual. It shall be the duty of the directors to have general management of the affairs of the credit union, particularly:

- (a) To act on applications for membership.
- (b) To determine interest rates on loans and on deposits.
- (c) To fix the amount of the surety bond which shall be required of all officers and employees handling money, subject to the approval of the State Examiner.
- (d) To declare dividends, and to transmit to the members recommended amendments to the by-laws.
- (e) To fill vacancies in the board and in the credit committee until successors are chosen and qualify.
- (f) To determine the maximum individual share holdings and the maximum individual loan which can be made with and without security.
- (g) To have charge of investments other than loans to members.
- (h) To establish a schedule of fines, in the discretion of the Board, for non-payment of interest when due.

The duties of the officers shall be as determined in the by-laws, except that the treasurer shall be the general manager. No member of the board or of either committee shall, as such, be compensated, except that reasonable compensation may be paid the treasurer, to be fixed by the board.

Section 10. CREDIT COMMITTEE TO PASS ON LOANS.) The credit committees shall have the general supervision of all loans to members. Applications for loans shall be on a form, prepared by the credit committee, and all applications shall set forth the purpose for which the loan is desired, the security, if any, offered, and such other data as may be required. Within the meaning of this section an assign-

ment of shares or deposits or the endorsement of a note may be deemed security. No loan shall be made unless the obligation bears two responsible endorsers. At least a majority of the members of the credit committee shall pass on all loans and approval must be unanimous. The credit committee shall meet as often as may be necessary after due notice to each member.

Section 11. DUTIES OF SUPERVISORY COMMITTEE.) The supervisory committee shall:

(a) Make an examination of the affairs of the credit union at least quarterly, including an audit of its books and, in the event said committee feels such action to be necessary, it shall call the members together thereafter and submit to them its report.

(b) Make an annual audit and report and submit the same at the annual meeting of the members.

(c) By unanimous vote, if it deem such action to be necessary to the proper conduct of the credit union, suspend any officer, director or member of committee and call the members together to act on such suspension. The members of said meeting may sustain such suspension and remove such officer permanently or may reinstate said officer.

By majority vote the supervisory committee may call a special meeting of the members to consider any matter submitted to it by said committee. The said committee shall fill vacancies in its own membership.

Section 12. CAPITAL: ENTRANCE FEE.) The capital of a credit union shall consist of the payments that have been made to it by the several members thereof on shares. The credit union shall have a lien on the shares and deposits of a member for any sum due to the credit union from said member or for any loan endorsed by him. A credit union may charge an entrance fee as may be provided by the by-laws, not to exceed 50 cents.

Section 13. WHO MAY HOLD SHARES.) Shares may be issued and deposits received in the names of a minor or in trust in such manner as the by-laws may provide. The name of the beneficiary must be disclosed to the credit union.

Section 14. INTEREST RATES.) Interest rates on loans made by a credit union shall not exceed 1 per cent a month on unpaid balances.

Section 15. MAY BORROW MONEY.) A credit union may borrow from any source in total sum which shall not exceed 25 per cent of its assets, unless the State Examiner shall authorize a larger amount.

Section 16. MAY LOAN MONEY.) A credit union may loan to members. Loans must be for a provident or productive purpose and are made subject to the conditions contained in the by-laws. A borrower may repay his loan in whole or in part any day the office of the credit union is open for business. No director, officer or member of committee may

borrow from the credit union in which he holds office beyond the amount of his holdings in it in shares and deposits, unless approved by three-fourths of the other members of the board of directors, nor may he endorse for borrowers.

Section 17. RESERVED FUNDS.) Every credit union shall maintain a reserve fund which at all times shall be kept liquid and intact and used as a reserve against bad loans and other losses and shall not be loaned to members or used to pay expenses of the credit union or otherwise distributed except in case of liquidation. All entrance fees, fines, and each year, before the declaration of a dividend ten per cent of the gross earnings shall be set aside as a reserve fund against said bad loans and other losses until such time as such fund shall equal fifteen per cent of the assets of the credit union, and thereafter there shall be added to such fund at the end of each fiscal year such per cent of the gross earnings as will be required to maintain such fund as herein provided. There shall also be established and at all times maintained a reserve of not less than five per cent of the amount of the deposits; which shall be in cash and balance due from solvent banks. Upon recommendation of the board of directors and approval of a majority of the members present at any annual meeting, a reserve fund of not more than 5 per cent of net earnings may be set aside and used for educational, cultural and general welfare purposes.

Section 18. DIVIDENDS.) On recommendation of the directors a credit union may, at the end of the fiscal year, declare a dividend from net earnings, which dividend shall be paid on all shares outstanding at the end of the fiscal year. Shares which become fully paid up during the year shall be entitled to a proportional part of said dividend calculated from the first day of the month following such payment in full.

Section 19. EXPULSION OF MEMBERS.) A member may be expelled by two-thirds vote of the members present at a special meeting called to consider the matter or at the annual meeting, but only after a hearing. Any member may withdraw from the credit union at any time but notice of withdrawal may be required. All amounts paid on shares or as deposits of an expelled or withdrawing member, with any dividends or interest accredited thereto the date thereof (shall, as funds become available and after deducting all amounts due from the member to the credit union, be paid to him. The credit union may require 60 days' notice of intention to withdraw shares and 30 days' notice of intention to withdraw deposits. Withdrawing or expelled members shall have no further right in the credit union but are not, by such expulsion or withdrawal, released from any remaining liability to the credit union.

Section 20. PROCESS OF VOLUNTARY DISSOLUTION.) The process of voluntary dissolution shall be as follows:

(a) A credit union may be voluntarily liquidated after four-fifths of the entire membership shall have voted such liquidation at a special meeting called by a majority of the

board of directors for that purpose, upon thirty days' mailed written notice to each member clearly stating the purpose of such special meeting. By a majority vote of the members present at such meeting, a committee of three members shall be elected to liquidate the credit union.

(b) Immediately after such meeting and before such committee shall proceed with the liquidation, the officers of the credit union shall file with the State Examiner a certified copy of the minutes of such meeting, a written statement outlining a plan of liquidation and a verified statement in writing signed by a majority of the officers consenting to such liquidation containing the names and addresses of all officers and directors of the credit union. After the State Examiner shall be proper examination determine that such credit union is solvent, he shall issue a certificate of approval of the liquidation, which certificate shall be filed with the register of deeds in the county where such credit union is located. From and after such special meeting the credit union shall cease to do business except for purposes of liquidation. Before commencing such liquidation such a committee shall execute and file with the State Examiner a bond running to the State of North Dakota for the benefit of the members and creditors of the credit union in such amount and with such sureties and in such form as shall be approved by the State Examiner conditioned for the faithful performance of all duties of its trust.

(c) Upon filing of such certificate with the Register of Deeds, the credit union shall be deemed dissolved and its corporate existence terminated except for the purpose of discharging its debts, collecting and distributing its assets and doing all other acts required in order to liquidate. The credit union shall have a corporate existence and may sue and be sued.

(d) If the credit union shall not be completely liquidated and its assets discharged within three years after such special meeting of the members, the State Examiner shall take possession of the books, records and assets and proceed to complete the liquidation in the manner then provided by law for the liquidation of closed banks.

(e) Funds representing unclaimed dividends in liquidation in the hands of such liquidating committee or the State Examiner for six months after date of final dividend shall be deposited with the State Treasurer who shall within one year thereafter pay over the money so held by him to the persons respectively entitled thereto upon being furnished satisfactory evidence of their right to the same, and at the end of such year the State Treasurer shall credit all residue of such deposit to the General Fund.

(f) Upon completion of the liquidation by such liquidating committee it shall file with the State Examiner a verified statement in writing signed by the members of such committee stating that all debts of the credit union including deposits, have been paid except unclaimed dividends, and if any such, the amount thereof, the names of the persons en-

titled thereto with their last known addresses, and all books and papers of the credit union shall thereupon be deposited with the State Examiner.

Section 21. MAY CHANGE PLACE OF BUSINESS.) A credit union may change its place of business on written permission of the State Examiner.

Section 22. SHALL BE DEEMED SAVINGS BANKS FOR TAXATION PURPOSES.) A credit union shall be deemed a consumers co-operative association for purposes of taxation.

Section 23. CONFLICTING ACTS REPEALED.) All laws and parts of laws in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

Also,

House Bill No. 238. A Bill for an Act to Safeguard Human Health and Life by Providing for the Regulation of the Manufacture and Sale of Ice Cream for Human Consumption; Providing for the Issuance of Permits of All Ice Cream Plants, Including Counter Freezer Installations; Conferring Powers and Duties on State Regulatory Officials; and Imposing Penalties.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 1, line 8, of Section 1, of the printed bill after the word "any," add the word "commercial."

On page 3, line 14, of Section 3, strike out the word "Impervious."

In line 15, strike out "flushed and."

Strike out line 16 and 17 on page 3 and renumber lines for balance of Section 3.

In line 28, page 3, strike out word "running."

On page 4, line 3, of Section 5, after the word water, strike out the word "and," and insert the word "or."

Section 11. PENALTY.) Anl violation of this Act is hereby declared a misdemeanor.

And when so amended recommend the same do pass.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in the Great World War. •

And recommend the adoption of the Standing Committee's amendments as follows:

In line 8, of printed bill, strike out the following words, "The Great World War," and insert in lieu thereof the following, "any war in which the United States has been engaged."

Amend the title as follows: In line 3, of the title, strike out the words "The Great World War," and insert in lieu thereof the following: "any war in which the United States has been engaged."

And when so amended recommend the same do pass.

Also,

House Bill No. 157. A Bill for an Act Providing for the Granting of Concessions in State, County and Municipal Public Buildings and the Grounds Adjacent Thereto, for Cafes, Restaurants, and Confectionaries; and, Providing for the Leasing, Renting, and Licensing of Such Public Concessions, and Making it Unlawful for Any State Official, County Official, Municipal Official, and Any Commission or Board Thereof, to Let Anyone Have the Use and Benefits of Any Such Concessions Without Having Complied With the Provisions of This Act, and Providing a Penalty Therefore; and Making This Act an Emergency Measure.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 16, page 2, of the printed bill, between \$100.00 and the comma, insert the words "per annum."

In line 23, page 2, strike out the words "some other party or" and insert in lieu thereof the word "the."

In line 12, page 3, between the words "property" and "covered," insert the words "excepting public school buildings"; and insert a comma after the word "property" in the printed bill.

And when so amended recommend the same do pass.

Also,

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

And recommend the adoption of the Standing Committee's amendments as follows:

In lines 9 and 10 of the printed bill, strike out the words "Three Hundred" and insert in lieu thereof the words "Two Hundred."

And when so amended recommend the same do pass.

Also,

House Bill No. 278. A Bill for an Act Authorizing the State of North Dakota to Manufacture, at its Own Cost, for its Own Use, the Hoiland Economy Road Planer, and Pay the Patentee, Albert Hoiland, the sum of \$5.00 for Each Planer so Manufactured and Used.

And recommend the adoption of the Standing Committee's amendments as follows:

In the beginning of line 3, Section 2, of the printed bill, strike out the words "hereby agrees that it will" and insert in lieu thereof the word "may."

In line 5, Section 2, after the word "necessary" insert a period and strike out the following words "In Maintaining the Highways of the State."

In line 11, Section 2, after the word "that" and before the word "shall" insert the following words, "the State of North Dakota."

At the end of line 14, Section 2, after the word "funds" change the period to a comma and insert the following words, "during the life of the patent."

And when so amended recommend the same do pass.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Personal Property Taxes Due and Delinquent from Claims, Demands, Salaries, and Wages Due from Counties; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota for 1913 and All Acts or Parts of Acts in Conflict Herewith.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 1 of the title of the printed bill after the word "of" insert the word "delinquent." At the end of the line strike out the words "due and."

In line two of the title, strike out the word "delinquent" and at the end of the line add the following words: "county officers and others."

In line 3 of the title, strike out the word "counties."

In Section 1, line 7, strike out the words "due" and "or."

In Section 1, line 12, strike out the word "due" and insert in lieu thereof "delinquent."

In Section 1, line 13, after the word "penalty" insert the following words: "will be deducted from warrant when paid."

In Section 1, line 18, after the word "issues" insert the letter "a," and in the word warrants, strike out the "s."

In Section 1, line 19, strike out the word "his" and insert in lieu thereof the word "the." After the word duty, insert the following words: "of the County Auditor."

In Section 1, line 21, strike out the words "due" and "or."

In Section 1, line 25, strike out the word "due" and insert in lieu thereof "delinquent."

In Section 1, line 26, after the word "penalty," insert the following words: "will be deducted from warrant when paid."

At the end of the line, strike out "25%" and insert in lieu thereof "15%."

In Section 1, line 28, strike out "25%" and insert in lieu thereof "15%."

In Section 1, line 31, strike out the words "due" and "or."

In Section 1, line 40, strike out the word "note" and insert in lieu thereof "notation."

In Section 2, line 3, strike out the words "due" and "or."

In Section 2, line 6, strike out the words "due" and "and."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Cosgriff moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the rules be suspended and that House Bill No. 339 be placed at the head of the calendar as of today.

Which motion prevailed.

Mr. Anderson of Divide moved that House Bill No. 245 be re-referred to the Committee on Public Health.

Which motion prevailed.

Mr. McIlraith moved that House Bill No. 105 be re-referred to the Committee on Insurance.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 339 be placed as a special Order of Business for tomorrow at 2:10 P. M.

Which motion prevailed.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Also,

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Also,

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages, Conditional Sales and Crop Contracts Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute

Provided Have Become Outlawed; Requiring Records to be Kept.

Also,

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 175, Session Laws of the State of North Dakota for the Year 1929.

Also,

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

Also,

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Also,

House Bill No. 245. A Bill for an Act Providing That County Commissioners Shall Employ Local Physicians, Chiropractors or Osteopaths When Practicable in Treatment of Indigent Persons and Relating to Compensation Therefor.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Automobiles, Taxis, Passenger and School Busses.

Also,

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Also,

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 2202 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Giving Notice of the Expiration of the Period of Redemption on Property Forfeited to the County at Tax Sales, Issuance of Tax Deeds to County and Sale by County of Property Acquired by Tax Deed, as Said Section is Amended by Chapter 226 of the Session Laws of 1927 Insofar as it Relates to Sub-division 6 of Said Amended Chapter.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Have had the same under consideration and recommend that the same do pass.

J. A. ERICKSON,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 210. A Bill for an Act to Amend and Re-enact That Portion of Section 2166 of the Supplement to the Compiled Laws of 1913 as Was Amended and Re-enacted

by Sub Section (b) of Section 1 of Chapter 279 of the 1931 Session Laws Relating to the Collection of Personal Property Taxes; Providing for Publication of Personal Property Tax List in Newspapers Nearest the Taxing District. Repeal.

Have had the same under consideration and recommend that the same do pass.

J. A. ERICKSON,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 218. A Bill for an Act Creating a State Board of Examiners of Automobile Mechanics, Providing for the Appointment of Said Board; Fixing Compensation; Providing for Meetings and Reports to the Governor; Giving Authority to Issue Licenses to Those Complying With its Provisions; Providing for Collection of Fees; Imposing a Penalty for Failure to Comply With the Provisions of This Act; Empowering the Board to Make Rules and Regulations and Requiring All Automobile Mechanics to Procure a License, and Repeal All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, of the printed bill, line 10, strike out the word "land," and insert in lieu thereof the word "deed."

At the end of line 12, strike out the comma following therefore and insert in lieu thereof a period.

Beginning line 13, strike out the following words, "if necessary. If the mortgage lien need not be foreclosed."

At the end of line 13 capitalize the word "the."

In line 22, after the word would, and before the word "had," insert "have."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 246. A Bill for an Act Requiring Bona Fide Subscriptions to Newspapers, Magazines and Other Periodicals Published and Circulated in the State of North Dakota; Declaring Unlawful the Circulation Without Such Subscription; Prohibiting the Bringing of an Action Upon Accounts Incurred Contrary Hereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. A. ERICKSON,
Chairman.

Mr. McLarty moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 247. A Bill for an Act to Amend and Re-enact Section 7 and Section 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale Within the State of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill Number 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict with the Provisions of This Act." Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer. Emergency.

Have had the same under consideration and recommend that the same do pass.

PAUL A. SAND,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 271. A Bill for an Act Relating to the Issuance of Bonds to Retire Drainage Warrants and Outstanding Tax Liens; and Providing for the Payment and /or Discharge of General Taxes, Tax Sale Certificates and Special Assessments Against Lands Subject to Drain Taxes, and for a Re-examination and Re-assessment of Benefits; and Authorizing the Board of County Commissioners to Remit Interest and Penalty, and Providing for an Assessment of Taxes for the Payment of Such Bonds.

Have had the same under consideration and recommend that the same do pass.

GEORGE ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 275. A Bill to Regulate the Establishment of Cemeteries and the Building of Community Mausoleums and Similar Structures; To Provide for Permanent Care and Improvement Funds for the Same; To Regulate the Burial and Entombment of the Remains of the Human Dead; And to Care for and Maintain Burial Lots of Deceased Soldiers, Sailors, and Marines and Army Nurses.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In title of bill line 1 following the word "act" insert the following clause "In title of bill line 1 between the words "act" and "creating" place the following clause "to amend and re-enact Chapter 147 of Session Laws of North Dakota of 1933."

Add the following emergency clause as Section 4, "Whereas an emergency exists in that the Government Agencies hold that the present law affords no protection for loans therefor this Act is hereby declared to be an emergency measure and shall be in force and affect from and after its passage and approval.

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 288. A Bill for an Act Providing for the Conservation of the Waters of This State and Regulations Concerning Same, Creating a State Board to Be Known as the "State Water Conservation Board," Prescribing its Powers and Duties, Providing for the Construction, Operation and Maintenance of a System of Works for the Conservation, Development, Storage, Distribution and Utilization of Waters, for the Aquisition of Property Necessary Therefor, Preventing Pollution of Waters, Providing for the Creation of Funds in Connection With This Act, Providing for Contracts or Grants With the United States, Providing for Purchase Condemnation and Otherwise Acquiring Lands and Water Rights and for the Sale Thereof, Creating the Office of Conservation Administrator and Defining His Powers, Duties and Salary, Creating Conservation Districts, Making an Appropriation, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be referred to the Appropriation Committee.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 293. A Bill for an Act Requiring License to Engage in the Sale of Malt in the State of North Dakota; Providing for Temporary License; Authorizing Cities, Villages and County Commissioners to Provide Local Tax; Prescribing Rules and Regulations Under Which Malt May Be Sold; Authorizing Municipalities to Provide for Penalties for Violation of Their Regulations; Requiring State Beer Commissioner to Promulgate Rules and Regulations Not Inconsistent With This Act, and to Enforce the Provisions hereof; Levying Tax Upon Malt Sold, Declaring Mixing With Alcohol Unlawful and Providing Penalty for Violation Hereof.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 4, of the printed bill, insert the words "of alcohol by volume," following the phrase "1%" and preceding the words, "or as may."

And when so amended recommend the same do pass.

PAUL A. SAND,
Chairman.

Mr. Lohrbauer moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

J. A. ERICKSON,
Chairman.

Mr. O'Brien moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 302. A Bill for an Act Relating to the Publication of the Proceedings of Certain School Boards in the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 7 of the printed bill after the word "paper," strike out the words "the last."

In line 8 of the printed bill after the word "following" insert the words "the last."

And when so amended recommend the same do pass.

J. A. ERICKSON,
Chairman.

Mr. McLarty moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 307. A Bill for an Act Relating to the Publication of the Proceedings of All Governing Boards of Towns and Cities in the State With a Population of Three Thousand People or More.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the printed bill insert the word "annual" before the word "publication;" also, strike out the word "proceedings" in the title and insert in lieu thereof the word "expenditures."

In line 5 of Section 1, strike out the word "proceedings" and in lieu thereof insert "expenditures."

And when so amended recommend the same do pass.

J. A. ERICKSON,
Chairman.

Mr. Hurd moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 309. A Bill for an Act to Confer Upon the Beer Commissioner, His Duly Appointed Deputies, Inspectors, and Agents, Police Powers in Connection With Enforcement of the Beer Laws or Any Other Law Now or Hereafter Enacted by the Legislative Assembly of the State of North Dakota, Conferring Upon Said Commissioner

Duties or Obligations in Connection Therewith; Providing for Search and Seizure of Illegal Product and for Disposition of Such Illegal Product; Imposing Certain Duties Upon District Judges, States Attorneys and Sheriffs; Imposing Fines for Violations Hereof.

Have had the same under consideration and recommend that the same be amended as follows:

In last line of the title, strike out the period following the word "hereof," and insert the words "and declare an emergency."

In Section 2, line 2, of the printed bill, insert the word "or" following the word "and."

In Section 4, line 7, of the printed bill, strike out the words "for which" and insert in lieu thereof the words "which for."

In Section 4, line 8 of the printed bill, place a comma after the word "state."

And when so amended recommend the same do pass.

PAUL A. SAND,
Chairman.

Mr. Goodlaxon moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:
Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 320. A Bill for an Act to Amend and Re-enact Section 1610 of the Compiled Laws of the State of North Dakota for the Year 1913, Prescribing the Course of Instruction Given in the State Agriculture College and Making the Study of Military Tactics Optional.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of line 11 of the printed bill, after the word "economy" insert the following word "Horticulture."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 321. A Bill for an Act Requiring a License

for the Operation of Skill Ball Machines, and Vending Machines, Defining Said Machines, Providing for the Display of Licenses, and a Penalty for Illegal Operation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 106. A Bill for An Act Providing and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalty; Repeal.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of lines 5 and 6 and all of line 7, Section 4, to and including the word "therefor"; insert in lieu thereof the following: "an annual license therefor, payment to the state auditor of annual license fee of two dollars and fifty cents, and issuance of license therefor; sell gasoline, tax free, for agricultural purposes solely, as herein provided."

In line 9, Section 4, strike out the word "permit" and insert in lieu thereof the word "license."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 153. A Bill for an Act to Amend and Re-enact Chapter 6823 of the Compiled Laws of the State of North Dakota for 1913 as the Same is Now Set Forth in Chapter 155 of the Session Laws for the Year 1929 Relating to Lands Subject to Mechanic's Liens and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate From the Land; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 269. A Bill for an Act to Amend and Re-enact Section 368a4 of Chapter 191 of the Session Laws of North Dakota for the Year 1933, Relating to the Industrial Commission.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 294. A Bill for an Act Requiring All Persons, Firms, and Corporations Operating Passenger Busses for Hire Within the State of North Dakota to Provide Each Such Bus So Operated Within the State of North Dakota with a Crew Consisting of the Driver and an Assistant to the Driver.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said

Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. Speaker: Your Committee on Game and Fish to whom was referred:

House Bill No. 323. A Bill for an Act to Amend and Re-enact Subdivision 1 of Section 20, Subdivision (3) of Section 32, and Section 40 of Chapter 148 of the Session Laws of 1931 Relating to Game and Fish, the Propagation, Conservation, Protection and Preservation of Wild Birds, Wild Animals, and Fish; Providing for Open Season for Killing or Taking Said Game Birds, Game Animals, Fur Bearing Animals, Fish and Deer; Authorizing the Governor Upon Recommendation of the Game and Fish Commissioner to Open Central or Extended Seasons for Taking or Killing Wild Birds and Wild Animals; Providing for Search and Seizure and Providing for Resident and Non-resident Licenses; Defining Duties of Officers and Game Refuges, and Providing for Penalties and Violation Thereof and Amplifying the Provisions of the Section Hereby Amended; Prohibiting the Use of Dogs, Horses, Mules or Other Animals in the Hunting of Deer or Antelope; Making Unlawful the Possession of Certain Implements, Guns, Snares and Artificial Lights in Certain Territories at Certain Times and During Certain Hours.

Have had the same under consideration and recommend that the same be amended as follows:

In line one of the printed bill, strike out the word "sub-division" and in lieu thereof insert the word "sub-section."

Strike out all of Section 2 of the original bill.

Re-number Section "3" to read Section "2."

In line one of the title of the original bill, strike out the word "sub-division" and in lieu thereof insert the word "sub-section."

In line 2, of the title of the original bill, strike out the words and figures "sub-division (3) of Section 32."

In line 3, of the title of the original bill, strike out the

comma after the word "Fish" and in lieu thereof insert a period. Strike out the balance of the title.

And when so amended recommend the same do pass.

O. C. OLSON,
Chairman.

Mr. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 355. A Bill for an Act Making an Appropriation to Provide for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associations or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This

State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Niewoehner moved that the House do now adjourn.

Which motion prevailed and the House stood adjourned.

FORTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
February 22, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett president.

Prayer by the Chaplain, N. E. McCoy, Carrington, N. D.

Roll Call: All members were present except Representatives Downey, Fitzgerald, Halverson, Holthusen, Muus, and Peterson of Cass.

JOINT SESSION

WASHINGTON DAY PROGRAM

"Assembly"—Bugles.

"Fan Fare"—Bugles.

"The Governor of North Dakota" Fan Fare.

"Presentation of the Colors"—Bugles, "To the Colors."

Response—Rep. Scholl.

Song—Men's Chorus.

Prayer—Rev. McCoy.

Address—Rep. Burgum.

Song—Emmet Griffen.

Presentation of Memorials—

Song—Men's Chorus.

"Retreat"—(Stand at Parade Rest)—Bugles.

"To the Colors"—(Colors Retreated)—Bugles.

Mr. Scholl moved that the Speaker appoint a Committee of three to notify the Senate and the State Officials the House is now ready to receive them in a joint Memorial Session.

Which motion prevailed.

The Speaker thereupon appointed Representatives Scholl, Hurd and Schauss to serve upon such Committee.

The Committee reported, bringing the Officials with them.

President pro tem Marshall:

At this time I take great pleasure in introducing to you the Governor of North Dakota, Walter Welford.

Mr. Scholl: Mr. President and Members of the Joint Session, I believe that we all realize, and our attention has

been called to the part that the Boy Scouts are taking in today's program in commemoration of the two hundred and third anniversary of the birthday of George Washington. This is also the twenty-fifth anniversary of the organization of the Boy Scouts of America.

In connection with this I want to offer a resolution, which I request the Secretary of the Senate to now read.

The resolution was accordingly read by the Secretary of the Senate.

JOINT RESOLUTION

Introduced by Representative Scholl on February 22, 1935

Today we commemorate the two hundred third anniversary of the birth of George Washington. This same month we commemorated the twenty-fifth anniversary of the founding of the Boy Scouts of America.

I move, Mr. President, that this joint assembly extend hearty congratulations to the Boy Scouts of America for the quarter century of achievement in development of the citizens of tomorrow; that North Dakota welcomes these prospective citizens who are now members of the various Scout Troops of our commonwealth. I further move that the presiding officers of the Senate and House of Representatives be requested to convey these, our sentiments, to James E. West, National Scout Executive, Boy Scouts of America, in a document to be signed by the Governor, by the presiding officers of the Senate and House of Representatives and attested to by the Secretary of State.

Prayer by the Chaplain, N. E. McCoy, Carrington.

At this time Representative L. R. Burgum delivered an address to the Joint Session, in commemoration of George Washington.

The following Memorial Resolutions were read and upon motion ordered to be printed in the Journal and enrolled copies sent to the members of the families of the following: Porter J. McCumber, Earl P. Bishop, Frank H. Hyland, Anton T. Kraabel, Andrew A. Bruce, Burleigh F. Spalding, Carl L. Broschat, Dana J. Tinnes, James Johnson, Janus E. Robinson, Fred F. Carter, William I. Whitman, J. D. Bacon, George B. Winship, John P. Galbreath, John A. Sorlie, August Isaak, John I. Lerom, James McManus, William J. Clapp.

"His State Honored Him and He Honored His State" is a fitting description of the public career of Porter J. McCumber.

Farmer boy, country school teacher, law student working his way through school, country lawyer, member of the Territorial House of Representatives and Senate, State's Attorney, practitioner of law, United States Senator, member of the International Joint Boundary Commission—the history of a typical American.

Son of Orlin and Anna E. McCumber, born at Crete, Will

County, State of Illinois, on February 3, 1858, died in Washington, D. C., on May 16, 1933. His ancestry was Scotch.

He came with his parents at an early age to a farm which is the present site of the famous Mayo Brothers Clinic at Rochester, Minnesota, worked on the farm and taught country school, then worked his way through law school at the University of Michigan, graduating in the class of 1880, and in 1881 he opened his office for the practice of law in Lisbon Township, Richland County, Territory of Dakota, but in a few months he moved to the thriving frontier town of Wahpeton, where he made his permanent home until his removal to Washington in March, 1899. On May 24, 1889, he married Jenny Sohrning of Minneapolis. There are two children. He was elected to the Territorial House of Representatives, serving in the Session of 1885 and the Council for the Session of 1887. He held no other public office until 1895 when he was elected State's Attorney of Richland County, serving in 1896 and 1897. From that time until January, 1899, he practiced his profession at Wahpeton, and on January 20, 1899, he was elected United States Senator from North Dakota, as a Republican, by the State Senate as a compromise candidate. He took his seat in the Senate on March 4, 1899, virtually and actually unknown, and two decades later he was chairman of the most powerful committee in the United States—the Finance Committee of the Senate of the United States—a position which he earned and deserved through hard work and ability. Intellectual and sincere, honest and straight-forward, courageous, forceful and logical were his chief characteristics; and, while he was an eloquent orator, he always impressed one with his knowledge of the subject, and his vigorous, original presentation of his thoughts was very striking. A good, loyal, constant friend, he never dodged aside on his account or shirked the feud of a friend.

His good, cool judgment, backed by study and native ability made him respected in his many decisions on the Finance Committee and proved he was a statesman to rank with the giants of any day, in our Country's history.

Earl P. Bishop was born at Bedford, Iowa, in the year 1882. At an early age he removed with his parents to Chicago, Illinois, where he attended the public schools. Grown to manhood, he located for a time at Hastings, Minnesota. There he married Helen Carter on July 16, 1903. In 1907 he came to North Dakota, locating at Belfield in Stark County, where he operated a hardware and furniture store and a funeral home until his death, August 16, 1934. In 1920 he was selected by the electors of this state as a delegate to the Republican National Convention at Chicago. He was elected a member of the House of Representatives for the Thirty-first Legislative District, comprising Stark County, in 1928 and was re-elected for another term in the year 1930. For eight years prior to his death he served his city as mayor. In 1933 he was appointed to the office of County Commissioner of Stark County, North Dakota. He was a member of the Congregational Church and was affiliated with the Odd Fellows.

Lodge. Surviving him are his wife, Helen Bishop; two daughters, Ruby Josephine Bishop of Denver, Colorado, and Mrs. R. D. Eslick of Belfield, North Dakota; a granddaughter Julien Eslick; and a brother Carl A. Bishop of St. Joseph, Missouri.

JOINT MEMORIAL RESOLUTION

Introduced by Representative Traynor

WHEREAS, The late Honorable Frank H. Hyland of Devils Lake, North Dakota, was called to his eternal reward on January 28, 1934, and

WHEREAS, He represented the Twenty-First Legislative District for two years as a member of the House of Representatives, and for twelve years as a member of the Senate, and also served his State as Lieutenant Governor for two years, and during all his public service and during his life as a private citizen, his was a splendid example of integrity, loyalty, conscientious endeavor, and good citizenship, and

WHEREAS, In his passing North Dakota has lost a true friend, a leader in the preservation of sound government, honestly administered, a man whose desire and interest was the furtherance of all good and worthy causes for the betterment of the State, his local community, and his fellowman,

THEREFORE BE IT RESOLVED, by the Senate and the House of Representatives assembled in Joint Session, that we do hereby express our heartfelt appreciation of the loyal service of our distinguished citizen, the late Frank H. Hyland, and that we further express the keen sorrow which we feel because of his passing; and

BE IT FURTHER RESOLVED, That the Resolution be printed in the Journal and that engrossed copies be forwarded by the Chief Clerk of the House to the wife of Mr. Hyland at Devils Lake, and to his sister, Mrs. Mary Cosgriff, and to his brother, M. S. Hyland, both of Fargo.

JOINT MEMORIAL RESOLUTION

Introduced by Representative Brunsdale

WHEREAS, the Honorable Anton T. Kraabel, of Clifford, in Traill County, North Dakota, departed this life in June, 1934, after residing in this state since 1882, and

WHEREAS, During the time of his residence in North Dakota he served his state as representative from the 8th District in 1903, and as senator from the 8th District in 1907 and 1909, and served as Lieutenant Governor in 1913 and 14, and 1917 and 18, and

WHEREAS, He was a man of sterling integrity and character, serving his state faithfully and well,

NOW THEREFORE, Be It Resolved by the Senate and the House of Representatives in joint session assembled, that we do express our deep regret at his passing; and

Be It Further Resolved, That this resolution be recorded in the proceedings of this Assembly and copies thereof mailed to his family.

Anton T. Kraabel was born at Guldbrandelalen, Norway, on October 16, 1862. He was educated in the common schools of Wisconsin, coming to North Dakota in 1882, and became a merchant. At the time of his death he was visiting at the home of his son, Reverend M. O. Kraabel, at Circle, Montana. He was buried at Clifford, North Dakota, on June 22, 1934.

ANDREW A. BRUCE

Judge Bruce was born at Nunda Drug, Neilgherry Hills in southern India, in 1866 the son of a general in the British Army, being a Scotchman by descent. With his parents he returned to Scotland from India, and there when he arrived at the age of fifteen years, his parents died. He immigrated to the United States and began his life as a farm laborer in Minnesota. He entered the University of Wisconsin and worked his way through, by manual labor and corresponding for newspapers. He graduated from the University of Wisconsin in 1890 and from the law school in 1892. He served, for two years following his graduation, as secretary to the Supreme Court of Wisconsin, and then began the practice of his profession in Chicago. In 1898 he accepted a position as a member of the faculty of the law school of the University of Wisconsin. He became dean of the law school of the University of North Dakota in 1901, and in 1911 was appointed by Governor Burke to succeed Chief Justice Morgan who had resigned on account of ill health. Judge Bruce was elected to succeed himself in 1912 and was a member of our Supreme Court till January 1, 1919, when he retired to private life, having declined to be a candidate for re-election in 1918. He died in Chicago, December 6th, 1934.

Judge Bruce was the author of several legal and sociological publications and was recognized as a specialist in municipal law, especially in matters of taxation.

After his retirement from the court he was connected with the schools of law of the University of Minnesota and Northwestern University.

Judge Bruce was a man of unswerving devotion to duty. His outstanding qualifications were honesty, industry and a love of fairness.

In the death of Judge Bruce our country has lost a just judge, a great teacher and a good citizen. Therefore, Be it Resolved that the foregoing tribute be adopted by the Legislative Assembly; printed in the Journal of the House and that an engrossed copy be forwarded to the members of Judge Bruce's family.

BURLEIGH F. SPALDING

Born December 3, 1853. Died March 17, 1934. Lawyer. Member of Capitol Commission, 1883. Member of the State Constitutional Convention 1889. Representative in Congress 1899-1900, 1903-1904. Judge of the Supreme Court 1907-1914. Judge Spalding was born in Orleans County, Ver-

mont. He was admitted to the Bar in that state in 1880 and removed to Fargo the same year and immediately entered upon the practice of his profession which he continued till the time of his death with the interruptions due to the public offices he was chosen to fill.

Judge Spalding's life was a long and useful one. From the very beginning he met with success which was due to his own efforts. He was not only a leader in his profession but was a man of great influence in his home community and throughout the state. His integrity and ability and untiring industry made him a valuable man in every position he occupied. His influence was always on the side of right. No citizen did more to build up our state. He helped locate its capitol and afterward took a leading part in the convention which framed our state constitution and as a Judge of the Supreme Court he interpreted the laws and decided legal questions with the thought only, of justice to all. His legal opinions are to be found in fourteen volumes of the North Dakota Reports. As a man he was held in the highest esteem by a wide circle of friends and acquaintances.

After fifty-four years of useful, though arduous labor, in both public and private life, he died at the age of eighty years in the full possession of all his faculties.

It can be said of Judge Spalding that he set for himself a rigid code of duty and always lived up to it.

Be it Resolved that the foregoing memorial be adopted by the Legislative Assembly; that it be printed in the Journal of the House and that properly engrossed copies be sent to the members of Judge Spalding's family.

Mr. Aljets: Mr. President. Two years ago among the most prominent members of the House of Representatives was my good friend and colleague, Carl L. Broschat, of Cathay. Today we pay tribute, and the tribute of the state to his memory.

Carl L. Broschat was born in Germany, coming to America with his parents when he was seven years of age, settling in the Cathay community on a farm. Mr. Broschat spent most of his life on the farm. He was married in 1919 to Miss Minnie Krebs and to this union was born eight children. Mrs. Broschat and two children preceded him in death, leaving six children to mourn this great loss.

Carl Broschat was a public-minded man and from an early age was active in the affairs of the state and community. For twenty-two years he was a member of the school board and was always interested in bettering the school system and protecting the interest of the boys and girls in the schools. He was an active member of the Farmers Union and was ever ready to do his part in advancing the cause of the farmers through this organization.

Mr. Broschat was a member of the House of Representatives of the 1933 session. From the beginning of the session

he was an active member, and took a definite interest in all the activities of the Legislature.

Mr. Broschat and myself were known among the members of the House as the Wells county twins. We not only worked together in the House, but were always anxious to be in each other's company. During the Session he was my roommate, and I personally was made to realize a great loss when he passed away on December 6, of last year. As a legislator the other members of the House will readily agree that he worked always industriously and efficiently for what he considered the best interest of the people and of the state. As a man he was held in highest esteem by a wide circle of friends and acquaintances. We mourn his untimely death, but rejoice in that his life work was done in North Dakota.

Be it Resolved that the foregoing memorial be adopted, that it be put in the Journal of the House and the properly engrossed copies be sent each of his children of Mr. Broschat's family.

JOINT MEMORIAL RESOLUTION

Introduced by Senator Braaten

WHEREAS, It has been the will of an all wise Providence to remove from our midst our good friend, able legislator and honored citizen, Dana J. Tinnes, for many years a resident of North Dakota, and

WHEREAS, He served as a member of this Legislative Assembly from Grand Forks County, representing the Seventh Legislative District, as Senator during the Twenty-third Legislative Session, and during such time, by his devotion to duty, deep interest in his work and kind disposition won the regard and respect of all members of this Assembly, now therefore,

BE IT RESOLVED, By the Senate and the House of Representatives of the State of North Dakota, in joint session assembled, that in the death of this honored member, North Dakota has been bereft of one of its most prominent and distinguished citizens, and

BE IT FURTHER RESOLVED, That this resolution be recorded in the proceedings of this Joint Assembly, and that there be mailed to the family of the deceased member a properly enrolled copy of this resolution.

Mr. Blaisdell:

James Johnson was born May 1, 1850, at Villie Jeland, Denmark, and died July 14, 1932, at Minot, North Dakota.

Mr. Johnson, a former officer in the Danish Navy, immigrated to the United States in 1872, securing employment for a time in the woods of western Minnesota. He gradually pushed westward into the Dakota Territory, remaining for a time at what is now Sanborn and for several years at Lis-

bon, North Dakota. At the last place he became acquainted with and married Ida Colton. In 1883 he and his wife drove to the junction of the Mouse and DesLacs Rivers and located at what is now Burlington, North Dakota, where in time they acquired a large farm.

Mr. Johnson was the first Postmaster in Imperial Ward County, the postoffice being located in his home near Burlington. He was later the first Territorial Clerk of the District Court and also served as Probate Judge. In 1891 Mr. Johnson was elected to the State Senate and represented Ward and McLean Counties in the Second Legislative Session. Thereafter he served as State's Attorney of Ward County for twelve years. He and the late Joseph Roach of Minot organized the Great Northern State Bank which is now the First National Bank of Minot and of which Mr. Johnson was Chairman of the Board of Directors at the time of his death.

He was a self-made man. From early youth his integrity, perseverance and sterling character endeared him to all who knew him. James Johnson was one of the hardy pioneers who played an important part in the development of Northwestern North Dakota. He was well informed on questions and issues of the day and was ever willing to promote the welfare and good of the community in which he lived. He was held in the highest esteem by all who knew him. James Johnson was an exceptionally high type of American Citizen.

Senator McDonald:

James E. Robinson, Judge of the Supreme Court—1917-1922.

Judge Robinson was a native of Michigan where he grew up and received his education. He enlisted as a soldier in the Civil War and served with the Michigan troops. After his term of enlistment expired he entered the University of Michigan and was graduated from the law department with the class of 1868, with the degree of LL.B. He was admitted to the Bar in Wisconsin and located in Trempleau County, where he served as district attorney for one term.

He settled in Fargo in 1882, and devoted himself assiduously to the practice of his profession. When Judge Robinson was well past three score years and ten, he was elected a Judge of the Supreme Court of this state and served one term of six years.

He advocated simplification of court procedure and that all appeals should be speedily disposed of.

Judge Robinson was a man who was possessed of a great fund of general information and while he was a great student of the common law, his reading covered a wide range of literature. He always had the courage of his convictions and in all cases that came before him as a judge, he could always justify the honesty of his decision.

After his retirement from the court he devoted himself to

his private affairs and the editing of the publications of which he was the author. He died March 23, 1933, at the Soldiers' Home in Milwaukee, Wisconsin, aged about 90 years.

Be It Resolved, that the foregoing memorial be adopted by the legislative assembly, printed in the Journal of the House and an engrossed copy be forwarded to the members of the family of Judge Robinson.

Senator Owings:

Mr. President: WHEREAS, in the passing of the Honorable Fred F. Carter, who served the 29th Legislative District as State Representative during the years 1907 to 1909, we have lost one of our most respected and progressive citizens;

NOW THEREFORE, Be it resolved by the Legislative Assembly of the State of North Dakota, in joint session assembled, that we do hereby express our appreciation of the services rendered by this worthy citizen, now deceased.

Fred F. Carter was born at Beaver Dam, Dodge County, Wisconsin, on July 3, 1850. He was educated in the common schools and in the Cedar Valley Seminary at Osage, Iowa. In 1900 he emigrated with his family to Ward County, North Dakota, settling on his homestead six and one-half miles northwest of Bowbells. In 1906 he was elected as Representative of the 29th Legislative District and served one term. When Burke County was organized he was appointed Judge of Probate Court for that county, in which capacity he served for twelve years. After retiring from office he continued to reside in Bowbells until his death on September 8, 1934.

BE IT FURTHER RESOLVED: That copies of this resolution be sent to the surviving relatives of the late Fred F. Carter in memoriam of his services.

MEMORIAL RESOLUTION

Introduced by Senator Eastgate

WHEREAS, the Honorable George B. Winship departed this life at San Diego, California, on the 3rd day of November, 1931, and

WHEREAS, he was a resident of the State of North Dakota for over forty years, first coming to its confines in 1871 and retiring from active participation in business affairs in 1911, and

WHEREAS, he was a pioneer newspaper man in the state, having founded the Grand Forks Herald in 1879, and continuing in its active management up to the time of his retirement, and

WHEREAS, he served his country under arms during the late War of the Rebellion, and was honorably discharged from the military service of the United States, and

WHEREAS, he served the Seventh District as Senator in the First Session of the North Dakota Legislative Assembly, and

WHEREAS, in his capacity as a newspaper editor and as a public official he left his imprint in the political annals of his time, fearlessly attacking mis-government with all of the weapons within his power, and using his influence and efforts in the cause of progressive legislation, and

WHEREAS, his career was coincident with that period in which North Dakota grew from a pioneer community to a great and prosperous state, and

WHEREAS, he carried with him from this state to his later home in California not only the love and admiration of a host of friends but an abiding interest in North Dakota and its affairs as well; now

BE IT THEREFORE RESOLVED BY THIS JOINT LEGISLATIVE ASSEMBLY, that in the passing of the Honorable George B. Winship this state has been deprived of the friendship of a man who contributed in a material measure towards making it a great commonwealth of a great nation, and

BE IT RESOLVED, that we are deeply conscious of the loss which we have sustained, and

BE IT FURTHER RESOLVED, that a copy of this resolution be enrolled and forwarded by the Secretary of the Senate to the surviving members of the family of the deceased.

MEMORIAL RESOLUTION

Introduced by Representative Saumur

WHEREAS, the Honorable John P. Galbreath departed this life at St. Paul, Minnesota, on the 30th day of March, 1933, and

WHEREAS, he served the Sixth District as Representative in the Seventh Session of the North Dakota Legislative Assembly, and

WHEREAS, during a considerable portion of his life he was a practising attorney and was also a Federal Referee in Bankruptcy, and

WHEREAS, as a public official and as a private citizen he was influential in the affairs of his state and his community; now

BE IT THEREFORE RESOLVED BY THIS JOINT LEGISLATIVE ASSEMBLY, that this resolution publicly records the passing of another of the links binding us to the days when North Dakota was a struggling younger state in the Union, and

BE IT RESOLVED, that we do on this day express our sense of the loss which we have sustained, and

BE IT FURTHER RESOLVED, that a copy of this resolution be enrolled and forwarded by the Chief Clerk of the House to the surviving members of the family of the deceased.

MEMORIAL RESOLUTION

Introduced by Representative Cunningham

WHEREAS, It has been brought to the attention of this House that the Honorable John A. Sorlie departed this life at Crookston, Minnesota, on the 5th of October, 1931, and

WHEREAS, He served the Seventh District as Senator in the Third and Fourth Sessions of the North Dakota Legislative Assembly and as Representative in the Tenth Session of the North Dakota Legislative Assembly, and

WHEREAS, During his residence in this State, and as a public official, a practicing attorney and a private citizen, he was active in the affairs of his State and his community, and

WHEREAS, To his friends and acquaintances who survive him the news of his decease came as a distinct shock; now

BE IT THEREFORE RESOLVED, BY THIS JOINT LEGISLATIVE ASSEMBLY, That in the passing of this former citizen and man of public affairs this state has sustained a marked loss, and

BE IT RESOLVED, That on this day we do express our recognition of this loss, and

BE IT FURTHER RESOLVED, That a copy of this resolution be enrolled and forwarded by the Chief Clerk of the House to the surviving members of the family of the deceased.

Representative Isaak:

Mr. President:

WHEREAS, In the passing of the Honorable August Isaak, who served the 48th Legislative District as a member of the House of Representatives during the years 1913-1917, we have lost one of our most respected and progressive citizens.

August Isaak was born in Asia Minor in 1870. As a young boy he came to the United States in 1878. He was one of the earliest pioneers of Mercer County. He built up a prosperous farm there and reared a fine family. Mr. Isaak took an active part in the development of his community.

NOW, THEREFORE, BE IT RESOLVED, By the Legislative Assembly of the State of North Dakota, in joint session assembled, that we do hereby express our appreciation of the services rendered by this worthy citizen now deceased; and

BE IT FURTHER RESOLVED, That this Resolution be recorded in the proceedings of this joint assembly and a copy thereof be mailed to his wife, Mrs. Katharina Isaak, of Krem, North Dakota.

Representative Odegard:

Mr. President:

The members of the Twenty-fourth Legislative Assembly of the State of North Dakota mourn today the passing to the great beyond, Hon. John I. Lerom, of Buxton, Traill County, former member of the House of Representatives of the State of North Dakota from the Eighth Legislative District, who served in the sessions of 1895 and 1901.

Mr. Lerom homesteaded in Traill County in the year of Our Lord, 1878. His stern character and kindly acts made him many friends. His progressive principles and honesty in public and private life set an undying example for the generation to come. His passing is a loss to our County, State and Nation.

NOW, THEREFORE, BE IT RESOLVED, By this joint Legislative Assembly, that this Resolution be printed in the Journal and a duly enrolled copy thereof be mailed to his wife, Mrs. John I. Lerom, Buxton, North Dakota.

RESOLUTION

WHEREAS, James McManus, a pioneer resident of St. John, Rolette county, which was his home for forty years, was a veteran member of the State Legislature, has passed away, and we desire to pay him tribute.

James McManus was born in 1868 and came to this State at the age of eighteen. He has been a real factor in the civic and political life of Rolette county. He died on April 25, 1934, and was buried from St. John Catholic Church with solemn mass sung by Reverend Father Berard, who was assisted by the Reverend Father Elliott and Reverend Father Andrieux.

Governor and Mrs. William Langer paid tribute to his passing by proclaiming a two-hour period of tribute, and ordering that the flag be set at half mast from ten to twelve o'clock on the day of his funeral.

Mr. McManus was able, conscientious and a hard working member of the legislature. He served his constituency and state well. His services were recognized in his appointment to many of the more important Committees of the House during the Twenty-third Legislative Assembly.

The loss of James McManus was one felt throughout the State as well as in his home district. He was an energetic, valuable and respected citizen and legislator.

NOW, THEREFORE, BE IT RESOLVED BY THIS JOINT LEGISLATIVE ASSEMBLY, That in the passing

of the Honorable James McManus, our colleague and friend, his state and community have lost not only a good citizen but a conscientious advocate of those principles in which he believed; and

BE IT FURTHER RESOLVED, That this Resolution be printed in the Journal of the House, and that a properly engrossed copy be forwarded to his surviving wife, Mrs. Agnes McManus.

CARL ANFINSON.

J. D. BACON

BE IT RESOLVED BY THIS JOINT LEGISLATIVE ASSEMBLY, that in the passing of the Honorable J. D. Bacon this state and its people have lost a man who was an outstanding example of the spirit of good citizenship, who gave liberally of his time and ability to all measures which he believed were for the common good, and who was as a pioneer contributed in no small measure to the development of North Dakota, and

BE IT RESOLVED, that we do express on this occasion our deep sense of the loss which we have sustained, and

BE IT FURTHER RESOLVED, that a copy of this resolution be enrolled and forwarded by the Secretary of the Senate to the surviving members of the family of the deceased.

MEMORIAL RESOLUTION

Introduced by Senator Nelson.

WHEREAS, the Honorable William S. Whitman departed this life at Grand Forks on the 8th day of December, 1933, and

WHEREAS, he represented the Sixth District in the Senate of this State from the Sixteenth to the Twenty-third Sessions of the North Dakota Legislative Assembly, and

WHEREAS, during the eight sessions in which he served as a member of the legislature he advocated and worked for the enactment of those measures which he believed were for the best interests of his state, his district and his fellow citizens, and

WHEREAS, he served for four years as a member of the council of the City of Grand Forks, and

WHEREAS, in his capacity as a public official as well as that of a private citizen he labored to promote the public welfare, and gave unstintingly of his time and efforts whenever called upon to participate in state and community affairs; now

BE IT THEREFORE RESOLVED BY THIS JOINT LEGISLATIVE ASSEMBLY, that in the passing of this

former member there has gone from our midst a man who contributed materially to the upbuilding of our commonwealth, and

BE IT RESOLVED, that we do hereby express our sorrow at the passing of the Honorable William S. Whitman, and

BE IT FURTHER RESOLVED, that a copy of this resolution be enrolled and forwarded by the Secretary of the Senate to the surviving members of the family of the deceased.

WILLIAM J. CLAPP

Born, November 11, 1857. Died, August 28, 1934. Lawyer, member of the Constitutional Convention, 1889. Superintendent of Public Instruction, 1890-1891.

Mr. Clapp was born in Wakefield, Massachusetts, but at an early age he removed to Vermont with his parents. He was educated in the public schools of Vermont, at the Academy of St. Albans and at the Seminary in Montpelier. He came west in 1882 and for a few months he resided in Minnesota, where he was admitted to the bar. In 1883 he located at Tower City, Dakota Territory, where he engaged in the practice of law until 1889, when he was elected a member of the State Constitutional Convention. He served in that body with distinction and great fidelity.

He was always deeply interested in educational matters and when a vacancy occurred in the office of County Superintendent of Schools by the election of Captain Mitchell to the office of State Superintendent of Public Instruction, Mr. Clapp was appointed to fill that vacancy.

In March, 1890, the death of Captain Mitchell created a vacancy in the office of Superintendent of Public Instruction. Governor Miller appointed Mr. Clapp to serve out the term of Captain Mitchell.

At the expiration of his term, Mr. Clapp located in Fargo and devoted himself exclusively to the practice of law.

Mr. Clapp was always a public-spirited man and contributed largely to the upbuilding of the community in which he lived. He served as alderman in the city of Fargo for six years. He was a member of the City Park Board and was clerk of that body from 1910 till the time of his death—twenty-four years in all. It was due to his excellent work that the city of Fargo has one of the most beautiful and extensive park systems to be found in any community its size in the United States.

Mr. Clapp was an active member of the church to which he belonged and served on its official board for forty-two years.

In all his undertakings Mr. Clapp always sought to do his best. He gave of his time and his talents to reduce human misery; to help those less fortunate than himself and to

preserve for future generations the institutions of our country and to hand them on not lessened but made greater by his efforts.

BE IT RESOLVED, That the foregoing tribute to the memory of William J. Clapp be adopted by the Legislative Assembly; printed in the Journal of the House, and a properly enrolled copy be forwarded to his family.

**MEMORIAL RESOLUTION FOR DECEASED MEMBERS
OF FORMER LEGISLATIVE ASSEMBLIES OF
THE STATE OF NORTH DAKOTA**

The members of the Twenty-fourth Legislative Assembly on the anniversary of the death of the patriot, George Washington, in joint assembly, join in mourning the death of the following named former members of such assembly, whose names with the respective years of such service, follow:

Henry Geiger, First District, Pembina County, House member, who served in the session of 1911 and 1913, died January 2, 1935.

Paul Johnson, First District, Pembina County, House member, who served in the sessions of 1919, 1921, 1923 and 1925, died July 12, 1934.

T. A. Gagnon, Walsh County, House member, who served in the session of 1903, died November 25, 1933.

A. E. Sandlie, House member, Grand Forks County, served during the 1933 session, died July 31, 1934.

Christ J. Hanson, Belfield, N. D., served as Representative during the session of 1933, and died April 10, 1934.

Alex Stern, 9th District, Cass County, Member of House session of 1911, died June 3, 1934.

E. E. Cole, 9th District, Cass County, House Member during the sessions of 1897 and 1917, died Sept. 26, 1933.

J. B. McArthur, Cass County, Member of House session of 1893, died July 25, 1933.

P. J. Narum, 13th District, Sargent County, Member of House session of 1911, died January 18, 1934.

Daniel Torfin, 14th District, Ransom County, Member of House session of 1915.

Percy Trubshaw, 15th District, part of Barnes County, Member of House 1923 and 1927, died August 6, 1933.

Joseph H. Rogers, Part of Barnes, Member of House sessions of 1903 and 1905, died September 13, 1933.

Henry Hale, 21st District, Ramsey County, State Senator sessions of 1901-1903, died January 2, 1935.

Edw. H. Lohnes, 21st District, Ramsey County, Member of Constitutional Convention 1889, Member of House of Representatives session of 1893, died March 31, 1933.

Henry Clay Hansborough, 21st District, First Representative in Congress for North Dakota, 1889-1901, U. S. Senator 1891 to 1909, died November 15, 1933.

George D. Laird, 21st District, Ramsey County, Member of House 1917, died October 22, 1933.

Anton Fried, 23rd District, Stutsman County, Member of House 1903, died June 10, 1933.

Chester H. Sheils, 24th District, LaMoure County, House Member sessions of 1903 and 1905, died October 6th, 1933.

Wm. J. Zeiman, 25th District, Dickey County, State Senator sessions of 1915 and 1919, died May 21, 1933.

F. H. Thatcher, 25th District, Dickey County, State Senator 1905-1907, died March 19, 1932.

L. D. Bailey, 27th District, Burleigh County, Member of House session of 1919, died November 4, 1934.

Ferdinand Leutz, 30th District, Morton County, State Senator sessions of 1907, Insurance Commissioner 1900-1906, died August 6, 1934.

James Campbell, 30th District, Morton County, Member of House of Representatives session of 1913, died in December, 1934.

C. W. Reichert, 32nd District, Eddy and Foster Counties, Member of House session of 1921, died March 19, 1932.

Robert Fox, 42nd District, McHenry County, State Senator sessions of 1903 and 1905.

Tom Oksendahl, 34th District, Pierce County, Member of House session of 1903.

Ernest Moeckel, 36th District, McIntosh and Logan Counties, Member of House session of 1915, died December 26, 1934.

Fred J. Lyons, 40th District, Burke and Divide Counties, Member of House session of 1905, died April 26, 1934.

L. W. Sauer, 43rd District, Renville County, Member of House of Representatives session of 1911.

W. F. Dunham, Member of House of Representatives, Dakota Territory 1877, died April 10, 1934.

H. H. Keith, Member of House of Representatives, died November, 1933.

Levi Johnson, Cogswell, Member of House session of 1907, State Senator 1909-1911, died September 2, 1934.

Christ Geigler, Logan County, Member of House sessions of 1915-1917.

The work of these men is over, their public services is a matter of record and a part of the history of our State.

Today in joint assembly we pay to these departed outstanding citizens and public officials of our State, the tribute of friendship, esteem and respect, the honor they justly deserve; and extend our heartfelt sympathy to the members of their respective families.

We order that this Memorial Resolution be printed in the House Journal of this Legislative day and that duly enrolled copies thereof be sent to the present head of the surviving family of each of said deceased.

Senator McDonald moved the joint session do now adjourn.

Which motion prevailed.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Fourth day after recess and Forty-Fifth day and recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertsen moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Were received and read from the desk, signed by the following:

John Jennings, Havana, N. D., and others.

Paul Ginn, Leonard, N. D., and others.

Fred Rittmiller, Ashley, N. D., and others.

Mrs. J. P. Laughlin, Monango, N. D., and others.

Mrs. G. B. Thomas, Calvin, N. D., and others.

Esther Michaelis, Kintyre, N. D., and others.

H. H. Henke, Hanover, N. D., and others.

A. Spinster's Group, Jamestown, N. D.

L. S. Zaback, Verendrye, N. D., and others.

Loretta Kimmel, Cogswell, N. D., and others.

Louis Mc H. Howe, Secretary to the President, Washington, D. C.

REPORT OF STANDING COMMITTEES

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

House Bill No. 290. A Bill for an Act, Regulating the Importation, Transportation, Sale and Possession in Certain Cases of Liquor; Defining Liquor; Providing Certain Powers and Duties of the Beer Commissioner or Other Officer Charged With the Execution of the Duties Incidental to Regulation; Providing Certain Regulations for the Importation, Transportation, Sale and Possession of Liquor; Providing for the Revenue Therefrom, and Licenses Therefor; Providing for the Bonding for Certain Persons in Connection With the Regulation of Importation, Transportation, Sale and Possession of Liquor; Prohibiting the Transfer of Licenses; Excluding Certain Persons From the Right to Purchase Liquor; Authorizing and Requiring Governing Bodies of Municipalities to Provide and Require the Payment of a Local Tax or License, and Raise Revenue Therefrom; to Prescribe Certain Regulations, Limiting the Place and Time of Sale; Providing for the Labeling of All Liquor Containers; Providing for an Excise Tax and Regulations Thereto; for the Keeping of Certain Records by the Beer Commissioner; Providing for the Making of Certain Reports; Providing for the Confiscation of Unstamped Liquor; Providing for Money With Which to Put This Act Into Operation and Providing for the Administration of This Act; Providing for the Disposition of Liquor Revenue, and the Allotment Thereof; to School Districts of the State; Providing for the Reduction of Taxes on Real Estate to the Extent of Such Application; Providing Penalties for the Violation of the Provisions of This Act; Repealing All Acts in Conflict Therewith; Providing For a Saving Clause as to Constitutionality; Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the printed Bill, line 2, strike out the words "in certain cases."

In the last line of the title on the first page of the printed bill strike out the word "allotment" and insert in lieu thereof "allotment" (with one "t").

The last word in the next to the last line of the title on page 2 of the printed bill should be spelled "constitutionality."

In line 10 of Section 1 of the printed bill, insert a comma after the word "which."

In line 21, Section 1, of printed bill, strike out the words, "within this State" and also the words "any platted town."

In line 4, Section 2, of printed bill, strike out the word "this," and insert in lieu thereof the word "the."

In line 6, Section 3, of printed bill, strike out the words "discretion infer" and in lieu thereof insert the words "discretion transfer."

In line 10 of Section 3, printed bill, correct the spelling of the word "Regulator," to "Regulatory."

In line 16, of Section 3, of the printed bill, strike out the word "minimum" and insert in lieu thereof "maximum." In the same line and section, place a semi-colon instead of a comma following the word wholesale.

In line 17, Section 3, of the printed bill, strike out the words "in booklet form."

In line 22, Section 3, of the printed bill, insert the word "to" immediately preceding the word "enforce"; and in the same line and section, strike out the word "retailer," and insert in lieu thereof "retailers."

In Section 3, line 40, of printed bill, place a comma before the word "are."

In line 5, Section 4, of the printed bill, strike out the word "obtained," and insert in lieu thereof "obtaining."

In line 7, Section 4, strike out the word "fermentation," and insert in lieu thereof "fermenting."

In line 2, Section 5 of the printed bill, strike out the word "license" and insert in lieu thereof the word "licenses."

In line 10, Section 5, strike out the words "or contemplates engaging."

In line 11, Section 5, remove the comma after the word "in."

In line 1, Section 6, strike out the word "Licenses" and insert in lieu thereof the word "License."

In line 8, Section 6, correct the spelling of the word "business" to "business."

In line 15, Section 6, strike out the word "It" and insert in lieu thereof the word "There."

In line 17 and beginning the line 18, Section 6, strike out the word "organized" and insert in lieu thereof "incorporated," and in line 18 of the same Section (6) insert the word "organized" following the word "and."

In line 19, Section 6, correct the spelling of the word "villages."

In line 24, Section 6, strike out the words "shall have" and insert in lieu thereof "has."

In lines 26 and 27, Section 6, strike out the words "municipality in which he asks to obtain such license" and insert in lieu thereof "State of North Dakota."

In line 27, Section 6, correct the spelling of the word "discretion."

In line 30, Section 6, strike out the words "towns or" and in the same line and section insert the word "organized," preceding the word "townships."

In line 33, Section 6, correct the last word in the line from "town" to "township."

In line 39, Section 6, correct the spelling of the word "discretion."

In line 42, Section 6, strike out the word "with" and insert the word "within."

In line 6, Section 9 of the printed bill, strike out the "period" following the word "conditioned" and insert a semi-colon.

In line 9, Section 11, of printed bill, correct the spelling of the word "retailer's."

In line 12, Section 13, of printed bill, following the word "drunkard" insert a comma and the words "insane person."

In lines 13 and 14, Section 13, strike out the words "or to any Indian or insane person" and insert in lieu thereof the words "or Federal Laws."

In line 6, Section 15, strike out the period following the word "wholesaler" and insert in lieu thereof a semi-colon, and the word immediately following to be spelled with a small letter "a."

In line 19, Section 16, of the printed bill, strike out the words "shall be taxed."

In line 16, Section 17 of the printed bill, correct the spelling of the word "each."

In line 6, Section 20, of the printed bill, correct spelling of word "container."

In lines 4 and 5, Section 21, of printed bill, strike out the following sentence "without authority to have such intoxicating liquor without such stamps or labels and also comma after the word "labels."

In line 1, Section 22, in the title, change the word "commissioners" to word "commissioner." Strike out the small letter "a" at the beginning of Section 22, Section 23.

In line 3, Section 23 of the printed bill, strike out the words "and introduction."

In line 1, Section 24, of the printed bill, strike out word "appropriation" and in line 2, of same section, strike out the small letter "a" at the beginning of the line.

In line 4, of Section 27, of the printed bill, correct spelling of the word "chargeable"

In line 8, Section 27. of the printed bill, strike out the words "it is lawful" and insert in lieu thereof the words "a license is in force."

At the end of line 24, Section 27, of the printed bill, add the following paragraph: "Counties in which the sale of

intoxicating liquor is prohibited under the laws of the United States, shall share in the distribution as hereinbefore provided for."

In line 5, Section 30 of the printed bill correct the spelling of the word "fraudulently."

In line 14, Section 31, of the printed bill, strike out word "or" and insert in lieu thereof the word "of."

In line 15, Section 31 insert a comma after the word "otherwise."

In line 18, Section 31, strike out comma after word "interested" and insert in lieu thereof a period.

In line 18, Section 31 of the printed bill, insert the following paragraph as subdivision (c) to Section 31. "(c) Any person having in his possession any package containing intoxicating liquor on which there has not been affixed the excise tax stamp as provided for by this Act shall be guilty of a misdemeanor."

And when so amended recommend the same do pass.

PAUL A. SAND,
Chairman.

Mr. Lohrbauer moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Committee on Delayed Bills introduced:

House Bill No. 356. A Bill for an Act Amending and Re-enacting Sub-sections (a), (b) and (c) of Section 4 of Chapter 235 of the 1929 Session Laws Relating to Tax Levy Limitations and Exempting Certain Tax Levies from the Limitations Therein Provided.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Committee on Delayed Bills introduced:

House Bill No. 357. A Bill for an Act to Encourage the Sale of Gasoline-alcohol Blended Motor Fuel by Remitting a Portion of the Motor Vehicle Fuel Tax Collected on Such Gasoline-Alcohol Blended Motor Fuel to the Dealer Selling Such Product.

Was read the first time and referred to the Committee on Ways and Means.

Committee on Delayed Bills introduced:

House Bill No. 358. A Bill for an Act Providing for the Election of Members to the Board of Education of the City of Fargo; Providing Procedure and Repealing Section 1321a2 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and All Other Conflicting Acts.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Committee on Delayed Bills introduced:

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Was read the first time and referred to the Committee on State Affairs.

REPORT OF STANDING COMMITTEES

The Committee on Counties made the following report:

Mr. Speaker: Your Committee on Counties to whom was referred:

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HARVEY BRUSSEAU,
Chairman.

Palmer Levin moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved that the House now recess until 12:30 P. M. tomorrow.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mrs. Lavina Labrosz, Ashley, N. D.; Ray Thomas, Dickinson, N. D.; Mrs. Wm. Rickbale, Pembina County, N. D.; Jas. Hanley, Jr., Mandan, N. D.; Mrs. Wm. Schantz, Bismarck, N. D.; J. M. Morris, Jamestown, N. D.; Peter Stenehjem, Arnegard, N. D.; J. H. Langford, Cooperstown, N. D.; Alfred Klautd, Jamestown, N. D.; Mrs. Wm. Kane, Minot, N. D.; Gottlieb Hochhalter, Wilton, N. D.; Justine Burgemeister, Drake, N. D.; Fred Burgemeister, Drake, N. D.; Philip Klingmars, Kief, N. D.; John Eleel, Kief, N. D.; Jacob Krueger, Kief, N. D.; Emanuel Hauff, Anamoose, N. D.; Mrs. J. M. Thompson, Wilton, N. D.; Godfred Isaak, Golden Valley, N. D.; Alfred Isaak, Golden Valley, N. D.; Marie Charlson, Ray, N. D.; Mayor Fred Olson, Fargo, N. D.; Commissioner Fred Sheffield, Fargo, N. D.

FORTY-SIXTH DAY AFTER RECESS AND THE
FORTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 23, 1935

The House convened at 12:30 P. M. pursuant to recess, Speaker Crockett presiding.

At this time the rules were suspended for the purpose of the consideration of General Orders.

GENERAL ORDERS

Mr. Scholl moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Scholl to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Independent and Special School Districts; Requiring Establishment of Polling Places for Each 3000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

And recommend the adoption of the Standing Committee's amendments as follows:

In the heading of the bill strike out the words "AND INDEPENDENT."

In the title of the printed Bill, strike out the words, in lines 1 and 2, "in all Independent."

In line 3 of the title strike out the figures 3000 and insert in lieu thereof the figures 5000.

In Section 1, line 1 after the word "special" strike out the words "and Independent."

In line 3 after the word "Special" strike out the words "or Independent."

In line 5 substitute the figures "5000" in place of "3000."

In lines 9 and 10 after the word "special" strike out the words "or Independent;" In line 11 strike out the figures "3000" and insert the figures "5000."

In Section 3, lines 4 and 5 after the word "specials" strike out the words "independent or."

And the further amendments:

Amend the report of the standing committee by striking out the amendment which reads "In Section 3, lines 4 and 5 after the word "specials" strike out the words "independent or," and insert in lieu thereof: "In Section 3, lines 4 and 5 strike out the words "independent or" preceding the word "special."

Amend the report of standing committee which reads "In the title of the printed bill strike out the words, in lines 1 and 2, "in all Independent" by striking out this part of the report; and inserting in lieu thereof "In line 2 of the title strike out the words "Independent and."

And when so further amended recommend the same do pass.

Also,

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 3, in the printed bill, line 5, after the word "Labor," add the following: Provided, However, that when the commissioners of Agriculture and Labor shall be a laboring man with the qualifications prescribed in Section 4 of this Act, then he shall appoint as chief deputy some person who is engaged in agriculture or a recognized representative of agriculture with experience to qualify him for the position.

In Section 4, strike out lines 10, 11, and 12, in the printed bill. Insert period after the word "department," at the end of line 10.

And the further amendments:

Amend Section 4, line 8, by striking out the remainder of the Section following the word "salary" and inserting in lieu thereof "of \$1,800.00 per annum."

And when so amended recommend the same do pass.

Also,

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, of the printed bill, line 10, strike out the word "land," and insert in lieu thereof the word "deed."

At the end of line 12, strike out the comma following therefore and insert in lieu thereof a period.

Beginning line 13, strike out the following words, "if necessary. If the mortgage lien need not be foreclosed."

At the end of line 13 capitalize the word "the."

In line 22, after the word would, and before the word "had," insert "have."

And when so amended recommend the same do pass.

Also,

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In title of bill, line 1, following the word "act" insert the following clause "In title of bill, line 1, between the words "act" and "creating" place the following clause "to amend and re-enact Chapter 147 of Session Laws of North Dakota of 1933."

Add the following emergency clause as Section 4, "Whereas an emergency exists in that the Government Agencies hold that the present law affords no protection for loans therefor this Act is hereby declared to be an emergency measure and

shall be in force and effect from and after its passage and approval."

And the further amendments:

Amend that part of the report of the Standing Committee which reads: In title of bill, line 1, following the word "Act," insert the following clause: "In title of bill, line 1, between the words "act" and "creating," place the following clause "to amend and re-enact Chapter 147 of Session Laws of North Dakota of 1933," by striking it from the report.

In line 4, of the title after the comma, following the word "thereof," insert "repealing all acts in conflict herewith."

Insert a new section in the bill which will be "Section 4. Repeal. All Acts and parts of Acts in conflict herewith are hereby repealed."

Renumber the emergency clause as "Section 5."

And when so further amended recommend the same do pass.

Also,

House Bill No. 293. A Bill for an Act Requiring License to Engage in the Sale of Malt in the State of North Dakota; Providing for Temporary License; Authorizing Cities, Villages and County Commissioners to Provide Local Tax; Prescribing Rules and Regulations Under Which Malt May Be Sold; Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Requiring State Beer Commissioner to Promulgate Rules and Regulations Not Inconsistent With This Act, and to Enforce the Provisions hereof; Levying Tax Upon Malt Sold, Declaring Mixing With Alcohol Unlawful and Providing Penalty for Violation Hereof.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, line 4, of the printed bill, insert the words "of alcohol by volume," following the phrase "1%" and preceding the words "or as may."

And recommend that House Bill No. 293 be indefinitely postponed.

Also,

House Bill No. 302. A Bill for an Act Relating to the Publication of the Proceedings of Certain School Boards in the State of North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 7 of the printed bill after the word "paper," strike out the words "the last."

In line 8 of the printed bill after the word "following" insert the words "the last."

And recommend that House Bill No. 302 be indefinitely postponed.

Also,

House Bill No. 307. A Bill for an act Relating to the Publication of the Proceedings of All Governing Boards of Towns and Cities in the State With a Population of Three Thousand People or More.

And recommend the adoption of the Standing Committee's amendments as follows:

In the title of the printed bill insert the word "annual" before the word "publication"; also, strike out the word "proceedings" in the title and insert in lieu thereof the word "expenditures."

In line 5 of Section 1, strike out the word "proceeding" and in lieu thereof insert "expenditures."

And recommend that House Bill No. 307 be indefinitely postponed.

Also,

House Bill No. 309. A Bill for an Act to Confer Upon the Beer Commissioner, His Duly Appointed Deputies, Inspectors, and Agents, Police Powers in Connection With Enforcement of the Beer Laws or Any Other Law Now or Hereafter Enacted by the Legislative Assembly of the State of North Dakota, Conferring Upon Said Commissioner Duties or Obligations in Connection Therewith; Providing for Search and Seizure of Illegal Product and for Disposition of Such Illegal Product; Imposing Certain Duties Upon District Judges, States Attorneys and Sheriffs; Imposing Fines for Violations Hereof.

And recommend the adoption of the Standing Committee's amendments as follows:

In last line of the title, strike out the period following the word "hereof," and insert the words "and declare an emergency."

In Section 2, line 2, of the printed bill, insert the word "or" following the word "and."

In Section 4, line 8 of the printed bill, place a comma after words "for which" and insert in lieu thereof the words "which for."

In Section 4, line 8 of the printed bill, place a comma after the word "state."

And recommend that House Bill No. 309 be indefinitely postponed.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Section 1610 of the Compiled Laws of the State of North Dakota for the Year 1913, Prescribing the Course of Instruction Given in the State Agriculture College and Making the Study of Military Tactics Optional.

And recommend the adoption of the Standing Committee's amendments as follows:

At the end of line 11 of the printed bill, after the word "economy" insert the following word "Horticulture."

And the further amendments:

In Section 1, line 8, after the word "literature," insert the words "military tactics."

And when so amended recommend the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Erickson of McKenzie moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

Mr. Wolf moved the House do now adjourn.

Which motion prevailed and the House stood adjourned.

FORTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
February 23, 1935.

The House convened at 2:10 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. Herman J. Mandry, Garrison.

Roll Call: All members were present except Representatives Anderson of Billings, Caddell, Halverson, Holthusen, Traynor and Twichell.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Fifth day after recess and the Forty-Sixth day and recommend that the same be corrected as follows:

On page 35, insert the word "Joint" before the title of first Memorial Resolution and insert the following "Introduced by Representative Traynor," after the title.

On same page, before the title of the second Memorial Resolution insert the word "Joint" and the following after the title, "Introduced by Representative Brunsdale."

On page 60, strike out title of last Senate Bill No. 85 as same has been re-written under preceding title, Senate Bill No. 85.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk, signed by the following:

Baptist Sunday School, Powers Lake, N. D.

A. N. Finstad, McClusky, N. D.

Mrs. R. W. Huggett, LaMoure, N. D., and others.

Maynord Oleason, Dickey County, and others.

W. E. Berry, Brampton, N. D., and others.

Gladys Babcock, Elliott, N. D., and others.

Mrs. A. E. Powers, LaMoure, N. D., and others.

Harvey Co-operative Creamery.

Hon. William Lemke and Hon. Usher L. Burdick, Washington, D. C.

Albert L. Buhr, Flasher, N. D., and others.

Harold E. Larvick, Linton, N. D.

Charles A. Montague, Edgeley, N. D., and others.

Arthur O. Ottenbacher, Zeeland, N. D., and others.

A. W. Zimmermon, Gackle, N. D., and others.

Christ Fisher, Ashley, N. D., and others.

S. Sperling, Jud, N. D., and others.

Dan C. Eslinger, Fredonia, N. D., and others.

Carl F. Arndt, Streeter, N. D., and others.

John M. Bleibaum, Ludden, N. D., and others.

E. F. Kiernan, Jamestown, N. D.

Mr. Burgum requested that a communication received by

him from Mr. E. F. Kiernan and others, of the Lincoln Parent and Teachers Association of Jamestown, be read from the desk.

Which request was granted, and the communication was read by the Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that House Bill No. 283 on today's calendar, be placed on the calendar for the Forty-ninth day.

Which motion prevailed.

Mr. Godwin moved that the vote by which House Bill No. 339 was made a special order of business for 2:10 P. M. today, be reconsidered.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 339 be placed at the foot of the calendar.

Which motion prevailed.

Mr. Godwin moved to reconsider the vote by which House Bill No. 267 was declared lost.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 267 be placed on the calendar for consideration on Monday, February 25th.

Which motion prevailed.

Mr. Fedje moved the report by which House Bill No. 330 was indefinitely postponed be reconsidered.

Which motion was lost.

Mr. O'Brien moved that House Bill No. 251, be withdrawn.

Which motion was lost.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights

of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Also,

House Bill No. 157. A Bill for an Act Providing for the Granting of Concessions in State, County and Municipal Public Buildings and the Grounds Adjacent Thereto, for Cafes, Restaurants, and Confectionaries; and, Providing for the Leasing, Renting, and Licensing of Such Public Concessions, and Making it Unlawful for Any State Official, County Official, Municipal Official, and Any Commission or Board Thereof, to Let Anyone Have the Use and Benefits of Any Such Concessions Without Having Complied With the Provisions of This Act, and Providing a Penalty Therefore; and Making This Act an Emergency Measure.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in the Great World War.

Also,

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Also,

House Bill No. 238. A Bill for an Act to Safeguard Human Health and Life by Providing for the Regulation of the Manufacture and Sale of Ice Cream for Human Consumption; Providing for the Issuance of Permits of All Ice Cream Plants, Including Counter Freezer Installations; Conferring Powers and Duties on State Regulatory Officials; and Imposing Penalties.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Personal Property Taxes Due and Delinquent from Claims, Demands, Salaries, and Wages Due from Counties; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota for 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 278. A Bill for an Act Authorizing the State of North Dakota to Manufacture, at its Own Cost, for its Own Use, the Hoiland Economy Road Planer, and Pay the Patentee, Albert Hoiland, the sum of \$5.00 for Each Planer so Manufactured and Used.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 105. A Bill for an Act Regulating All Benevolent Corporations, Associations or Societies Operating on the Voluntary or Involuntary Assessment or Contribution Plan, and Repealing Chapter 160 of the Session Laws of 1931, and All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Amendments are to the engrossed bill.

In Section 1, subdivision (f) line 3, strike out the word "three" and insert in lieu thereof the word "two."

In Section 1, subdivision (i) line 3, strike out the numeral "\$5.00" and insert in lieu thereof the numeral "\$3.00."

In Section 1, subdivision (j) line 7, strike out the numeral "\$10.00" and insert in lieu thereof the numeral "\$5.00."

And when so amended recommend the same do pass.

BEN FEDJE,
Chairman.

Mr. Meyers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 118. A Bill for an Act Providing for the Protection of the Public Health and Prevention of Fraud and Deception by Prohibiting the Purchase of Cream or Milk Unfit for Buttermaking Purposes; Establishing Grades for Cream and Providing for the Purchase of Cream on the Basis of Grade; Providing for the Necessary Licensing; Regulating the Purchase of Milk or Cream on a

Butterfat Basis, Regulating the Maintenance and Operation of Creameries and Cream Stations, and for Other Purposes.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1 of the printed bill, strike out everything after the words, "A Bill," and insert in lieu thereof the following:

"For an Act providing for the protection of the public health and prevention of fraud and deception by prohibiting the purchase of cream or milk unfit for buttermaking purposes; establishing grades for cream and providing for the purchase of cream on the basis of grade; providing for the necessary licensing, regulating the maintenance and operation of creameries and cream stations, and for other purposes; repealing all Acts in conflict herewith and declaring an emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That the following Act shall be cited as "The Cream Grading Law."

Section 2. DEFINITION OF TERMS.) As used in this Act, unless the context otherwise indicates.

(a) The term "person" includes individual, partnership, corporation or association.

(b) The term "cream station" means any place other than a creamery, where deliveries of milk or cream are weighed, sampled or tested for purchase on a butterfat basis.

(c) The term "Creamery" means any place where milk or cream, delivered by two or more persons, is churned into butter for commercial purposes.

(d) The term "Babcock test" means the official Babcock test for milk and for cream as set forth in the latest edition or supplement thereto of the "Methods of Analysis" of the Association of Official Agricultural Chemists."

(e) Term of "sweet cream grade" means cream that is sweet in taste, clean and sound, free from undesirable flavor or odor, and free from extraneous matter which makes it unfit for human consumption. It contains not less than 25% butterfat and its acidity does not exceed 0.25% calculated as lactic acid.

(f) The term "grade 1 cream" means cream that is clean to the taste and smell; its acidity does not exceed 0.7% calculated as lactic acid; it contains less than 25% butterfat and is free from lumps, mold, dirt and other foreign matter, which makes it unfit for human consumption.

(g) The term "grade 2 cream" is cream that will produce butter which will score not less than 88, as determined by the

official scoring method for butter adopted by the U. S. Department of Agriculture. It may have an undesirable flavor or odor but is free from mold, dirt or other foreign matter which makes it unfit for human consumption.

(h) The term "unlawful or reject cream" means cream which contains any dirt, filth, mold or other foreign matter, or is stale, rancid, putrid, decomposed or actively foaming, in any amount or degree that makes it unfit for human consumption.

Section 3. GRADE PURCHASE: PRICE DIFFERENTIALS: WHEN.) All purchases or receipts of cream for buttermaking purposes shall be on the basis of the following grades: (a) sweet cream, (b) grade one, (c) grade two. Providing that nothing herein contained shall require a person to purchase other than the grade or grades desired and provided further, that nothing herein contained shall be construed as prohibiting any person from purchasing sweet cream at grade one price. Every person buying or receiving cream shall maintain a price differential between contiguous grades of not less than 1c per pound butterfat, and shall post in a prominent place in each cream station or creamery controlled, owned, or operated by him, the grades upon which he is buying cream and the current prices paid for butterfat, and the price differential shall apply only to the grades so posted.

Section 4. LICENSED BUYERS.) A licensed cream buyer, duly qualified to grade and test cream, shall be maintained in each creamery and in each station where cream is purchased for buttermaking purposes. A grading license shall be issued by the Dairy Department to such person who shall have passed a satisfactory examination in person and shall have proven by actual demonstration before an inspector or authorized agent of the Department that he is competent and qualified to grade cream and that he is fully conversant with all the requirements of this Act. Every such license, unless revoked, shall be valid for one year after date of issue and shall not be transferable. The fee for such annual license shall be three dollars (\$3.00) and shall be paid to the Dairy Department or its agent before such license or renewal thereof is issued. The examination which a buyer must pass in order to obtain a grading license shall cover (a) ability to grade cream, (b) knowledge of sanitary regulations, (c) knowledge of records required, tagging requirements and reports to Dairy Commissioner, and (d) such further subjects not inconsistent with this Act as shall be determined by the Dairy Commissioner and approved by the head of the Department of Dairying of the Agricultural College.

Section 5. DUTIES OF CREAM GRADER.) Each licensed grader shall promptly grade each lot of cream delivered to or received by him. Wherever cream is graded, whether at the cream station or creamery, the cream grader shall keep a true record of each lot of cream received and graded. The record shall show the name of the producer

or owner of the cream, the date of delivery, the quantity delivered, the grade or grades assigned and the price paid. As soon as the cream is graded it shall be placed in clean containers or shipping cans. Each shipping can containing graded cream must have a label or tag firmly attached which shall designate the grade of the cream contained and the name and address of the cream station or creamery where it was received. All licensed cream buyers shall affix to the container of unlawful or rejected cream, tags provided by the State Dairy Department at cost. These tags must be in triplicate, one to be affixed to the container of unlawful or rejected cream, one to be mailed to the Dairy Department, and one to be retained by the buyer for inspection by the Dairy or Food Inspectors.

These tags must contain the following information: Date of rejection, name and address of owner, name and address of buyer, and reasons for rejection. The Dairy Department shall keep a complete record of all rejection tags issued, and rejections reported.

Section 6. REVOCATION OF LICENSE.) The Dairy Commissioner shall have authority to revoke any license issued under the provisions of Section 5. Evidence that the licensee has violated any of the provisions of this Act shall be sufficient cause for such revocation. The Dairy Commissioner shall notify the licensee that his license is to be revoked and shall give such licensee an opportunity to appear before the Dairy Commissioner or his authorized agent within five days, at a time and place designated by the Dairy Commissioner, to show cause why such license should not be cancelled. The licensee may appear in person or be represented by an attorney or other person, or may submit a statement in writing. If licensee fails to show cause on or before the date of the hearing, why the license should not be revoked, the Dairy Commissioner shall notify licensee that the revocation of the license will become effective at the expiration of ten days from date of such notice.

Section 7. SANITATION OF CREAMERY AND CREAM STATION.) No creamery or cream station shall be permitted to be operated in unclean, insanitary or disorderly surroundings. Every licensed creamery or cream station shall maintain a separate room or rooms to be exclusively for the handling and sorting of cream or dairy products. Walls and ceilings must be tight and kept clean and free from dust. The floor shall be tight, frequently scrubbed and kept clean at all times. The room shall be well lighted, adequately ventilated and of suitable size to properly handle the volume of business done, and all windows, doors and other openings shall be properly screened. Every creamery or cream station shall have an adequate supply of hot and cold water. Suitable can racks shall be maintained inside the creamery or cream station on which cream cans, when empty, shall be kept inverted with lids removed at all times and all cans shall be thoroughly washed before being used for milk or cream. All empty cans shall be thoroughly washed and sterilized and shall be thoroughly dry before lids are affixed.

There shall be no windows, doors or other openings into other rooms unless to a room kept in a clean and sanitary condition. The station must have cooling facilities of sufficient capacity for all cream received in one day's business; and adequate facilities for heating plenty of water.

Section 8. VIOLATIONS.) The following Acts are hereby prohibited:

(1) The purchase or receipt of cream for butter making purposes except on the basis of grades as provided in Section 3.

(2) The failure to maintain a price differential between cream grades or the failure to post in a cream station or creamery the current prices paid for butter fat.

(3) The grading of any lot of cream by an unlicensed grader.

(4) The improper or incorrect grading of any lot of cream by a licensed grader.

(5) The acceptance, purchase or possession by any creamery or cream station of unlawful or reject cream.

(6) The failure on the part of any licensed cream grader to keep such records as are required in Section 5.

(7) The possession by a cream station or creamery of any graded cream unlabeled or falsely labeled as to grade, or the shipment or delivery or consignment for shipment or delivery by any licensed buyer of graded cream unlabeled or falsely labeled as to grade.

(8) The maintenance of any cream station or creamery in violation of Section 7 or in an insanitary condition or the conduct of such cream station or creamery in a manner whereby milk, cream or butter may be contaminated within the meaning of this Act.

(9) The wilful obstruction or hindrance to any official inspection.

Section 9. ENFORCEMENT.) In the enforcement of this Act the Dairy Department shall be charged with the educational work necessary for a proper knowledge and appreciation among buyers and producers of the grading features of this law; the examining of applicants for license and the promoting, improving and advancing the interests of the dairy industry in the State and is authorized to otherwise enforce this Act. The State Food Commissioner and Chemist shall be charged with the sanitary inspection of all establishments concerned; analysis of dairy products and enforcement of grading provisions.

Section 10. DISPOSITION OF FEES.) All revenues derived under the authority of this Act and all other license fees collected by the Dairy Department shall be used in the enforcement of this Act and the dairy laws of the State.

Thus, all license moneys collected by the Dairy Department shall be forwarded to the State Treasurer who shall credit not less than 60% to the Dairy Department and place it in a special revolving fund to be known as the "Dairy Department Fund" and credit the remaining 40%, but not to exceed \$6000.00 per year, to the "State Regulatory Fund," out of which funds all bills and expense of whatever nature incurred in the enforcement of this Act shall by said Treasurer be paid after audit and approval by the State Auditing Board.

Section 11. PENALTIES.) Any violation of any of the provisions of this Act is hereby declared to be a misdemeanor, and any person, whether individually, or as a member of a partnership, or as an agent or officer of a corporation, who shall be convicted of such violation either on his own behalf or in the interest of any other individual or corporation, association or partnership, shall be fined not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00) and such person's license may be suspended for 30 days and permanently revoked on second offense.

Section 12. ACTS IN CONFLICT.) All Acts or parts of Acts in conflict or inconsistent with the provisions of this Act are hereby repealed.

Section 13. SEPARABILITY CLAUSE.) If any section, subdivision, sentence or clause of this Act shall, for any reason, be held void or unconstitutional, such decision shall not affect the validity of any other portion of this Act.

Section 14. EMERGENCY.) Whereas, an emergency exists, this Act shall be in full force and effect from and after June 1, 1935, but the giving of examinations and grading license and issuance thereof is authorized after the passage and approval of this Act, and in advance of that date."

And when so amended recommend the same do pass.

C. H. MORGAN,
Chairman.

Mr. Moore moved that report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 155. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities From Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. C. ODEGARD,
Chairman.

Mr. Bjerke moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 164. A Bill for an Act Creating Official Board to Be Known as "North Dakota Poultry Improvement Board" for the Purpose of Improving Poultry Breeding, Control and Eradication of Communicable Poultry Diseases, Authorizing Board to Formulate Plans, to Prescribe, Adopt and Enforce Rules and Regulations for Inspection, Testing and Certifying Poultry Hatcheries and Poultry Breeding Flocks for Breed Improvement in Accordance With Federal Regulations, Authorizing State Livestock Sanitary Board to Prescribe, Adopt and Enforce Rules and Regulations Testing, Approving, and Passing, as Free From Certain Diseases, Poultry Breeding Flocks, Prescribing License Fees and Fees for Service, Providing for Funds to Administer and Enforce This Act, and Fixing Penalties for Violations.

Have had the same under consideration and recommend that the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Hanson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 232 of the Session Laws of North Dakota for 1933, Relating to Tuition Fees for Non-Resident High School Pupils.

Have had the same under consideration and recommend that the same be indefinitely postponed.

G. SCHAUSS,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuel; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act, Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act," and Approved at a State Wide Election Held June 30, 1926.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Symington moved that House Bill No. 195 be placed in General Orders for amendment.

Which motion prevailed.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 207. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 239. A Bill for an Act to Provide Improved Protection of the Public Health Through Regulation of Slaughterhouses and Meat Markets; Providing for the Licensing of the Same; Regulating the Slaughtering of Animals for Food; Granting Exemptions to Farmers and for Other Purposes.

Have had the same under consideration and recommend that the same be amended as follows:

In line 14, Section 2 under b strike out the sentences "Walls and posts of wood must have metal covering for at least six feet from the floor. Balance of woodwork to be painted."

In line 25, Section 2 in g strike out the words "toilet and."

In line 9, Section 4, strike out the figures "\$10.00" and insert in lieu thereof the figures "\$5.00."

In line 4, Section 5 insert the following words after the word slaughtered "on the place where purchased or." Also in line 4, Section 5 correct the spelling of the word "slaughtered."

And when so amended recommend the same do pass.

C. H. MORGAN,
Chairman.

Mr. Gessner moved that the report be adopted.

Mr. Born moved as a substitute motion that House Bill No. 239 be indefinitely postponed.

Which motion prevailed.

Mr. Brunsdale moved that the vote by which House Bill No. 239 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 245. A Bill for an Act Providing That County Commissioners Shall Employ Local Physicians, Chiropractors or Osteopaths When Practicable in Treatment of Indigent Persons and Relating to Compensation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6, strike out the letter "a" following the word "by," and insert in lieu thereof "any particular."

In line 7, after the word "osteopath," insert the following: "whether he resides in the county or out of the county."

In line 7, following the word "provided," insert in lieu thereof the following: "if the same can be reasonably done."

And when so amended recommend the same do pass.

C. H. MORGAN,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 94. A Bill for an Act Providing for the Method of Discharge of Patients from the State Insane Asylum When Cured, and Acts Necessary in Connection Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. H. MORGAN,
Chairman.

Mr. Gessner moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 274. A Bill for an Act to Amend and Re-enact Section 6624 of the Compiled Laws of the State of North Dakota for the Year 1913, Providing for the Amount to Be Paid Under a Fire Insurance Policy in Case of Loss.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Mr. Myers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 277. A Bill for an Act to Amend and Re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913 as Amended by Chapter 64, Session Laws of 1915, Prohibiting the Sale of Purebred Cattle or Cattle Represented to Be Purebred, for any Other Purpose Except Slaughter, Unless Accompanied by a Certificate of Health, and Providing a Penalty Therefor.

Have had the same under consideration and recommend that the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Dullea moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 1179 of the Compiled Laws of North Dakota for 1931, Relating to Pupils From Other Districts.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2, of the title strike out the figures "1931," and insert in lieu thereof "1913."

In line 2, Section 1, strike out the figures "1931," and insert in lieu thereof "1913."

And when so amended recommend the same do pass.

GUS A. SCHAUSS,
Chairman.

Mr. Myers moved that the report be amended, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: The majority of your Committee on Livestock to whom was referred:

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 2618, Compiled Laws of North Dakota for the Year 1913, and Chapter 140 of the Session Laws of North Dakota for the Year 1919, Relating to the Herd Law and How the Same May Be Established and Suspended and Providing That All Herd Laws Heretofore Established Shall Be Suspended.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, line 20, immediately following the word "declare," and before the word "resolution," strike out the letter "a," and insert in lieu thereof the word "by."

Page 2, line 26, strike out the word "state," and insert in lieu thereof the word "date."

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Langford moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 288. A Bill for an Act Providing for the Conservation of the Waters of This State and Regulations Concerning Same, Creating a State Board to Be Known as the "State Water Conservation Board," Prescribing its Powers and Duties, Providing for the Construction, Operation and Maintenance of a System of Works for the Conservation, Development, Storage, Distribution and Utilization of Waters, for the Aquisition of Property Necessary Therefor, Preventing Pollution of Waters, Providing for the Creation of Funds in Connection With This Act, Providing for Contracts or Grants With the United States, Providing for Purchase Condemnation and Otherwise Acquiring Lands and Water Rights and for the Sale Thereof, Creating the Office of Conservation Administrator and Defining His Powers, Duties and Salary, Creating Conservation Districts, Making an Appropriation, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted.

Mr. Fedje moved as a substitute motion that House Bill No. 288 do pass.

Which motion was lost.

So the question reverted to the original motion of Mr. Anderson for the adoption of the report of the Committee for the indefinite postponement of House Bill No. 288.

Which motion prevailed and House Bill No. 288 was indefinitely postponed.

Mr. Twichell moved that the vote by which House Bill

No. 288 was indefinitely postponed by reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section one following the word "purchased" on page one, line eight, strike out the period and insert a semi-colon (;) and insert the following: "provided, further, that said bonds shall not be sold for less than par value thereof and the accrued interest thereon."

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 297. A Bill for an Act Requiring the Commissioner of Insurance and Manager of the State Fire and Tornado Fund to Compile, Make Public and Publicly Display in a Conspicuous Public Place in Their Respective Offices, Schedules Showing Certain Enumerated Information Relating to Insurance on Public Buildings and Other Public Property, Placed and Carried Direct in Private Companies by the State Fire and Tornado Fund; and Re-insurance on Risks Carried by the State Fire and Tornado Fund; and Providing Penalties for Violation of Provisions of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN. FEDJE,
Chairman.

Mr. Seibold moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Safety made the following report:

Mr. Speaker: Your Committee on Public Safety to whom was referred:

House Bill No. 301. A Bill for an Act Requiring Certain Busses and Trucks to Carry Certain Emergency Light Equipment and Red Flags to Be Used in Emergencies, Providing the Manner of Use, Declaring Any Violations as Misdemeanor, Fixing Penalties Therefor, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, line 14, strike out the word "twenty" and place in lieu thereof the word "ten."

Page 2, line 15, strike out the words "Public Utilities Commission and insert in lieu thereof the words "Board of Railroad Commissioners."

Page 3, Section 3, line 2, correct the spelling of the word "Became" and change to "become."

Page 3, Section 3, line 5, correct spelling of the word "track."

And when so amended recommend the same do pass.

CARL H. DITTMER,
Chairman.

Mr. Keidel moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 303. A Bill for an Act Providing That No Person or Corporation Shall Open or Maintain a Branch or Extended Unit Store for the Purpose of Selling Any Class of Merchandise Without Having First Obtained a License; Prescribing the Method and Source from Which Such License Fees to Be Paid by the Persons Opening and Maintaining Such Branch or Extended Unit Store Within the State and Prescribing Penalties for the Violation of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed:

ED A. HILL,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 312. A Bill for an Act to Amend and Re-enact Section 4972 of the 1913 Compiled Laws of the

State of North Dakota, Relating to Accidents and Sickness Insurance Corporations, Associations, and Societies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Mr. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 315. A Bill for an Act Amending and Re-enacting Section 811 of the Compiled Laws of North Dakota, 1913, as Amended by Chapter 143 of the Session Laws of the Year 1933, Relating to the Practice of Law, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 317. A Bill for an Act to Enable Cities That Adopt the City Manager Plan of City Government to Elect the Council and Other Elective City Officials by Proportional Representation; Providing the Procedure for the Adoption Thereof and the Conduct of Elections Thereunder, and in Connection Therewith, Making Certain Changes in Election Procedure; Providing Also That Any City May, by Ordinance, Adopt This Plan of Election, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. C. ODEGARD,
Chairman.

Mr. Dahl of Traill moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

House Bill No. 318. A Bill for an Act Regulating the Business of Soliciting and Writing Insurance and Limiting the Powers of Banks, Trust Companies, and Building and Loan Associations and Their Officers, Directors, Agents, Stockholders, Servants, Employees and Members With Respect Thereto, and Limiting and Regulating the Licensing of Banks, Trust Companies, Building and Loan Associations and Their Officers, Directors, Stockholders, Members, Agents, Servants and Employees in Connection With the Insurance Business and Defining the Meaning of the Term "Engaged in the Insurance Business," and Providing for the Enforcement of This Act and Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Mr. Myers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 319. A Bill for an Act to Amend and Re-enact Subdivision (5) of Section 1549 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Objects and Departments of the University.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 322. A Bill for an Act to Amend and Re-enact 11275, 11276 and 11278 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Acts Amandatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salaries.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

House Bill No. 324. A Bill for an Act to Amend and Re-enact Section 2547, 2548 and 2565 of the Compiled Laws of 1913, Relating to Care of the Insane.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill," and insert the following:

For an Act to Amend and Re-enact Section 2547, 2548, and 2553 of the Compiled Laws of North Dakota, 1913, and Section 2565 of the Compiled Laws of North Dakota, 1913, as Amended by Chapter 109 of the 1929 Session Laws Relating to the Care of Insane Persons and to Their Commitment to the State Hospital for the Insane at Jamestown, North Dakota.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. AMENDMENT.) That Section 2547 of the Compiled Laws of North Dakota, 1913, be amended and re-enacted to read as follows, to-wit:

Section 2547. APPOINTMENT OF COMMISSIONERS OF INSANITY.) There is hereby established in each organized county of this state, a Board of Commissioners of Insanity, composed of three members. The county judge and the states attorney shall be members of said board and in counties where a county physician has been appointed on an annual salary, the county physician shall be such third member. Where no county physician has been appointed on an annual salary, the third member of such Board shall be a reputable practicing physician, appointed by the Board of County Commissioners and such appointment shall be made of a physician as near as may be to the county seat. In case of appointment such commissioner shall be appointed for two years and until his successor is appointed and qualified. The county judge shall act as chairman of the board. In case of temporary absence of the states attorney or the physician, who are members of this Board from the county as provided above, or their inability to act, the county judge shall call to his aid a reputable physician or attorney, who, after qualifying, may act in the same capacity as such absentees. In case of the temporary absence from the county of the county judge or his inability to act, the states attorney shall act in his place instead, as chairman of the said board and shall have full authority to issue subpoenas and commitments, and to do all and any necessary acts as such chairman. The records in such cases must show the fact of all absences.

Section 2. AMENDMENT.) That Section 2548 of the Compiled Laws of North Dakota, 1913, be amended and re-enacted to read as follows, to-wit:

Section 2548. OATH OF COMMISSIONERS. ORGANIZATION AND MEETINGS.) Before entering upon the duties of their offices, the members of such Board whether they be members by reason of their office or by appointment, shall take and subscribe an oath to support the constitution of the United States and the constitution of the State of North Dakota, and to faithfully discharge their duties as such commissioner according to law, which oath shall be filed with the county judge, who shall enter a memorandum thereof on the records. On organizing the members of the Board shall choose one of their number to act as Clerk of the Board. They shall hold their meetings at the office of the county judge, unless for good reason they shall fix some other place for such meetings. If it shall be deemed necessary, the members of the board may hold session at such regular times as they may determine. The board shall also meet at the call of the chairman of the said board.

Section 3. AMENDMENT.) That Section 2553 of the Compiled Laws of North Dakota, 1913, be amended and re-enacted to read as follows, to-wit:

Section 2553. HOW PATIENTS SHALL BE SENT TO HOSPITAL.) On the return of the physician's certificate the Commissioners shall as soon as practicable conclude their investigations and if they, or a majority of them, are of the opinion that the person under investigation is not insane as alleged in the application made as provided in Section 2551 C. L., then an order shall immediately be made and entered by the county judge dismissing the application and releasing, if in custody, the person therein named. If a majority of the Commissioners are at the conclusion of their investigation of the opinion that the person under investigation is insane, then an order shall be made and entered by the county judge finding that such person should be sent to the Hospital for the Insane at Jamestown, North Dakota, for further investigation by the Superintendent of that hospital, but such order shall contain no finding as to the alleged insanity and shall not declare such person insane. The Commissioners shall forthwith issue their warrant and a duplicate thereof, stating such finding, with the residence of the person if ascertained; and if not ascertained, their information, if any, in regard thereto, authorizing the Superintendent of the Hospital to receive and keep such person at said hospital for further investigation and until final commitment or release as hereinafter provided. Such warrant and duplicate with the finding and certificate of the physician shall be delivered to the sheriff of the county, who shall execute the same by conveying such person to the hospital and delivering him with such duplicate and physician's certificate, and finding to the superintendent thereof. The superintendent over his official signature shall acknowledge such delivery on the original warrant, which the sheriff shall return to the county judge with his fees and expenses indorsed thereon. If neither the sheriff nor his deputy is at hand, or if both are otherwise engaged, the commissioners may appoint some other suitable person to execute the warrant in his stead, who shall take and

subscribe an oath faithfully to discharge his duty, and shall be entitled to the same fees as the sheriff. The sheriff or any other person so appointed may take to his aid such assistance as he may need to execute such warrant; but no female shall thus be taken to the hospital without the attendance of some other female, or some relative of such person. The superintendent in his acknowledgment of delivevry must state whether there was any such person in attendance, and give the name, if any. If any relative or intimate friend of the patient, who is a suitable person, shall so request, he shall have the privilege of taking and executing such warrant in preference to the sheriff or any other person, and without taking such oath, and for so doing he shall be entitled to his necessary expenses, but no fees.

Upon receipt of the above warrant from the Commissioners, the Superintendent shall make such investigation and submit the person therein named to such treatment as may be deemed necessary by him to finally determine whether or not such person is insane. If at the conclusion of such investigation and treatment, the said Superintendent is of the opinion that said person is insane, then the Superintendent shall immediately certify to the county judge who issued the warrant his conclusion and the said county judge shall thereupon enter in his office a final order declaring and finding such person insane; otherwise the said person shall be by the Superintendent released from custody, and the Superintendent shall certify that release to the county judge, and appropriate order shall be entered by the county judge in his office dismissing all proceedings had before the Commissioners of Insanity in the matter of the allged insanity.

The provisions of this section shall apply to all cases of alleged insanity brought before the Commissioners of Insanity of this State and in no case shall said Commissioners of Insanity enter any final order declaring a person insane unless and until the Superintendent of the Hospital for the Insane at Jamestown, North Dakota, has after investigation as herein provided, certify to the county judge that such person is insane; provided, however, that if for any reason the alleged insane person cannot be sent to the Hospital for the Insane at Jamestown, North Dakota, for further investigation and treatment as herein provided, then the Commissioners of Insanity may make such orders as may be necessary for the care and custody and restraint from liberty of that person within the purview and intent of and to fully carry out other provisions of Article 4 of Chapter 38 of the Political Code of North Dakota, but in no case shall a final order declaring a person insane be entered by the county judge unless and until that person has been by the Superintendent of the Hospital for the Insane at Jamestown, North Dakota, certified to him as insane in the manner hereinbefore provided.

Section 4. AMENDMENT.) That Section 2565 of the Compiled Laws of North Dakota, 1913, as amended by Chapter 109 of the 1929 Session Laws be amended and re-enacted to read as follows:

Section 2565. SALARIES AND FEES, BY WHOM PAID.) The Commissioners of Insanity shall, by reason of their being county officials and receiving an annual salary from the county, serve as a board of Commissioners of Insanity as herein provided without additional salary: In case of appointed members who are not receiving an annual salary from the county, such member shall be allowed the sum of Three Dollars (\$3.00) for each case examined and mileage at the rate of five cents (5c) per mile. The sheriff shall be allowed for services other than conveying the patient to the hospital and returning therefrom, the same fees as for like services in other cases. Witnesses shall be entitled to the same fees as witnesses in the district court. The compensation and expenses provided for above shall be allowed and paid out of the county treasury in the usual manner, except the fees and expenses of the sheriff for conveying the patient to the hospital for the insane, or to the authorities of another state, which shall be paid out of the state treasury in the usual manner.

And when so amended recommend the same do pass.

C. H. MORGAN,
Chairman.

Mr. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 325. A Bill for an Act to Restore the Motor Vehicle Registration Fund to the Highway Department.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL,
Chairman.

Mr. Hill moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 326. A Bill for an Act Regulating the Retail Sale of Ice.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 327. A Bill for an Act to Repeal Section 1390 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Physical Education in the Common Schools and All Departments of the Public Schools in the State and Educational Institutions Supported Wholly or Partly by the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

G. A. SCHAUSS,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of A Dealers License by Another Dealer and Providing Penalty Therefor.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 329. A Bill for an Act Relating to Transportation or Amounts Allowed in Lieu Thereof, and Providing for Division Among Families; Repealing Acts in Conflict.

Have had the same under consideration and recommend that the same do pass.

G. A. SCHAUSS,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 331. A Bill for an Act Repealing Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 172 of the Session Laws of North Dakota for 1933.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Muus moved that the vote by which House Bill No. 331 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 333. A Bill for an Act Regulating the Sale of Fresh Meats, Sausage, Fish and Kindred Food Stuffs; Requiring the Maintenance of Refrigeration Plants and Prohibiting the Delivery and Sale of Such Merchandise in Any Other Place Than Regularly Maintained Meat Markets; Providing for Penalty for Violation Hereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 335. A Bill for an Act Amending and Re-enacting Sections 8, 9 and 11 of Chapter 158, of the Session Laws of North Dakota for 1919.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted:

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties, Making an Appropriation Therefor, Repealing All Acts and Parts in Conflict with the Provisions of This Act, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act Creating a State Board of Public Welfare, Defining its Powers and Duties; Permitting Appointment of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act, and Declaring an Emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. The Governor, Attorney General and Chief Justice of the Supreme Court shall within thirty (30) days after the passage and approval of this Act appoint a board to consist of seven (7) members, at least one (1) of whom shall be a World War Veteran, and such board shall be known as the Public Welfare Board of North Dakota, hereinafter referred to as the Board. Three (3) members of the board shall be appointed for a term of two (2) years, two for a term of four years, and two for a term of six years. The term of office of each of the successors of the original board shall be six years. Any member appointed to fill a vacancy on the Board shall serve only during the unexpired term wherein the vacancy occurred; but members of the Board shall serve until their successors have been appointed and have qualified. All members of the public welfare board of North Dakota shall be appointed by the Governor, the Attorney General and the Chief Justice of the Supreme Court, acting jointly. A member of the Public Welfare Board of North Dakota may be removed by the Governor for cause.

Section 2. ORGANIZATION MEETING.) Within sixty days after this act takes effect the Governor shall call the members thus appointed to meet at the state capitol at Bismarck, North Dakota, and the board shall organize by the election of a president, a vice president, a secretary and such other officers and employees as the board shall determine. The board shall hold meetings at least quarterly and when-

ever called in session by the president or by a majority of the members of the board.

Section 3. COMPENSATION. APPOINTMENT OF EXECUTIVE DIRECTOR.) (a) All members of the board shall receive no compensation for their services but shall be paid their actual expenses incurred in attending meetings of the board and while engaged in the performance of the duties prescribed in this act; such expense shall be audited and paid in the same manner as the expenses of state officers are audited and paid. (b) The board shall appoint an executive director, whose salary shall not exceed \$2,400.00 a year, and who shall devote entire time to the duties of office. The executive director shall be a person who has professional qualifications, wide experience, education and training, in the administration of public and/or private welfare institutions, agencies or activities, and shall be a resident of the State of North Dakota for at least five years preceding his appointment, and shall hold office at the pleasure of the Board. Before entering upon the duties of office the executive director shall take the official oath prescribed by law for the state officials and shall file with the Secretary of State such oath of office and a surety bond to be approved by the attorney general in the penal sum of \$10,000.00 conditioned for the faithful performance of official duties and the delivery to successor of all public property in the possession or under the control of the executive director. The compensation of clerks, stenographers and other necessary employees shall be determined by the Board.

Section 4. OFFICE AND OFFICE EQUIPMENT.) The Board shall be provided with suitable offices in the state capitol, and is authorized to purchase out of the funds herein appropriated such necessary furniture, office and filing equipment, office supplies, stationery and postage as may be needed for the efficient conduct of its business.

Section 5. FUNDS TO BE PAID INTO THE STATE TREASURY.) All moneys received under the provisions of this Act from appropriations by the state legislature shall be paid into the state treasury to be kept by the state treasurer in a fund known as the State Public Welfare Fund, and all expenditures made under the provisions of this Act shall be paid by the State Treasurer upon warrants drawn by the State Auditor; such expenditure to be supported by itemized vouchers to be signed by the executive director of the board or by such other officers and /or assistants as the board may designate and certified to the state auditor. Any funds received from federal agencies shall be deposited and disbursed in the manner provided by act of congress or by the regulations of the federal agencies from whom the funds were received.

Section 6. DUTIES OF THE BOARD.) The board shall have the following powers and duties, to-wit:

1. To act as the official agency of the State of North Dakota in any social welfare activity initiated by the Fed-

eral Government and to administer, allocate and distribute any state and federal funds that may be made available for the following purposes, to-wit:

- (a) The relief of destitute or necessitous persons;
- (b) Mother's aid;
- (c) Old age assistance;
- (d) Aid to dependent children;
- (e) Maternal and child health;
- (f) Care of crippled children;
- (g) Aid to child welfare service; and
- (h) Public health service.

2. To study the subjects of non-employment, poverty, vagrancy, housing conditions, crime, juvenile delinquency, public amusements, care and treatment of prisoners, divorce and wife desertion, child welfare, the social and kindred subjects and their causes, treatment and prevention and the prevention of any hurtful conditions.

3. To make available to the several counties, municipalities and eligible public or private institutions in the state, at such times and in such amounts as are needed, funds supplied to the board by the state and federal governments for the relief of destitution and for the purposes enumerated in the subdivisions one (1) of section six (6) of this act; and for the purchase of supplies and materials to be used for work-relief projects.

4. To provide for the study and promote the welfare of the dependent, delinquent, and neglected child, and to provide for the placing and supervision of dependent, delinquent and defective children, subject to the control of any court having jurisdiction and control of any such child.

(5) To recommend to the legislature social legislation and the creation of necessary institutions.

(6) To cooperate with and advise and assist the various county welfare boards in every way possible.

(7) To issue bulletins and have the same printed and in other ways to inform the public as to social conditions and the proper remedy of social life.

(8) To secure, hold and administer for the purpose for which it is organized any property and any funds donated to it, either by will or deed, or otherwise and to administer said funds or property in accordance with the instructions in the instrument creating them.

(9) To provide for surveys and make reports on child caring institutions, homes for the aged, maternity homes,

and persons or organizations receiving and placing children, and to require such institutions, persons and organizations to submit such annual reports and information as the board may determine.

(10) No general survey shall be undertaken or conducted except on the specific order of the state board of public welfare.

(11) To issue subpoenas, administer oaths, and compel attendance of witnesses and production of documents or papers whenever the board deems it necessary in making the investigations provided for herein or in the discharge of its other duties, and to give such publicity to its investigations and findings as it may deem best for the public welfare, provided, however, that no subpoena shall be issued to compel the production of documents or papers relating to any private child caring and/or child placing agency or maternity hospital or to compel the attendance as a witness of any officer or employee of such institutions except upon the order of a Judge of the District court of the Judicial district in which the institution is located.

Section 7. BIENNIAL REPORT TO GOVERNOR AND LEGISLATURE. The board shall biennially prepare and submit to the governor and legislative assembly a complete and full report of its activities during the preceding two years with such suggestions as it may deem necessary and shall report such other matters as it may think are for the benefit of the people of the state.

Section 8. APPROPRIATION. There is hereby appropriated out of any funds in the state treasury not otherwise appropriated the sum of twenty-five thousand dollars (\$25,000.00) or so much thereof as may be necessary to carry out the purposes of this Act.

Section 9. It is not the intention of this Act to abolish any state agencies, bureaus or departments now in operation, nor is it the intention that the State Board of Public Welfare shall exercise control or supervision over appropriations or grants specifically made by the legislative assembly and/or by any department or agency of the federal government for or to any specific state agency, bureau, office, department or institution; nor is it the intention of this act to repeal or set aside any appropriations heretofore made or which this legislative assembly may make hereafter to any such stage, agency, bureau, office, institution or department, or for child caring or child placing agencies or maternity hospitals.

Section 10. REPEAL) All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed.

Section 11. EMERGENCY) Whereas, the creation of a state board of public welfare is necessary in order to qualify the state to receive grants of funds from the federal government for the promotion of public welfare, now, therefore, an emergency is hereby declared to exist and this act shall be

in full force and effect immediately upon its passage and approval.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 341. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Stores in This State; Prescribing the License and Filing Fees to be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commission in Connection Therewith, and Prescribing Penalties for the Violation Thereof, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill in Section 2, line 5, after the word "the," insert the word "state."

In Section 5, line 8, strike out the word "two dollars," and insert in lieu thereof the words "five dollars."

In Section 5, line 10, strike out the word "five dollars," and insert in lieu thereof "ten dollars."

In Section 5, line 12, strike out the words "ten dollars," and insert in lieu thereof "fifteen dollars."

In Section 5, line 21, strike out the words "one hundred dollars," and insert in lieu thereof "forty-five dollars."

In Section 5, line 23, strike out the words two hundred dollars," and insert in lieu thereof "seventy-five dollars."

In Section 5, line 25, strike out the words "two hundred and fifty dollars," and insert in lieu thereof "one hundred and twenty-five dollars."

And when so amended recommend the same do pass.

ED A. HILL,
Chairman.

Mr. Child moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 343. A Bill for an Act Requiring a License for Public Auctioneers; Fee for Same; How and When Paid; Providing for Bond and Penalty for Violation, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, Section 2, line 12, strike out the words and figures "twenty-five dollars (\$25.00)" and insert in lieu thereof the following: "Fifty Dollars (\$50.00)."

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Thorson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 344. A Bill for an Act to Repeal Section 9971a1 and Section 9971a2 of the 1925 Supplement to the Compiled Laws of 1913, and as Amended by Chapter 128 of Session Laws of 1931 of the State of North Dakota, Relating to the Drawing of a Bank Check or Draft Without Funds in the Bank to Protect the Same; and Making the Same a Misdemeanor and Providing a Penalty Therefor; Making Act an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL P. WOLF,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 345. A Bill for an Act Providing for the Setting Up of a Uniform System of Accounting for all County Officers; Providing for the Setting Up of Such Uniform System Under the Direction of the Commissioner of Insurance; Providing for the Payment of the Costs of Preparing and Installing Such System by the Various Counties of This State; and Providing the Time When Such System Shall Be Installed.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the vote by which House Bill No. 345 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 346. A Bill for an Act Providing That No Scrub, Grade or Mongrel Stallion Shall Be Enrolled and Licensed After April 1, 1935.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. W. TREFFRY,
Chairman.

Mr. Langford moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL
Chairman.

Mr. Hill moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

House Bill No. 349. A Bill for an Act Licensing Retail Sellers or Distributors of Cream and Milk, Requiring License

Fee, Providing Tax on All Milk and Cream Sold or Distributed at Retail, With Certain Exceptions, Providing for Inspections of Distributing Agencies, Records to Be Kept, Declaring Any Violation to Be a Misdemeanor, Providing Punishment, and Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRED SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 350. A Bill for an Act Creating a Board of Civil Service Commissioners in Cities Adopting Provisions of This Act; Providing for Examination of All Public Employees Within Said Civil Service District; Providing for Promoting Upon Merit and Seniority; Providing for Appointment and Removal of Employees, and Fixing Penalty for Violating the Provisions of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. C. ODEGARD,
Chairman.

Mr. Odegard moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 351. WHEREAS: It Has Come to the Attention of the Members of the House of Representatives of the State of North Dakota, That Certain State, County, City, Township, School and Other Officers Have Destroyed a Great Amount of Printed Stationery Belonging to the Various Offices and Departments, and WHEREAS: The Above Has Been Brought About Through the Fact That the Names of the Elected Officers and Their Several Deputies are Usually Printed Upon Such Stationery:

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 356. A Bill for an Act Amending and Re-enacting Sub-sections (a), (b) and (c) of Section 4 of Chapter 235 of the 1929 Session Laws Relating to Tax Levy Limitations and Exempting Certain Tax Levies from the Limitations Therein Provided.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

Mr. Jensen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION "A-C"

Memorializing Congress to Establish Prices on Major Farm Products That Will Insure Cost of Production Plus a Reasonable Profit.

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION "U"

Have had the same under consideration and recommend the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

Have had the same under consideration and recommend that the same be amended as follows:

Page 1 of the printed bill, line 3 after the word "shall" strike out everything in line 3 and insert in lieu thereof the word "Issue."

Page 2, line 2 of Section 2, strike out the word "Write" and in lieu thereof insert the word "Issue."

Page 2, line three of Section 2 of printed bill after the word "Solicit" insert the following words: "Negotiate and Effect" and strike out the word "And."

Page 2, line 4, of Section 2 of printed bill strike out the word "Obtain".

Page 5, Section 8, line 2 of the printed bill, strike out everything after the word "State" and strike out all of line 3 of Section 8, and strike out the first 2 words of line 4 of Section 8 and insert in lieu thereof "This Act shall not apply to."

Section 8, line 2 of the printed bill after the word "State" insert the following "Licensed to countersign policies."

Section 8, line 6 of the printed bill after the period insert the following: "Provided however that the company shall pay the usual brokerage commission to 'Local Agent' as herein specified."

And when so amended recommend the same do pass.

BEN FEDJE,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 91 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

Have had the same under consideration and recommend that the following language be stricken from the House amendment:

In Section 2 of the printed bill, in line 3, strike out the word "of" and insert in lieu thereof the words "not more."

And with this correction recommend that the Senate do adopt the House amendments to Senate Bill No. 91.

For the Senate:

HARRY PETERSON,
G. F. DREW,
GUST WOG.

For the House:

KARL H. BRUNSDALE,
H. C. WILLIAMS,
ALEX DALZELL.

Mr. Burke moved to adopt the report of the Conference Committee as to Senate Bill No. 91.

Which motion prevailed.

Mr. Brunsdale moved the Conference Committee as to Senate Bill No. 91 be now discharged.

Which motion prevailed, and the committee was discharged.

Mr. Brunsdale moved the rules be suspended, and that Senate Bill No. 9 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

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, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	O'Brien
Anderson, Burke	Godwin	Odegard

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Hettinger
Bailey, Eddy	Hanson	Olson, Mountrail
Bauer	Hewitt	Parkinson
Beggs	Hill	Peterson, Bottineau
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holte	Randall
Bilden	Hurd	Ritter
Black	Isaak	Sand
Blaisdell	Jensen	Saumur
Born	Johnson	Savre
Brunsdale	Kapaun	Schantz
Brusseau	Keidel	Schnell
Burgum	Kubischta	Seibel
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Symington
Clarke	Levin	Thompson
Cosgriff	Marks	Thoreson
Cunningham	Moore	Traynor
Dahl, Emmons	Morgan	Treffry
Dahl, Traill	Morris	Tuff
Dalzell	McIlraith	Twichell
Dittmer	McLarty	Urschel
Erickson, McKenzie	Mode	Wendland
Erickson, McLean	Muus	Williams
Fedje	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker
Fitzgerald	Noben	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gilbertson	Place
Bailey, Dunn	Hall	Scholl
Bjerke	Halverson	Schauss
Borstad	Holthusen	Smith
Downey	Lohrbauer	Solberg
Dullea	Page	Stray

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

FIRST READING OF HOUSE BILLS

Committee on Delayed Bills introduced:

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Was read the first time and referred to the Committee on State Affairs.

Committee on Delayed Bills introduced:

House Bill No. 361. A Bill for an Act to Amend and Re-enact Paragraph (a) of Section 4, Chapter 235 of the Session

Laws of 1929, Relating to the Limitation on Taxes Levied by Counties.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Committee on Delayed Bills introduced:

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Was read the first time and referred to the Committee on State Affairs.

Committee on Delayed Bills introduced:

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, all Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of all Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Mr. Godwin moved to reconsider the vote by which House Bill No. 339 was placed at the foot of the calendar.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 339 be placed at the head of the calendar as of today.

Which motion prevailed.

Mr. Brunsdale requested a Call of the House as to House Bill No. 339.

Which request was granted.

All members were present except Representatives Anderson of Billings, Downey, Halverson, Holthusen and Solberg.

Mr. Twichell moved that further consideration under the Call of the House be dispensed with.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail

Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 99; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Niewoehner
Aljets	Frosaker	Norheim
Anderson, Burke	Gessner	O'Brien
Anderson, Sargent	Gilbertson	Odegard
Anfinson	Godwin	Oglesby
Bailey, Eddy	Goodlaxon	Page
Bailey, Dunn	Graham	Parkinson
Bauer	Hall	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Ritter
Biberdorf	Holey	Sand
Bilden	Holte	Saumur
Bjerke	Hurd	Savre
Black	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Kapaun	Seibel
Brunsdale	Keidel	Schauss
Brusseau	Kubischta	Shockman
Burgum	Langford	Shurr
Burke	Larson	Smith
Caddell	Lavik	Stray
Child	Levin	Symington
Clarke	Lohrbauer	Thompson
Cosgriff	Marks	Thoreson
Cunningham	Moore	Traynor
Dahl, Emmons	Morgan	Treffry
Dahl, Traill	Morris	Tuff
Dalzell	McIlraith	Twichell
Dittmer	McLarty	Urschel
Dullea	Mode	Wendland
Erickson, McKenzie	Muus	Williams
Fedje	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, McLean	Noben	Place
Fitzgerald	Olson, Hettinger	Randall
Hanson	Olson, Mountrail	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Solberg
Downey	Holthusen	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Burke moved that the vote by which House Bill No. 339 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 242. A Bill for an Act to Make Unlawful the Foreclosure, Sale or Removal of Any Personal Property From the County Where Said Property Has Been Assessed Until All Taxes Levied and Assessed Against Said Property Have Been Paid; Providing Penalty for Violation.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 47; nays, 52; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hanson	Sand
Anderson, Burke	Hill	Savre
Anfinson	Isaak	Scholl
Bailey, Eddy	Jensen	Seibel
Beggs	Langford	Schauss
Biberdorf	Larson	Shockman
Bilden	Marks	Stray
Bjerke	Morgan	Symington
Borstad	Myers	Thoreson
Brusseau	Norheim	Treffry
Caddell	Olson, Mountrail	Tuff
Child	Parkinson	Urschel
Dahl, Emmons	Peterson, Bottineau	Wendland
Erickson, McLean	Place	Wolf
Fedje	Randall	Mr. Speaker
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	McIlraith
Anderson, Sargent	Frosaker	McLarty
Bailey, Dunn	Gessner	Muus
Bauer	Gilbertson	Niewoehner
Bettenhausen	Goodlaxon	O'Brien
Black	Graham	Odegard
Blaisdell	Hall	Oglesby
Born	Hewitt	Olson, Hettinger
Brunsdale	Holey	Page

Messrs.	Messrs.	Messrs.
Burke	Holte	Peterson, Cass
Clarke	Hurd	Ritter
Cosgriff	Johnson	Saumur
Cunningham	Kapaun	Schantz
Dahl, Traill	Keidel	Schnell
Dalzell	Kubischta	Thompson
Dittmer	Lavik	Twichell
Dullea	Lohrbauer	Williams
Erickson,McKenzie	Morris	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Holthusen	Shurr
Burgum	Levin	Smith
Downey	Moore	Solberg
Fjeld	Mode	Traynor
Halverson	Noben	

So the Bill was declared lost.

Mr. Thompson: We now have a law on the statute books that would take care of any reasonable tax of that sort. I know the Sheriff will come out or send somebody out, and your taxes have to have your taxes paid before you can sell; and I don't see any reason for compelling a man to pay his taxes in this manner. Therefore I vote "no."

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 46; nays, 45; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hall	Parkinson
Anfinson	Hewitt	Peterson,Bottineau
Beggs	Holey	Sand
Bjerke	Holte	Saumur
Born	Hurd	Savre
Borstad	Kapaun	Schantz
Caddell	Keidel	Seibel
Child	Langford	Schauss
Cosgriff	Lohrbauer	Shurr
Dahl, Emmons	Morris	Smith
Fedje	McIlraith	Thompson
Fitzgerald	McLarty	Treffry

Messrs.	Messrs.	Messrs.
Frosaker	Mode	Tuff
Gessner	Noben	Urschel
Gilbertson	Olson, Hettinger	Wendland
Graham		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McLean	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Bailey, Eddy	Hanson	Olson, Mountrail
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Isaak	Place
Biberdorf	Jensen	Randall
Black	Kubischta	Ritter
Brunsdale	Larson	Scholl
Brusseau	Levin	Shockman
Burke	Marks	Stray
Dahl, Traill	Morgan	Symington
Dalzell	Myers	Thoreson
Dittmer	Niewoehner	Williams
Dullea	Norheim	Wolf
Erickson, McKenzie	O'Brien	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	Moore
Anderson, Sargent	Fjeld	Muus
Bettenhausen	Godwin	Page
Bilden	Halverson	Schnell
Blaisdell	Holthusen	Solberg
Burgum	Johnson	Traynor
Clarke	Lavik	Twichell
Cunningham		

So the bill was lost.

Mr. Erickson of McKenzie voted "no," for the purpose of reconsideration.

The Speaker called Mr. Aljets to the Chair.

Mr. Sand requested a call of the House as to House Bill No. 86.

Which request was granted.

All members were present except Representatives Anderson of Billings, Downey, Fitzgerald, Halverson, Holey, Lohrbauer, Marks, Schnell and Solberg.

Mr. Sand moved to dispense with the call of the House.

Which motion prevailed.

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers

and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

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, 73; nays, 30; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Page
Anderson, Burke	Godwin	Parkinson
Anfinson	Goodlaxon	Peterson, Bottineau
Bailey, Dunn	Graham	Place
Beggs	Hall	Randall
Bettenhausen	Hanson	Ritter
Bilden	Hewitt	Sand
Bjerke	Holey	Saumur
Black	Hurd	Savre
Blaisdell	Johnson	Schantz
Born	Keidel	Schnell
Borstad	Kubischta	Schauss
Burke	Langford	Shockman
Clarke	Larson	Shurr
Cosgriff	Levin	Smith
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Symington
Dahl, Traill	McIlraith	Thoreson
Dalzell	McLarty	Treffry
Dullea	Muus	Tuff
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Olson, Mountrail	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Dittmer	Norheim
Anderson, Sargent	Erickson, McKenzie	O'Brien
Bailey, Eddy	Gilbertson	Odegard
Bauer	Hill	Oglesby
Biberdorf	Holte	Peterson, Cass
Brunsdale	Isaak	Scholl
Brusseau	Jensen	Seibel

Messrs.	Messrs.	Messrs.
Burgum	Kapaun	Thompson
Caddell	Lavik	Twichell
Child	Morris	Wendland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Lohrbauer	Olson, Hettinger
Downey	Marks	Solberg
Halverson	Mode	Traynor
Holthusen		

So the bill passed and the title was agreed to.

Mr. Smith asked unanimous consent of the House to amend House Bill No. 238.

Which request was granted.

Mr. Godwin moved that House Bill No. 238 be amended as follows:

In line two of Section two strike out the word "or" and insert in lieu thereof the word "and."

Which motion prevailed.

Mr. Godwin moved the rules be suspended, and House Bill No. 238 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 238. A Bill for an Act to Safeguard Human Health and Life by Providing for the Regulation of the Manufacture and Sale of Ice Cream for Human Consumption; Providing for the Issuance of Permits of All Ice Cream Plants, Including Counter Freezer Installations; Conferring Powers and Duties on State Regulatory Officials; and Imposing Penalties.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 46; nays, 50; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Oglesby
Anderson, Burke	Graham	Olson, Hettinger
Anderson, Sargent	Hewitt	Ritter
Anfinson	Keidel	Sand
Bailey, Dunn	Larson	Saumur
Bilden	Morgan	Savre
Black	Morris	Seibel
Blaisdell	McIlraith	Schauss
Borstad	McLarty	Shurr

Messrs.	Messrs.	Messrs.
Caddell	Mode	Stray
Child	Muus	Thoreson
Clarke	Myers	Tuff
Erickson, McLean	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Fjeld	Levin
Bailey, Eddy	Gessner	Moore
Bauer	Gilbertson	O'Brien
Beggs	Goodlaxon	Odegard
Bettenhausen	Hall	Peterson, Cass
Bjerke	Hanson	Place
Born	Hill	Schantz
Brunsdale	Holey	Schnell
Brusseau	Holte	Shockman
Burgum	Hurd	Smith
Burke	Isaak	Symington
Cosgriff	Jensen	Thompson
Dahl, Traill	Johnson	Traynor
Dalzell	Kapaun	Treffry
Dittmer	Kubischta	Twichell
Dullea	Langford	Urschel
Erickson, McKenzie	Lavik	Wendland
Fedje		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holthusen	Peterson, Bottineau
Biberdorf	Lohrbauer	Randall
Cunningham	Marks	Scholl
Dahl, Emmons	Olson, Mountrail	Solberg
Downey	Page	Mr. Speaker
Halverson	Parkinson	

So the bill was lost.

Mr. Morgan moved that the vote by which House Bill No. 238 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in the Great World War.

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, 93; nays, 6; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Odegard
Aljets	Frosaker	Oglesby
Anderson, Burke	Gessner	Olson, Mountrail
Anderson, Sargent	Gilbertson	Page
Anfinson	Godwin	Parkinson
Bailey, Eddy	Graham	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Ritter
Bilden	Hurd	Sand
Bjerke	Isaak	Saumur
Black	Jensen	Savre
Blaisdell	Kapaun	Schantz
Born	Keidel	Schnell
Borstad	Kubischta	Scholl
Brusseau	Langford	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shockman
Caddell	Moore	Shurr
Child	Morgan	Stray
Clarke	Morris	Symington
Cunningham	McIlraith	Thompson
Dahl, Emmons	McLarty	Thoreson
Dahl, Traill	Mode	Treffry
Dalzell	Muus	Tuff
Dittmer	Myers	Twichell
Dullea	Niewoehner	Urschel
Erickson, McKenzie	Noben	Wendland
Fedje	Norheim	Williams
Fjeld	O'Brien	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Hall	Johnson
Cosgriff	Holey	Levin
Goodlaxon	Holte	Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Randall
Bettenhausen	Holthusen	Solberg
Biberdorf	Lohrbauer	Traynor
Downey	Marks	Mr. Speaker
Erickson, McLean	Olson, Hettinger	

So the bill passed and the title was agreed to.

Mr. Godwin moved the House do now recess until 7:15 P. M.

Which motion prevailed.

The House convened pursuant to recess at 7:15 P. M., Speaker Crockett presiding.

Mr. Moore moved that action on House Bill No. 157 be deferred for one Legislative Day.

Which motion prevailed.

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 93; nays, 9; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Niewoehner
Aljets	Fitzgerald	Norheim
Anderson, Burke	Frosaker	O'Brien
Anderson, Sargent	Gessner	Oglesby
Anfinson	Gilbertson	Olson, Hettinger
Bailey, Dunn	Godwin	Page
Bauer	Goodlaxon	Parkinson
Beggs	Graham	Peterson, Bottineau
Bettenhausen	Hall	Sand
Biberdorf	Hanson	Saumur
Bilden	Hewitt	Savre
Bjerke	Hill	Schantz
Blaisdell	Holey	Schnell
Born	Holte	Scholl
Borstad	Hurd	Seibel
Brusseau	Johnson	Shockman
Burgum	Kapaun	Shurr
Burke	Keidel	Smith
Caddell	Kubischta	Solberg
Child	Langford	Symington
Clarke	Larson	Thompson
Cosgriff	Lavik	Thoreson
Cunningham	Levin	Traynor
Dahl, Emmons	Moore	Treffry
Dahl, Traill	Morgan	Tuff
Dalzell	Morris	Twichell
Dittmer	McIlraith	Urschel
Dullea	McLarty	Wendland
Erickson, McKenzie	Mode	Williams
Erickson, McLean	Muus	Wolf
Fedje	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Odegard	Randall
Brunsdale	Peterson, Cass	Ritter
Noben	Place	Stray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holthusen	Marks
Black	Isaak	Olson, Mountrail
Downey	Jensen	Schauss
Halverson	Lohrbauer	

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEES

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 2189 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Initiated Measure Entitled "Shortening Delinquent Real Estate Tax Sale Notice," Approved by a Vote of the People of the State of North Dakota on November 8th, 1932, Relating to the Publication of Delinquent Real Estate Tax List; Providing for the Publication of Such Delinquent Tax List in Newspaper Nearest Assessment District; Providing for Cost of Publication; and Repealing the Initiated Measure "Shortening Delinquent Real Estate Tax Sale Notice," Approved November 8th, 1932.

Have had the same under consideration and recommend that the same be amended as follows:

In line 27 of Section 1, of the printed bill, beginning with the words "it shall," strike out everything up to and including line 34.

And when so amended recommend the same do pass.

J. A. ERICKSON,
Chairman.

Mr. O'Brien moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 226. A Bill for an Act to Require the County Auditor of Each County to Levy an Annual Tax of One Dollar Upon Each Elector in the County and a Tax of Four Mills Upon Each Dollar of the Assessed Valuation of Property in the County for the Support of the Public Schools Within the County, and to Provide for the Apportionment Thereof Among the Schools by the County Superintendent of Schools on the Basis of Enrollment.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of title of bill after the word "Four" and before the word "Mills," insert the words "and one half."

In line 7, title of bill, strike out the period and insert a (,) and add the following: "and repealing Section 1224 of the 1925 Supplement to the Compiled Laws of 1913, and Sections 1225 of the Compiled Laws of 1913, and all acts or parts of acts in conflict herewith."

Section 1, line 2, after the word "taxes" and before the letter "a," insert the word "levy."

Section 2, page 2, line 5, after the word "superintendent" and before the word "shall," insert the words "of schools."

Section 2, page 2, line 10, after the word "superintendent" and before the letter "a," insert the words "of schools."

Section 2, line 14, page 2, after the word "superintendent" and before the word "shall," insert the words "of schools."

In line 20, Section 2, of printed bill, strike out the period after the word "paid," and insert in lieu thereof semi-colon and the following: "And provided, further, that the tax moneys raised by virtue of said tax, or any part thereof, shall not be appropriated or apportioned for the purposes or in the manner provided in Chapter 207 of the Session Laws of North Dakota for 1929."

And when so amended recommend the same do pass.

GUS. A. SCHAUSS,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1931, and Section 2 of Chapter 297, Session Laws of 1931, Relating to the Tax Levy Limitations of School Districts.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4 of title of bill after the word "districts," strike out the period and insert a ",", and add the following: "Repealing Section 7 of Chapter 235, Session Laws of 1929, as amended by Chapter 252, Session Laws of 1921, and Section 2 of Chapter 297, Session Laws of 1931, and all acts or parts of acts in conflict herewith."

Page 2, line 23, strike out the word and numeral "seven (7)" and insert in lieu thereof the following: "nine (9)."

Page 2, line 26, strike out the word and numeral "nine (9)" and insert in lieu thereof "eleven (11)."

Page 2, line 28, strike out the word and numeral "eleven (11)" and insert in lieu thereof "thirteen (13)."

Page 2, line 30, strike out the word and numeral "nine (9)" and insert in lieu thereof "eleven (11)."

Page 3, line 53, change the word "sink" to sinking."

Page 4, line 63, after the word "the" end of line and before the word "school" line 64, insert the following: "school district upon the order of the."

Page 5, lines 100 and 101, strike out the words "the standards of a third class rural school" and insert in lieu thereof "a standard school as defined by the Superintendent of Public Instruction."

Page 5, line 109, strike out the words "a third class rural school" and insert in lieu thereof "such standard school."

Page 6, line 3, top of page, strike out the words "State Gross Income Tax Law."

Page 6, line 9, strike out the words "state-wide Gross Income or."

And when so amended recommend the same do pass.

GUS. A. SCHAUSS,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 255. A Bill for an Act to Re-establish the State Equalization Fund for the Common Schools of the

State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1, in the title of the bill following the word to, insert the words "amend and."

Strike out the period at the end of the title of the bill and insert in lieu thereof a colon and the following sentence, "Repealing all acts in conflict herewith."

At the end of Section 1, on page 2, of the printed bill, add the following paragraph: "All moneys now in the State Equalization Fund as it was created by Chapter 229 of the Laws of 1933 are hereby transferred to and shall become a part of the State Equalization Fund as hereby amended and re-enacted."

In line one, of Section 2, strike out the number "\$250,000," and insert in lieu thereof "\$500,000," also in line 2, Section 2, strike out "\$250,000," and insert in lieu thereof "\$500,000."

Strike out sub-division (a), (b), and (c) of Section 2, and in lieu thereof insert the following:

(a) STATE SUPERINTENDENT TO DETERMINE MONTHLY MINIMUM COST OF MAINTAINING ELEMENTARY SCHOOLS. The State Superintendent of Public Instruction shall be charged with the duty of investigating and inquiring into the general subject of elementary school costs and needs of financially distressed districts within the state. It shall be his duty to prepare the necessary application blanks and forms upon which the information required by him shall be certified to such school authorities as may be designated by him. From the information so acquired the State Superintendent of Public Instruction shall from month to month determine the minimum amount of money required to operate each of the various classes of elementary schools.

(b) STATE SUPERINTENDENT TO MAKE MONTHLY CERTIFICATE TO STATE AUDITOR OF SCHOOLS IN NEED. From the information obtained as provided in the preceding subdivision, the State Superintendent of Public Instruction shall monthly certify to the State Auditor a list of school districts of the state which are unable to pay for the operation of their schools the minimum amount determined in the manner hereinbefore set forth, after having made the maximum final effort to do so, together with a statement of the amount of the money required by such districts to meet such minimum standards.

(c) MAXIMUM FINANCIAL EFFORT DEFINED. In

determining whether or not a school district has made the maximum financial effort mentioned above, it must appear: (1) That the district shall have levied for the fiscal year the normal maximum tax rate as fixed by law, (2) That revenues from local taxes, and from state and county sources have been exhausted, and (3) That such district, under the law cannot issue additional warrants or sell certificates of indebtedness, or, if the same could be issued, that because of the financial condition of the school district such obligations of the district would be greatly depreciated in value to the extent that they would not be acceptable as commercial instruments.

(d) **SCHOOLS TO RECEIVE AID FOR SEVEN MONTH TERM ONLY.** School districts shall receive aid as in this Section provided for the purpose of keeping their schools open for a seven month term only, and after the seventh month of any school term has expired, no further aid shall be granted under this Section.

(e) **STATE AUDITOR.** The State Auditor shall issue his warrants monthly, in accordance with the certificates of the State Superintendent of Public Instruction, payable to the several school districts in the amounts so directed by the State Superintendent of Public Instruction, to the County Superintendents of Schools, in case the available money for distribution on the basis of need shall not be available in any month, the State Auditor shall pro-rate the available funds among the districts in proportion to the amounts so certified to him.

(f) **ADMINISTRATION.** (reading the same as sub-division (d) of the printed bill.)

In line 7, Section 3 on page four of the printed bill, strike out the numeral "\$25.00" and insert in lieu thereof "\$40.00."

In Section 4, line 6, on page 6, strike out the numeral "\$400.00" and insert in lieu thereof "\$125.00." In line 7 of the same Section strike out the numeral "\$600.00" and insert in lieu thereof the numeral "\$150.00."

In line 12 of Section 6 correct spelling of the word "judgement." In line 20 of the same Section strike out the numeral "\$600.00" and insert in lieu thereof "\$150.00." In line 21 of Section 6 strike out the numeral "\$400.00" and insert in lieu thereof "\$125.00."

In Section 10 on page 10 of the printed bill insert the words "Such portions of" immediately preceding the word "Sections."

In line 3, Section 10, following the word "all" at the end of the line insert the word "other."

Whenever throughout the bill the term "State Superintendent" appears add the words "of Public Instruction." Also following the term "County Superintendent" wherever it appears in the bill add the words "of Schools."

And when so amended recommend the same do pass.

GUS A. SCHAUSS,
Chairman.

Mr. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

Mr. Godwin moved that further consideration of House Bill No. 278 be indefinitely postponed.

Which motion prevailed.

Mr. Gilbertson moved that further consideration of House Bill No. 243 be indefinitely postponed.

Which motion was lost.

House Bill No. 243. A Bill for an Act Permitting Deduction of Personal Property Taxes Due and Delinquent from Claims, Demands, Salaries, and Wages Due from Counties; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota for 1913 and All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 96; nays, 3; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Hanson	Peterson, Bottineau
Biberdorf	Hewitt	Peterson, Cass
Bilden	Hill	Place
Bjerke	Holey	Ritter
Black	Holte	Sand
Blaisdell	Hurd	Saumur
Born	Isaak	Savre
Borstad	Jensen	Schantz
Brunsdale	Johnson	Schnell
Brusseau	Kapaun	Scholl
Burke	Keidel	Seibel
Caddell	Kubischta	Schauss
Child	Langford	Shockman
Cosgriff	Larson	Shurr

Messrs.	Messrs.	Messrs.
Cunningham	Lavik	Smith
Dahl, Emmons	Levin	Solberg
Dahl, Traill	Moore	Stray
Dalzell	Morgan	Thompson
Dittmer	Morris	Thoreson
Dullea	McIlraith	Traynor
Erickson, McKenzie	McLarty	Treffry
Erickson, McLean	Mode	Tuff
Fedje	Muus	Twichell
Fjeld	Myers	Urschel
Fitzgerald	Niewoehner	Williams
Frosaker	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Clarke	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Olson, Hettinger
Beggs	Holthusen	Randall
Bettenhausen	Lohrbauer	Symington
Burgum	Marks	Wendland
Downey	O'Brien	

So the bill passed and the title was agreed to.

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, 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, 97; nays, 3; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	O'Brien
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Hanson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Biberdorf	Hill	Place
Bjerke	Holey	Randall
Black	Holte	Ritter
Blaisdell	Hurd	Sand
Born	Isaak	Saumur

Messrs.	Messrs.	Messrs.
Borstad	Johnson	Savre
Brunsdale	Kapaun	Schantz
Brusseau	Keidel	Schnell
Burke	Langford	Schauss
Caddell	Larson	Shockman
Child	Lavik	Shurr
Cosgriff	Levin	Smith
Clarke	Lohrbauer	Solberg
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Symington
Dahl, Traill	Morris	Thompson
Dalzell	McIlraith	Thoreson
Dittmer	McLarty	Traynor
Dullea	Mode	Treffry
Erickson, McKenzie	Muus	Twichell
* Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Seibel	Tuff	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Marks
Beggs	Holthusen	Olson, Hettinger
Bilden	Jensen	Scholl
Burgum	Kubischta	Urschel
Downey		

So the bill passed and the title was agreed to.

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 81; nays, 21; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Niewoehner
Aljets	Frosaker	Noben
Anderson, Burke	Gessner	Norheim
Anderson, Sargent	Gilbertson	Odegard
Anfinson	Godwin	Oglesby
Bailey, Eddy	Goodlaxon	Page
Bailey, Dunn	Graham	Parkinson

Messrs.	Messrs.	Messrs.
Bauer	Hall	Peterson, Cass
Biberdorf	Holey	Randall
Bilden	Holte	Sand
Black	Hurd	Saumur
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Burke	Keidel	Schauss
Child	Langford	Shockman
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Traill	Lohrbauer	Symington
Dalzell	Moore	Thompson
Dittmer	Morgan	Traynor
Dullea	Morris	Treffry
Erickson, McKenzie	McIlraith	Twichell
Erickson, McLean	McLarty	Urschel
Fedje	Muus	Wendland
Fjeld	Myers	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Hill	Savre
Bjerke	Isaak	Seibel
Blaisdell	Mode	Shurr
Brusseau	Olson, Mountrail	Thoreson
Caddell	Peterson, Bottineau	Tuff
Dahl, Emmons	Place	Wolf
Hanson	Ritter	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Marks
Beggs	Hewitt	O'Brien
Burgum	Holthusen	Olson, Hettinger
Downey	Kubischta	

So the bill passed and the title was agreed to.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved the rules be suspended and the vote by which House Bill No. 330 was declared lost be reconsidered.

Which motion unanimously prevailed.

Mr. Godwin moved that House Bill No. 330 be placed on the calendar for action.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 210. A Bill for an Act to Amend and Re-enact That Portion of Section 2166 of the Supplement to the Compiled Laws of 1913 as Was Amended and Re-enacted by Sub Section (b) of Section 1 of Chapter 279 of the 1931 Session Laws Relating to the Collection of Personal Property Taxes; Providing for Publication of Personal Property

Tax List in Newspapers Nearest the Taxing District. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 54; nays, 49; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hill	Page
Aljets	Isaak	Parkinson
Anderson, Burke	Jensen	Peterson, Bottineau
Anderson, Sargent	Kapaun	Place
Anfinson	Keidel	Schantz
Bjerke	Langford	Schnell
Born	Larson	Scholl
Borstad	Lavik	Schauss
Brunsdale	Levin	Shurr
Brusseau	Morgan	Smith
Child	Morris	Stray
Cosgriff	McIlraith	Symington
Dalzell	Mode	Thompson
Dittmer	Muus	Thoreson
Dullea	Myers	Twichell
Erickson, McLean	Niewoehner	Urschel
Gilbertson	Noben	Williams
Godwin	Oglesby	Mr. Speaker
Hall		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Fitzgerald	Olson, Hettinger
Bailey, Dunn	Frosaker	Olson, Mountrail
Bauer	Gessner	Peterson, Cass
Bettenhausen	Goodlaxon	Randall
Biberdorf	Graham	Ritter
Black	Hanson	Sand
Blaisdell	Hewitt	Saumur
Burke	Holey	Savre
Caddell	Holte	Seibel
Clarke	Hurd	Shockman
Cunningham	Johnson	Solberg
Dahl, Emmons	Lohrbauer	Traynor
Dahl, Traill	Moore	Treffry
Erickson, McKenzie	McLarty	Tuff
Fedje	Norheim	Wendland
Fjeld	Odegard	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	Kubischta
Beggs	Halverson	Marks
Bilden	Holthusen	O'Brien
Burgum		

So the bill was declared lost.

House Bill No. 247. A Bill for an Act to Amend and Re-enact Section 7 and Section 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale Within the State of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill Number 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict with the Provisions of This Act." Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer. Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 61; nays, 40; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	O'Brien
Aljets	Erickson, McLean	Parkinson
Anderson, Burke	Fedje	Peterson, Bottineau
Anfinson	Fitzgerald	Ritter
Bauer	Frosaker	Sand
Bettenhausen	Gessner	Savre
Biberdorf	Godwin	Schantz
Bjerke	Goodlaxon	Schnell
Black	Graham	Scholl
Blaisdell	Hurd	Seibel
Born	Kapaun	Schauss
Borstad	Keidel	Shockman
Brunsdale	Langford	Solberg
Brusseau	Lohrbauer	Thoreson
Caddell	Moore	Treffry
Child	Mode	Tuff
Cosgriff	Muus	Urschel
Cunningham	Niewoehner	Wendland
Dalzell	Noben	Wolf
Dittmer	Norheim	Mr. Speaker
Dullea		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Jensen	Olson, Mountrail
Bailey, Eddy	Johnson	Page
Bilden	Larson	Peterson, Cass
Burke	Lavik	Place
Clarke	Levin	Randall
Dahl, Emmons	Morgan	Saumur
Dahl, Traill	Morris	Shurr
Fjeld	McIlraith	Smith
Gilbertson	McLarty	Symington

Messrs.	Messrs.	Messrs.
Hall	Myers	Thompson
Hanson	Odegard	Traynor
Hill	Oglesby	Twichell
Holey	Olson, Hettinger	Williams
Holte		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	Isaak
Bailey, Dunn	Halverson	Kubischta
Beggs	Hewitt	Marks
Burgum	Holthusen	Stray

So the bill was declared lost.

Mr. Twichell moved that House Bill No. 271 be placed at the bottom of the calendar for the next Legislative Day.

Which motion prevailed.

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 97; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Parkinson
Bauer	Hanson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Biberdorf	Hill	Place
Bilden	Holey	Randall
Bjerke	Holte	Ritter
Black	Hurd	Sand
Blaisdell	Isaak	Saumur
Born	Jensen	Savre
Brunsdale	Johnson	Schantz
Brusseau	Kapaun	Schnell
Burke	Keidel	Scholl
Caddell	Langford	Seibel
Child	Larson	Schauss
Clarke	Lavik	Shockman

Messrs.	Messrs.	Messrs.
Cosgriff	Levin	Shurr
Cunningham	Lohrbauer	Smith
Dahl, Emmons	Moore	Stray
Dahl, Traill	Morgan	Symington
Dalzell	Morris	Thompson
Dittmer	McIlraith	Thoreson
Dullea	McLarty	Treffry
Erickson, McKenzie	Mode	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Borstad	Tuff	Wolf
Solberg		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Downey	Marks
Anderson, Bowman	Halverson	Muus
Beggs	Holthusen	Olson, Mountrail
Burgum	Kubischta	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Dullea moved that the vote by which House Bill No. 299 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Smith: Mr. Speaker, I wish to explain my vote. I vote "aye," but at the same time I do not believe in the bill which was passed last year, which this bill amends, but I vote "aye" on this bill.

Mr. Godwin moved that further consideration of House Bill No. 269 be indefinitely postponed.

Which motion prevailed.

Mr. Gilbertson moved that further consideration of House Bill No. 295 be indefinitely postponed.

Which motion was lost.

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chat-

tel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 64; nays, 41; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hewitt	Place
Bailey, Eddy	Hill	Randall
Bettenhausen	Holey	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Savre
Blaisdell	Isaak	Schantz
Brunsdale	Jensen	Schnell
Brusseau	Kapaun	Seibel
Caddell	Larson	Schauss
Clarke	Lavik	Shockman
Cunningham	Lohrbauer	Shurr
Dahl, Emmons	Moore	Smith
Dahl, Traill	Morgan	Solberg
Erickson, McKenzie	McLarty	Stray
Erickson, McLean	Myers	Thoreson
Fedje	Niewoehner	Treffry
Fjeld	Noben	Tuff
Fitzgerald	Odegard	Wendland
Godwin	Olson, Mountrail	Williams
Goodlaxon	Parkinson	Wolf
Hall	Peterson, Bottineau	Mr. Speaker
Hanson	Peterson, Cass	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dittmer	Muus
Aljets	Dullea	Norheim
Anderson, Sargent	Frosaker	O'Brien
Anfinson	Gessner	Oglesby
Bailey, Dunn	Gilbertson	Olson, Hettinger
Bauer	Graham	Page
Biberdorf	Johnson	Saumur
Black	Keidel	Scholl
Born	Langford	Symington
Borstad	Levin	Thompson
Burke	Morris	Traynor
Child	McIlraith	Twichell
Cosgriff	Mode	Urschel
Dalzell		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	Kubischta
Beggs	Halverson	Marks
Burgum	Holthusen	

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Fedje moved that the vote by which House Bill No. 295 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 355. A Bill for an Act Making an Appropriation to Provide for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly.

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, 85; nays, 13; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Olson, Hettinger
Aljets	Godwin	Olson, Mountrail
Anderson, Sargent	Goodlaxon	Page
Anfinson	Hall	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Bilden	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Savre
Born	Jensen	Schnell
Borstad	Johnson	Scholl
Brusseau	Langford	Seibel
Burke	Larson	Schauss
Caddell	Lavik	Shockman
Child	Lohrbauer	Shurr
Cosgriff	Morgan	Solberg
Dahl, Emmons	Morris	Stray
Dahl, Traill	McLarty	Symington
Dalzell	Mode	Thompson
Dittmer	Muus	Treffry
Dullea	Myers	Tuff
Erickson, McKenzie	Niewoehner	Urschel
Erickson, McLean	Noben	Wendland
Fedje	Norheim	Williams
Fjeld	O'Brien	Wolf
Fitzgerald	Odegard	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Cunningham	Oglesby
Bailey, Eddy	Gessner	Schantz

Messrs.	Messrs.	Messrs.
Blaisdell	Kapaun	Traynor
Brunsdale	Moore	Twichell
Clarke		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Marks
Beggs	Holthusen	McIlraith
Burgum	Keidel	Saumur
Downey	Kubischta	Smith
Graham	Levin	Thoreson

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

SEVENTH ORDER OF BUSINESS

Mr. Godwin at this time read House Resolution "L" and moved its adoption.

Mr. Smith demanded a roll call.

Which request was granted.

SECOND READING OF HOUSE BILLS

HOUSE RESOLUTION "L"

ROLL CALL

The question being on the adoption of House Resolution "L" the roll was called and there were ayes, 48; nays, 56; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Savre
Anderson, Burke	Godwin	Schnell
Bauer	Hanson	Scholl
Bettenhausen	Hill	Seibel
Biberdorf	Larson	Schauss
Bilden	Morgan	Shockman
Bjerke	McLarty	Shurr
Blaisdell	Mode	Solberg
Borstad	Myers	Stray
Brusseau	Noben	Thoreson
Caddell	Olson, Hettinger	Treffry
Child	Olson, Mountrail	Tuff
Cunningham	Peterson, Bottineau	Wendland
Dahl, Emmons	Place	Williams
Erickson, McLean	Ritter	Wolf
Fedje	Sand	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Goodlaxon	Muus
Anderson, Sargent	Graham	Niewoehner

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hall	Norheim
Bailey, Dunn	Hewitt	O'Brien
Black	Holey	Odegard
Born	Holte	Oglesby
Brunsdale	Hurd	Page
Burke	Isaak	Parkinson
Clarke	Jensen	Peterson, Cass
Cosgriff	Johnson	Randall
Dahl, Traill	Kapaun	Saumur
Dalzell	Keidel	Schantz
Dittmer	Langford	Smith
Dullea	Lavik	Symington
Erickson, McKenzie	Levin	Thompson
Fjeld	Lohrbauer	Traynor
Frosaker	Moore	Twichell
Gessner	Morris	Urschel
Gilbertson	McIlraith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Burgum	Holthusen
Anfinson	Downey	Kubischta
Beggs	Halverson	Marks

So the resolution was lost.

Mr. Traynor moved that the voté by which House Resolution "L" was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Mr. Hurd: I consider this as the beginning of another useless expenditure of state money. Consequently I vote "no."

Mr. Moore: Mr. Speaker, please record my vote as "no," as this seems to be useless expense.

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 75; nays, 19; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gessner	Norheim
Anderson, Sargent	Gilbertson	O'Brien
Anfinson	Godwin	Odegard
Bailey, Eddy	Goodlaxon	Oglesby

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Graham	Olson, Mountrail
Biberdorf	Hall	Parkinson
Black	Hewitt	Peterson, Bottineau
Blaisdell	Holey	Peterson, Cass
Born	Holte	Randall
Borstad	Hurd	Sand
Brunsdale	Isaak	Saumur
Burke	Johnson	Schantz
Clarke	Keidel	Schnell
Cosgriff	Larson	Scholl
Cunningham	Lavik	Shockman
Dahl, Traill	Levin	Shurr
Dalzel	Lohrbauer	Smith
Dittmer	Moore	Stray
Dullea	Morris	Symington
Erickson, McKenzie	McIlraith	Thompson
Erickson, McLean	McLarty	Thoreson
Fedje	Mode	Traynor
Fjeld	Muus	Twichell
Fitzgerald	Myers	Urschel
Frosaker	Niewoehner	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Morgan	Seibel
Brusseau	Noben	Treffry
Caddell	Olson, Hettinger	Tuff
Child	Page	Williams
Hanson	Place	Wolf
Hill	Savre	Mr. Speaker
Jensen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Burgum	Kubischta
Anderson, Bowman	Dahl, Emmons	Langford
Bauer	Downe	Marks
Beggs	Halverson	Ritter
Bettenhausen	Holthusen	Schauss
Bilden	Kapaun	Solberg
Bjerke		

So the bill passed and the title was agreed to.

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 70; nays, 23; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Niewoehner
Aljets	Gessner	Noben
Anderson, Sargent	Gilbertson	Norheim
Anfinson	Godwin	O'Brien
Bailey, Eddy	Goodlaxon	Odegard
Bauer	Graham	Oglesby
Biberdorf	Hewitt	Parkinson
Black	Hill	Peterson, Bottineau
Blaisdell	Holey	Peterson, Cass
Born	Holte	Saumur
Brunsdale	Hurd	Schantz
Burke	Johnson	Schnell
Clarke	Kapaun	Scholl
Cosgriff	Keidel	Shurr
Cunningham	Langford	Smith
Dahl, Emmons	Larson	Symington
Dahl, Traill	Lavik	Thompson
Dalzell	Lohrbauer	Thoreson
Dittmer	Moore	Traynor
Dullea	Morgan	Twichell
Erickson, McKenzie	Morris	Urschel
Fedje	Mode	Wendland
Fjeld	Myers	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	McIlraith	Seibel
Bailey, Dunn	Olson, Hettinger	Shockman
Brusseau	Olson, Mountrail	Stray
Caddell	Page	Treffry
Child	Place	Tuff
Hanson	Randall	Williams
Isaak	Ritter	Wolf
Jensen	Savre	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	Marks
Beggs	Erickson, McLean	McLarty
Bettenhausen	Hall	Muus
Bilden	Halverson	Sand
Bjerke	Holthusen	Schauss
Borstad	Kubischta	Solberg
Burgum	Levin	

So the bill passed and the title was agreed to.

Mr. Godwin: I wish to have my remarks recorded in explaining my vote, and they will apply to all of the votes on Normal schools.

I vote "aye" on this bill because I believe at this time, under the program being worked out, there will be two Normal schools closed during this Session.

I believe the maintaining of five Normal schools in North Dakota is indefensible, and I see of no reason for cramming the poor taxpayer down a rat hole on a proposition of this nature.

I believe in maintaining two Normal schools in the state, taking into consideration the geographical location of the institutions and so on; but I do believe that five Normal schools are all out of proportion in a state like North Dakota.

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 85; nays, 13; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Oglesby
Aljets	Graham	Olson, Hettinger
Anderson, Sargent	Hall	Olson, Mountrail
Anfinson	Hewitt	Page
Bailey, Eddy	Holey	Parkinson
Bailey, Dunn	Holte	Peterson, Cass
Bauer	Hurd	Randall
Bettenhausen	Isaak	Ritter
Biberdorf	Johnson	Sand
Black	Kapaun	Saumur
Blaisdell	Keidel	Schantz
Born	Langford	Schnell
Borstad	Larson	Scholl
Brunsdale	Lavik	Schauss
Burke	Levin	Shockman
Clarke	Lohrbauer	Shurr
Cosgriff	Moore	Smith
Cunningham	Morgan	Solberg
Dahl, Emmons	Morris	Symington
Dahl, Traill	McIlraith	Thompson
Dullea	McLarty	Thoreson
Erickson, McKenzie	Mode	Traynor
Fedje	Muus	Treffry
Fjeld	Myers	Twichell
Fitzgerald	Niewoehner	Urschel
Frosaker	Noben	Wendland
Gessner	Norheim	Wolf
Gilbertson	O'Brien	Mr. Speaker
Godwin	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hanson	Seibel
Brusseau	Hill	Stray
Caddell	Place	Tuff
Child	Savre	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dalzell	Holthusen
Beggs	Dittmer	Jensen
Bilden	Downey	Kubischta
Bjerke	Erickson, McLean	Marks
Burgum	Halverson	Peterson, Bottineau

So the bill passed and the title was agreed to.

Mr. Born: I would like to explain my vote. Those instructors in the Dickinson Normal School didn't get a fair deal. They were underpaid for years; their salaries were less than the salaries in other even smaller institutions than the Dickinson Normal, and the expenses there are higher in proportion.

I cast my vote in protest. I vote "aye."

Mr. Schnell: I am not satisfied with the salaries which are now in this particular bill, due to some misunderstanding in the Appropriations Committee; and I want this to go on record as a reminder to the Senate to make the proper adjustment.

I vote "aye."

Mr. Williams: I am going to vote "no" on this, because the taxpayers of the State of North Dakota are paying for this, and today we are a bunch of paupers. Where are you going to get the money? I vote "no."

The Speaker called Mr. Dahl of Emmons to the Chair.

Mr. Child: I vote "no" on this bill, for the reason that the Legislature made no provision for an amount equal to the amount given two years ago.

Therefore, I can't see any reason in voting for a proposition where there are no funds to meet it.

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 78; nays, 18; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Myers
Aljets	Gessner	Niewoehner
Anderson, Sargent	Gilbertson	Noben
Anfinson	Godwin	Norheim
Bailey, Eddy	Goodlaxon	O'Brien
Bailey, Dunn	Graham	Odegard
Bauer	Hall	Oglesby
Bettenhausen	Hanson	Parkinson
Biberdorf	Hewitt	Peterson, Bottineau
Bilden	Hill	Peterson, Cass
Bjerke	Holey	Randall
Black	Holte	Sand
Blaisdell	Hurd	Saumur
Brunsdale	Johnson	Schantz
Brusseau	Kapaun	Schnell
Burke	Keidel	Shockman
Clarke	Langford	Shurr
Cosgriff	Larson	Smith
Cunningham	Lavik	Solberg
Dahl, Emmons	Lohrbauer	Symington
Dahl, Traill	Moore	Thoreson
Dullea	Morgan	Thompson
Erickson, McKenzie	Morris	Traynor
Fedje	McLarty	Twichell
Field	Mode	Urschel
Fitzgerald	Muus	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Mellraith	Savre
Borstad	Olson, Hettinger	Seibel
Caddell	Olson, Mountrail	Schauss
Child	Page	Tuff
Isaak	Place	Williams
Jensen	Ritter	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	Marks
Beggs	Erickson, McLean	Scholl
Born	Halverson	Stray
Burgum	Holthusen	Treffry
Dalzell	Kubischta	Mr. Speaker
Dittmer	Levin	

So the bill passed and the title was agreed to.

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and

Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Olson, Hettinger
Aljets	Godwin	Olson, Mountrail
Anderson, Sargent	Goodlaxon	Page
Anfinson	Graham	Parkinson
Bailey, Eddy	Hall	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Biberdorf	Holey	Ritter
Bilden	Hurd	Sand
Black	Kapaun	Saumur
Blaisdell	Keidel	Savre
Borstad	Langford	Schnell
Brunsdale	Larson	Schauss
Brusseau	Lavik	Shockman
Burke	Lohrbauer	Shurr
Child	Moore	Smith
Clarke	Morgan	Solberg
Cosgriff	Morris	Stray
Cunningham	McIlraith	Symington
Dahl, Emmons	McLarty	Thompson
Dahl, Traill	Mode	Thoreson
Dalzell	Muus	Traynor
Dittmer	Myers	Treffry
Dullea	Niewoehner	Tuff
Erickson, McKenzie	Noben	Twichell
Fedje	Norheim	Urschel
Fitzgerald	O'Brien	Wendland
Frosaker	Odegard	Williams
Gessner	Oglesby	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Isaak	Jensen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McLean	Levin
Beggs	Fjeld	Marks
Bettenhausen	Halverson	Randall
Bjerke	Hill	Schantz

Messrs.	Messrs.	Messrs.
Born	Holthusen	Scholl
Burgum	Holte	Seibel
Caddell	Johnson	Mr. Speaker
Downey	Kubischta	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Godwin asked unanimous consent of the House to amend House Bill No. 298.

Which request was granted.

Mr. Godwin moved to amend House Bill No. 298 as follows: In line one of the title strike out the word "automobile," and the comma following.

In line one, Section one, of the printed bill, strike out the word "automobile," and the comma following.

Mr. Godwin moved that the rules be suspended, and that House Bill 298 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Automobiles, Taxis, Passenger and School Busses.

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, 79; nays, 5; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	O'Brien
Aljets	Hall	Odegard
Anderson, Sargent	Hanson	Oglesby
Anfinson	Hill	Page
Bailey, Eddy	Holey	Parkinson
Bailey, Dunn	Holte	Peterson, Bottineau
Biberdorf	Hurd	Peterson, Cass
Bilden	Isaak	Place
Blaisdell	Jensen	Randall
Borstad	Johnson	Ritter
Brunsdale	Kapaun	Sand
Brusseau	Larson	Saumur
Burke	Lavik	Savre
Clarke	Levin	Schnell
Cosgriff	Lohrbauer	Shockman
Dahl, Emmons	Moore	Smith
Dahl, Traill	Morgan	Solberg
Dalzell	Morris	Symington
Dittmer	McIlraith	Thompson

Messrs.	Messrs.	Messrs.
Dullea	McLarty	Thoreson
Erickson, McKenzie	Mode	Traynor
Fedje	Muus	Treffry
Fjeld	Myers	Tuff
Fitzgerald	Niewoehner	Twichell
Frosaker	Noben	Urschel
Gessner	Norheim	Wolf
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Olson, Mountrail	Williams
Child	Stray	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	Marks
Bauer	Erickson, McLean	Olson, Hettinger
Beggs	Gilbertson	Schantz
Bettenhausen	Graham	Scholl
Bjerke	Halverson	Seibel
Black	Hewitt	Schauss
Born	Holthusen	Shurr
Burgum	Keidel	Wendland
Caddell	Kubischta	Mr. Speaker
Cunningham	Langford	

So the bill passed and the title was agreed to.

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages, Conditional Sales and Crop Contracts Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to be Kept.

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, 85; nays, 0; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anderson, Sargent	Hall	Oglesby
Bailey, Eddy	Hanson	Olson, Mountrail
Bailey, Dunn	Hewitt	Page
Bauer	Hill	Peterson, Bottineau
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holte	Place

Messrs.	Messrs.	Messrs.
Bilden	Hurd	Randall
Blaisdell	Isaak	Ritter
Borstad	Jensen	Sand
Brunsdale	Johnson	Saumur
Brusseau	Kapaun	Savre
Caddell	Langford	Schnell
Child	Larson	Seibel
Clarke	Lavik	Schauss
Cosgriff	Levin	Shockman
Dahl, Emmons	Lohrbauer	Smith
Dahl, Traill	Moore	Solberg
Dalzell	Morgan	Symington
Dittmer	Morris	Thompson
Dullea	McIlraith	Thoreson
Erickson,McKenzie	McLarty	Traynor
Fedje	Muus	Treffry
Fjeld	Myers	Tuff
Fitzgerald	Niewoehner	Urschel
Frosaker	Noben	Williams
Gessner	Norheim	Wolf
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Downey	Olson, Hettinger
Anderson,Bowman	Erickson, McLean	Parkinson
Anfinson	Graham	Schantz
Beggs	Halverson	Scholl
Bjerke	Holthusen	Shurr
Black	Keidel	Stray
Born	Kubischta	Twichell
Burgum	Marks	Wendland
Burke	Mode	Mr. Speaker
Cunningham		

So the bill passed and the title was agreed to.

The Speaker resumed the Chair.

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

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, 84; nays, 1; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Page
Aljets	Graham	Parkinson
Anderson, Sargent	Hall	Peterson,Bottineau

Messrs.	Messrs.	Messrs.
Anfinson	Hanson	Peterson, Cass
Bailey, Eddy	Hewitt	Randall
Bailey, Dunn	Hill	Ritter
Bauer	Hurd	Sand
Black	Johnson	Saumur
Blaisdell	Kapaun	Savre
Born	Keidel	Schnell
Borstad	Langford	Scholl
Brunsdale	Larson	Seibel
Brusseau	Levin	Schauss
Burke	Lohrbauer	Shockman
Caddell	Moore	Shurr
Clarke	Morgan	Smith
Cosgriff	Morris	Solberg
Dahl, Emmons	McIlraith	Symington
Dahl, Traill	McLarty	Thompson
Dittmer	Mode	Thoreson
Dullea	Muus	Traynor
Erickson, McKenzie	Niewoehner	Treffry
Erickson, McLean	Noben	Tuff
Fjeld	Norheim	Urschel
Fitzgerald	O'Brien	Wendland
Frosaker	Odegard	Williams
Gessner	Oglesby	Wolf
Gilbertson	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

Messrs.
Stray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dalzell	Jensen
Anderson, Burke	Downey	Kubischta
Beggs	Fedje	Lavik
Bettenhausen	Goodlaxon	Marks
Biberdorf	Halverson	Myers
Bilden	Holey	Olson, Mountrail
Bjerke	Holthusen	Place
Burgum	Holte	Schantz
Child	Isaak	Twichell
Cunningham		

So the bill passed and the title was agreed to.

Mr. Traynor moved that it now being 10:45 P. M., for the next hour any controversial issues which may arise be passed for one hour, in order that the members may have lunch at their convenience.

Which motion prevailed.

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 175, Session Laws of the State of North Dakota for the Year 1929.

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, 72; nays, 0; absent and not voting, 41.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Oglesby
Anderson, Burke	Godwin	Page
Anderson, Sargent	Goodlaxon	Parkinson
Anfinson	Graham	Peterson, Bottineau
Bailey, Eddy	Hall	Place
Bailey, Dunn	Hanson	Randall
Black	Hewitt	Sand
Blaisdell	Hill	Schantz
Born	Holte	Schnell
Borstad	Hurd	Scholl
Brusseau	Jensen	Seibel
Burke	Johnson	Schauss
Caddell	Keidel	Shurr
Child	Langford	Smith
Cunningham	Larson	Solberg
Dahl, Emmons	Levin	Symington
Dahl, Traill	Moore	Thoreson
Dalzell	Morris	Traynor
Dullea	McLarty	Treffry
Erickson, McKenzie	Mode	Twichell
Erickson, McLean	Muus	Wendland
Fitzgerald	Myers	Williams
Frosaker	O'Brien	Wolf
Gessner	Odegard	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Noben
Anderson, Bowman	Fjeld	Norheim
Bauer	Halverson	Olson, Hettinger
Beggs	Holey	Olson, Mountrail
Bettenhausen	Holthusen	Peterson, Cass
Biberdorf	Isaak	Ritter
Bilden	Kapaun	Saumur
Bjerke	Kubischta	Savre
Brunsdale	Lavik	Shockman
Burgum	Lohrbauer	Stray
Clarke	Marks	Thompson
Cosgriff	Morgan	Tuff
Dittmer	McIlraith	Urschel
Downey	Niewoehner	

So the bill passed and the title was agreed to.

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 50; nays, 29; absent and not voting, 34.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Graham	Place
Aljets	Hanson	Randall
Anderson, Burke	Hewitt	Ritter
Anfinson	Hurd	Sand
Bailey, Eddy	Isaak	Saumur
Bettenhausen	Keidel	Schantz
Biberdorf	Lavik	Schnell
Black	Moore	Scholl
Born	Morgan	Schauss
Burke	Mode	Shockman
Child	Muus	Shurr
Dalzell	Myers	Solberg
Dittmer	Niewoehner	Symington
Erickson, McKenzie	O'Brien	Treffry
Frosaker	Parkinson	Williams
Gessner	Peterson, Bottineau	Wolf
Goodlaxon		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bauer	Godwin	Norheim
Brusseau	Hall	Odegard
Caddell	Hill	Oglesby
Cunningham	Holte	Seibel
Dahl, Emmons	Jensen	Smith
Dahl, Traill	Johnson	Traynor
Dullea	Langford	Twichell
Erickson, McLean	Larson	Wendland
Fedje	Morris	Mr. Speaker
Fitzgerald	McLarty	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	McIlraith
Anderson, Sargent	Fjeld	Noben
Bailey, Dunn	Gilbertson	Olson, Hettinger
Beggs	Halverson	Olson, Mountrail
Bilden	Holey	Page
Bjerke	Holthusen	Peterson, Cass
Blaisdell	Kapaun	Savre
Borstad	Kubischta	Stray
Brunsdale	Levin	Thompson
Burgum	Lohrbauer	Thoreson
Clarke	Tuff	Urschel
Cosgriff	Marks	

So the bill was lost.

Mr. Smith: I vote "no" on the bill because I don't believe that the ten per cent of the gross receipts provided in the bill is justified.

Mr. Godwin changed his vote from "aye" to "no" for the purpose of reconsideration.

Mr. Hall: I vote "no" for the reason the bill does not exempt charitable fights under the Elks Clubs.

Mr. Twichell: I vote "no" for the reason this bill would do away with all the Elks' boxing matches. I don't belong to the Elks, but I think the Elks Clubs should have the privilege of having boxing matches.

Mr. Twichell moved that the House proceed with business until 12:15 A. M., and then recess until ten o'clock Monday morning, February 25, 1935.

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

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, 81; nays, 7; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Olson, Mountrail
Anderson, Burke	Gessner	Page
Anderson, Sargent	Godwin	Parkinson
Anfinson	Hall	Peterson, Bottineau
Bailey, Eddy	Hanson	Randall
Bailey, Dunn	Holey	Ritter
Bauer	Holthusen	Saumur
Bettenhausen	Kapaun	Savre
Biberdorf	Keidel	Schantz
Bilden	Langford	Schnell
Black	Larson	Seibel
Blaisdell	Lavik	Schauss
Born	Levin	Shockman
Borstad	Lohrbauer	Smith
Burke	Moore	Solberg
Clarke	Morgan	Stray
Cunningham	Morris	Symington
Dahl, Emmons	McIlraith	Thompson
Dahl, Traill	Muus	Thoreson
Dalzell	Myers	Traynor
Dittmer	Niewoehner	Treffry
Dullea	Noben	Tuff
Erickson, McKenzie	Norheim	Urschel

Messrs.	Messrs.	Messrs.
Fedje	O'Brien	Wendland
Fjeld	Odegard	Williams
Fitzgerald	Oglesby	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bruseau	Peterson, Cass	Shurr
Caddell	Place	Mr. Speaker
Hill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Johnson
Anderson, Bowman	Goodlaxon	Kubischta
Beggs	Graham	Marks
Bjerke	Halverson	McLarty
Brunsdale	Hewitt	Mode
Burgum	Holte	Olson, Hettinger
Child	Hurd	Sand
Cosgriff	Isaak	Scholl
Downey	Jensen	Twichell
Erickson, McLean		

So the bill passed and the title was agreed to.

Mr. Godwin moved that House Bill No. 185 be placed at the foot of the calendar.

Which motion prevailed.

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 78; nays, 16; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Olson, Mountrail
Aljets	Goodlaxon	Page
Anderson, Sargent	Graham	Parkinson
Anfinson	Hall	Peterson, Bottineau
Bailey, Eddy	Holte	Peterson, Cass
Bailey, Dunn	Hurd	Place
Bauer	Johnson	Randall
Bettenhausen	Kapaun	Ritter
Biberdorf	Keidel	Sand
Black	Langford	Saumur
Blaisdell	Larson	Schantz
Born	Lavik	Schnell

Messrs.	Messrs.	Messrs.
Borstad	Levin	Shockman
Brunsdale	Lohrbauer	Shurr
Burke	Moore	Smith
Cosgriff	Morgan	Solberg
Cunningham	Morris	Stray
Dahl, Traill	McLarty	Symington
Dalzell	Muus	Thompson
Dullea	Myers	Thoreson
Erickson,McKenzie	Niewoehner	Traynor
Fedje	Noben	Treffry
Fjeld	Norheim	Tuff
Fitzgerald	O'Brien	Twichell
Frosaker	Odegard	Urschel
Gessner	Oglesby	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hanson	Savre
Brusseau	Hill	Seibel
Caddell	Isaak	Williams
Child	Jensen	Wolf
Dittmer	McIlraith	Mr. Speaker
Erickson, McLean		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Downey	Kubischta
Beggs	Gilbertson	Marks
Bilden	Halverson	Mode
Bjerke	Hewitt	Olson, Hettinger
Burgum	Holey	Scholl
Clarke	Holthusen	Schauss
Dahl, Emmons		

So the bill passed and the title was agreed to.

House Bill No. 193. A Bill for an Act Prohibiting the Deposit of Any Public Funds by Any State, County, School Township or Any Board or Commission in Any Bank, Unless at Least 51% of the Stock of Said Bank is Owned by Actual Residents of the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 61; nays, 32; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Parkinson
Anderson, Burke	Fedje	Peterson,Bottineau
Anderson, Sargent	Fjeld	Place
Anfinson	Fitzgerald	Randall

Messrs.	Messrs.	Messrs.
Bauer	Hanson	Ritter
Bettenhausen	Hall	Sand
Biberdorf	Hewitt	Savre
Bilden	Halverson	Seibel
Black	Hill	Shockman
Blaisdell	Johnson	Shurr
Born	Isaak	Solberg
Borstad	Keidel	Stray
Brusseau	Larson	Thoreson
Caddell	Moore	Treffry
Child	Morgan	Tuff
Clarke	McLarty	Urschel
Dahl, Traill	Mode	Wendland
Dalzell	Noben	Williams
Dittmer	Olson, Mountrail	Wolf
Erickson, McKenzie	Page	Mr. Speaker
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Jensen	Odegard
Bailey, Eddy	Kapaun	Oglesby
Bailey, Dunn	Langford	Peterson, Cass
Brunsdale	Levin	Saumur
Burke	Lohrbauer	Schantz
Cosgriff	Morris	Smith
Dullea	McIlraith	Symington
Gessner	Muus	Thompson
Goodlaxon	Niewoehner	Traynor
Graham	Norheim	Twichell
Holte	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Frosaker	Marks
Beggs	Gilbertson	Myers
Bjerke	Holey	Olson, Hettinger
Burgum	Holthusen	Schnell
Cunningham	Hurd	Scholl
Dahl, Emmons	Kubischta	Schauss
Downey	Lavik	

So the bill passed and the title was agree to.

Mr. Godwin changed his vote from "aye" to "no" for the purpose of reconsideration.

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 2202 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Giving Notice of the Expiration of the Period of Redemption on Property Forfeited to the County at Tax Sales, Issuance of Tax Deeds to County and Sale by County of Property Acquired by Tax Deed, as Said Section is Amended by Chapter 226 of the Session Laws of 1927 Insofar as it Relates to Sub-division 6 of Said Amended Chapter.

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, 86; nays, 11; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Page
Aljets	Goodlaxon	Parkinson
Anderson, Burke	Graham	Peterson, Bottineau
Anderson, Sargent	Hall	Place
Anfinson	Hanson	Randall
Bailey, Eddy	Hewitt	Ritter
Bailey, Dunn	Hill	Sand
Bauer	Holte	Saumur
Bettenhausen	Johnson	Savre
Biberdorf	Kapaun	Schnell
Black	Keidel	Scholl
Blaisdell	Langford	Schauss
Born	Larson	Shockman
Borstad	Lavik	Shurr
Brunsdale	Levin	Smith
Brusseau	Lohrbauer	Solberg
Burke	Moore	Symington
Clarke	Morgan	Thompson
Cosgriff	McIlraith	Thoreson
Cunningham	McLarty	Traynor
Dahl, Traill	Mode	Treffry
Dalzell	Muus	Tuff
Dittmer	Myers	Twichell
Erickson, McKenzie	Niewoehner	Urschel
Erickson, McLean	Noben	Wendland
Fedje	Norheim	Williams
Fitzgerald	Odegard	Wolf
Frosaker	Oglesby	Mr. Speaker
Gessner	Olson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Caddell	Jensen	Schantz
Dahl, Emmons	Morris	Seibel
Fjeld	O'Brien	Stray
Isaak	Peterson, Cass	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Downey	Holthusen
Beggs	Dullea	Hurd
Bilden	Gilbertson	Kubischta
Bjerke	Halverson	Marks
Burgum	Holey	Olson, Hettinger
Child		

So the bill passed and the title was agreed to.

Mr. Traynor moved House Bill No. 263 be not voted upon until after recess, the bill having been read the second time.

Which motion prevailed.

Mr. Schantz moved that the House do now recess until ten A. M. Monday morning.

Which motion prevailed, and the House stood recessed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

C. L. Woodworth, Dickinson, N. D.; Prof. E. S. Hatch, Dickinson, N. D.; Miss Grace Krogh, Keator, N. D.; Mrs. M. J. Lee,, Bismarck, N. D.; Irene Smithler, Hague, N. D.; Helene K. Morre, Hauge, N. D.; O. J. Lokken, Walcott, N. D.; Magdalene Goldade, Hague, N. D.; Harold Parker, Center, N. D.; Mrs. Carolina Adam, Anamoose, N. D.; Gustav Adam, Anamoose, N. D.; Freida Putz, Martin, N. D.; Herman Nyreen, Martin, N. D.; Alvina Adam, Martin, N. D.; Howard Schnell, Dickinson, N. D.; Ben Eisenbrey, Antelope, N. D.; Henry Schoerning, Antelope, N. D.; A. R. Shatz, Antelope, N. D.; Geo. Kuch, Antelope, N. D.; Art Schwartzman, Antelope, N. D.; L. C. Miller, Bowbells, N. D.; Oral Schnell, Dickinson, N. D.; Viola Schnell, Dickinson, N. D.; Raymond Schnell, Dickinson, N. O.; Mrs. Ray Schnell, Dickinson, N. D.; A. N. Forsted, McClusky, N. D.; E. J. Forsberg, Minot, N. D.; Luba E. Roman, Rolla, N. D.; Sam Eck, Mott, N. D.; Mrs. John Plath, Davenport, N. D.; J. R. Eide, Minot, N. D.; Mrs. J. R. Eide, Minot, N. D.; Mrs. Einar Muus, Minot, N. D.; Mrs. C. P. Ritter, Burnstad, N. D.; Mrs. P. J. Frank, Burnstad, N. D.; Theo. Ritter, Burnstad, N. D.; Fred Hall, Jamestown, N. D.; Geo. Rudolph, Wishek, N. D.; Mrs. G. Rudolph, Wishek, N. D.; Mrs. Wm. Betenhausen, Wishek, N. D.; Walter Bettenhausen, Wishek, N. D.; Mrs. H. H. Hurning, Bismarck, N. D.; Mrs. H. J. Morris, Jamestown, N. D.; Mrs. M. E. Furr, Jamestown, N. D.; M. E. Furr, Jamestown, N. D.; L. H. Henry, Jamestown, N. D.; Mrs. L. H. Henry, Jamestown, J. M. Severn, Jamestown, N. D.; Agnes Ellsworth, Jamestown, N. D.; James Henry, Jamestown, N. D.; Mary Lou Henry, Jamestown, N. D.; Eugene Tweed, Jamestown, N. D.; Helen Tweed, Jamestown, N. D.; Jean Severn, Jamestown, N. D.; Wm. B. Thomas, Jamestown, N. D.; Herman Rabe, Dickinson, N. D.; John G. Plath, Davenport, N. D.; W. A. Plath, Davenport, N. D.; Ijamecie Bailey, Brantrow, N. D.; John Dawson, Mandan, N. D.; J. J. Dix; Miss Beatrice Johnstone, Grand Forks, N. D.; Mrs. Dora Cunningham, Reynolds, N. D.; Byron R. Abemetly, Dickinson, N. D.; Milburn Clendenen, Rhame, N. D.; Mrs. J. E. Pfeifer, Bismarck, N. D.

FORTY-SEVENTH DAY AFTER RECESS AND THE
FORTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 25, 1935.

The House convened at 10:00 a. m., Speaker Crockett presiding.

GENERAL ORDERS

Mr. Wolf moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Wolf to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 106. A Bill for An Act Providing and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalty; Repeal.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of lines 5 and 6 and all of line 7, Section 4, to and including the word "therefor"; insert in lieu thereof the following: "an annual license therefor, payment to the state auditor of annual license fee of two dollars and fifty cents, and issuance of license therefor; sell gasoline, tax free, for agricultural purposes solely, as herein provided."

In line 9, Section 4, strike out the word "permit" and insert in lieu thereof the word "license."

And when so amended recommend the same do pass.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Subdivision 1 of Section 20, Subdivision (3) of Section 32, and Section 40 of Chapter 148 of the Session Laws of 1931 Relating to Game and Fish, the Propagation, Conservation, Protection and Preservation of Wild Birds, Wild Animals, and Fish; Providing for Open Season for Killing or Taking Said Game Birds, Game Animals, Fur Bearing Animals, Fish and Deer; Authorizing the Governor Upon Recommendation of the Game and Fish Commissioner to Open Central or Extended Seasons for Taking or Killing Wild Birds and Wild Animals; Providing for Search and Seizure and Providing for Resident and Non-resident Licenses; Defining Duties of Officers and Game Refuges, and Providing for Penalties and Violation Thereof and Amplifying the Provisions of the Section Hereby Amended; Prohibiting the Use of Dogs, Horses, Mules or Other Animals in the Hunting of Deer or Antelope; Making Unlawful the Possession of Certain Implements, Guns, Snares and Artificial Lights in Certain Territories at Certain Times and During Certain Hours.

And recommend the adoption of the Standing Committee's amendments as follows:

In line one of the printed bill, strike out the word "sub-division" and in lieu thereof insert the word "sub-section."

Strike out all of Section 2 of the original bill.

Renumber Section "3" to read Section "2."

In line one of the title of the original bill, strike out the word "sub-division" and in lieu thereof insert the word "sub-section."

In line 2, of the title of the original bill, strike out the words and figures "sub-division (3) of Section 32."

In line 3, of the title of the original bill, strike out the comma after the word "Fish" and in lieu thereof insert a period. Strike out the balance of the title.

And when so amended recommend the same do pass.

Also,

House Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuel; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act, Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act," and Approved at a State Wide Election Held June 30, 1926.

And recommend the following amendments:

Strike out everything after the word "measure," in the title of the bill and add the following:

Approved by the People June 30, 1926, Imposing a Tax Upon the Sale of Motor Vehicle Fuel, as Last Amended by Chapter 189 of the 1931 Session Laws, Providing for the Refund in Certain Cases of the Motor Vehicle Fuel Tax Paid and Procedure to be Followed to Obtain Such Refund; Limiting Time Within Which Application for Refund May be Made and Allowed; and Declaring an Emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. AMENDMENT.) That Section 6 of that Certain Initiated measure approved by the people June 30, 1926, as last amended by Chapter 189 of the 1931 Session Laws be amended and re-enacted to read as follows, to-wit:

Section 6. That any person or persons, firm or corporation who shall buy or use any motor vehicle fuel as defined in this Act, for the purpose of operating and propelling stationary gas engines, tractors used for agricultural purposes, motor boats, airplanes or aircraft, or who shall purchase or use any of such fuel for lighting, heating, cleaning or dyeing or other commercial use of the same, except motor vehicles operated or intended to be operated, in whole or in part upon any of the public highways in the State of North Dakota, on which motor fuel tax imposed by this Act has been paid, shall be reimbursed and repaid the amount of such tax paid by him, on presentation to the State Tax Commissioner, on a form prescribed by the State Tax Commissioner, of a sworn statement setting forth the total amount of such fuel purchased and used by such consumer, other than in motor vehicles operated or intended to be operated upon any of the public highways in the State of North Dakota, and the purpose for which said motor fuel upon which he claims exemption from said tax was used, and such other information as the State Tax Commissioner shall require, and the State Tax Commissioner, upon the presentation of such sworn statement, together with the invoice or ticket hereinbefore provided for and marked paid, shall audit such claims for refunds and prepare, in duplicate, an abstract showing the claim number, the name, address and amount due each claimant, and shall certify to the State Auditor within fifteen days all claims entitled to approval; and the Auditor shall pay the same immediately. Upon such certification the State Auditor shall issue his check, payable to each consumer as shown by such certified abstract, from the taxes collected on motor fuels, the said taxes on fuels purchased or used for other than motor vehicles as aforesaid, and shall deliver, for mailing, said checks to the State Tax Commissioner; provided that no refund or repayment shall be made unless such claimant thereof shall make application therefor within twelve months from and after the purchase of such motor vehicle fuel. Applications for refunds or repayments shall not be made oftener than at the beginning of the quarter of each calendar year. The State Auditor shall furnish the

Tax Commissioner with the information relating to the collection of the motor vehicle fuel tax and the Tax Commissioner shall withhold approval of any refund or repayment until the tax upon such motor vehicle fuel, on which refund or repayment is claimed, shall have been paid.

"The Tax Commissioner shall have the power to formulate rules and regulations for the administration of this provision and shall require the assistance of the tax supervisors in the enforcement thereof."

Provided, however, that no refund shall be permitted or made upon any motor vehicle fuel used in the construction or reconstruction of any highway within this state.

Section 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

And when so amended recommend the same do pass.

Also,

House Bill No. 105. A Bill for an Act Regulating All Benevolent Corporations, Associations or Societies Operating on the Voluntary or Involuntary Assessment or Contribution Plan, and Repealing Chapter 160 of the Session Laws of 1931, and All Acts or Parts of Acts in Conflict Herewith.

And recommend the adoption of the Standing Committee's amendments as follows:

Amendments are to the engrossed bill.

In Section 1, subdivision (f) line 3, strike out the word "three" and insert in lieu thereof the word "two."

In Section 1, subdivision (i) line 3, strike out the numeral "\$5.00" and insert in lieu thereof the numeral "\$3.00."

In Section 1, subdivision (j) line 7, strike out the numeral "\$10.00" and insert in lieu thereof the numeral "\$5.00."

And recommend that House Bill No. 105 be indefinitely postponed.

Also,

House Bill No. 118. A Bill for an Act Providing for the Protection of the Public Health and Prevention of Fraud and Deception by Prohibiting the Purchase of Cream or Milk Unfit for Buttermaking Purposes; Establishing Grades for Cream and Providing for the Purchase of Cream on the Basis of Grade; Providing for the Necessary Licensing; Regulating the Purchase of Milk or Cream on a Butterfat Basis, Regulating the Maintenance and Operation of Creameries and Cream Stations, and for Other Purposes.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 1 of the printed bill, strike out everything after the words, "A Bill," and insert in lieu thereof the following:

"For an Act providing for the protection of the public health and prevention of fraud and deception by prohibiting the purchase of cream or milk unfit for buttermaking purposes; establishing grades for cream and providing for the purchase of cream on the basis of grade; providing for the necessary licensing, regulating the maintenance and operation of creameries and cream stations, and for other purposes; repealing all Acts in conflict herewith and declaring an emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That the following Act shall be cited as "The Cream Grading Law."

Section 2. DEFINITION OF TERMS.) As used in this Act, unless the context otherwise indicates.

(a) The term "person" includes individual, partnership, corporation or association."

(b) The term "cream station" means any place other than a creamery, where deliveries of milk or cream are weighed, sampled or tested for purchase on a butterfat basis.

(c) The term "Creamery" means any place where milk or cream, delivered by two or more persons, is churned into butter for commercial purposes.

(d) The term "Babcock test" means the official Babcock test for milk and for cream as set forth in the latest edition or supplement thereto of the "Methods of Analysis" of the Association of Official Agricultural Chemists."

(e) Term of "sweet cream grade" means cream that is sweet in taste, clean and sound, free from undesirable flavor or odor, and free from extraneous matter which makes it unfit for human consumption. It contains not less than 25% butterfat and its acidity does not exceed 0.25% calculated as lactic acid.

(f) The term "grade 1 cream" means cream that is clean to the taste and smell; its acidity does not exceed 0.7% calculated as lactic acid; it contains less than 25% butterfat and is free from lumps, mold, dirt and other foreign matter, which makes it unfit for human consumption.

(g) The term "grade 2 cream" is cream that will produce butter which will score not less than 88, as determined by the official scoring method for butter adopted by the U. S. Department of Agriculture. It may have an undesirable flavor or odor but is free from mold, dirt or other foreign matter which makes it unfit for human consumption.

(h) The term "unlawful or reject cream" means cream which contains any dirt, filth, mold or other foreign matter, or is stale, rancid, putrid, decomposed or actively foaming, in any amount or degree that makes it unfit for human consumption.

Section 3. GRADE PURCHASE: PRICE DIFFERENTIALS: WHEN.) All purchases or receipts of cream for buttermaking purposes shall be on the basis of the following grades: (a) sweet cream, (b) grade one, (c) grade two. Providing that nothing herein contained shall require a person to purchase other than the grade or grades desired and provided, further, that nothing herein contained shall be construed as prohibiting any person from purchasing sweet cream at grade one price. Every person buying or receiving cream shall maintain a price differential between contiguous grades of not less than 1c per pound butterfat, and shall post in a prominent place in each cream station or creamery controlled, owned, or operated by him, the grades upon which he is buying cream and the current prices paid for butterfat, and the price differential shall apply only to the grades so posted.

Section 4. LICENSED BUYERS.) A licensed cream buyer, duly qualified to grade and test cream, shall be maintained in each creamery and in each station where cream is purchased for buttermaking purposes. A grading license shall be issued by the Dairy Department to such person who shall have passed satisfactory examination in person and shall have proven by actual demonstration before an inspector or authorized agent of the Department that he is competent and qualified to grade cream and that he is fully conversant with all the requirements of this Act. Every such license, unless revoked, shall be valid for one year after date of issue and shall not be transferable. The fee for such annual license shall be three dollars (\$3.00) and shall be paid to the Dairy Department or its agent before such license or renewal thereof is issued. The examination which a buyer must pass in order to obtain a grading license shall cover (a) ability to grade cream, (b) knowledge of sanitary regulations, (c) knowledge of records required, tagging requirements and reports to Dairy Commissioner, and (d) such further subjects not inconsistent with this Act as shall be determined by the Dairy Commissioner and approved by the head of the Department of Dairying of the Agricultural College.

Section 5. DUTIES OF CREAM GRADER.) Each licensed grader shall promptly grade each lot of cream delivered to or received by him. Wherever cream is graded, whether at the cream station or creamery, the cream grader shall keep a true record of each lot of cream received and graded. The record shall show the name of the producer or owner of the cream, the date of delivery, the quantity delivered, the grade or grades assigned and the price paid. As soon as the cream is graded it shall be placed in clean containers or shipping cans. Each shipping can containing graded cream must have a label or tag firmly attached which shall designate the grade of the cream contained and the name and address of the cream station or creamery where it was received. All licensed cream buyers shall affix to the container of unlawful or rejected cream, tags provided by the State Dairy Department at cost. These tags must be in triplicate, one to be affixed to the container of unlawful or

rejected cream, one to be mailed to the Dairy Department, and one to be retained by the buyer for inspection by the Dairy or Food Inspectors.

These tags must contain the following information: Date of rejection, name and address of owner, name and address of buyer, and reasons for rejection. The Dairy Department shall keep a complete record of all rejection tags issued, and rejections reported.

Section 6. REVOCATION OF LICENSE.) The Dairy Commissioner shall have authority to revoke any license issued under the provisions of Section 5. Evidence that the licensee has violated any of the provisions of this Act shall be sufficient cause for such revocation. The Dairy Commissioner shall notify the licensee that his license is to be revoked and shall give such licensee an opportunity to appear before the Dairy Commissioner or his authorized agent within five days, at a time and place designated by the Dairy Commissioner, to show cause why such license should not be cancelled. The licensee may appear in person or be represented by an attorney or other person, or may submit a statement in writing. If licensee fails to show cause on or before the date of the hearing, why the license should not be revoked, the Dairy Commissioner shall notify licensee that the revocation of the license will become effective at the expiration of ten days from date of such notice.

Section 7. SANITATION OF CREAMERY AND CREAM STATION.) No creamery or cream station shall be permitted to be operated in unclean, insanitary or disorderly surroundings. Every licensed creamery or cream station shall maintain a separate room or rooms to be exclusively for the handling and sorting of cream or dairy products. Walls and ceilings must be tight and kept clean and free from dust. The floor shall be tight, frequently scrubbed and kept clean at all times. The room shall be well lighted, adequately ventilated and of suitable size to properly handle the volume of business done, and all windows, doors and other openings shall be properly screened. Every creamery or cream station shall have an adequate supply of hot and cold water. Suitable can racks shall be maintained inside the creamery or cream station on which cream cans, when empty, shall be kept inverted with lids removed at all times and all cans shall be thoroughly washed before being used for milk or cream. All empty cans shall be thoroughly washed and sterilized and shall be thoroughly dry before lids are affixed.

There shall be no windows, doors or other openings into other rooms unless to a room kept in clean and sanitary condition. The station must have cooling facilities of sufficient capacity for all cream received in one day's business; and adequate facilities for heating plenty of water.

Section 8. VIOLATIONS.) The following Acts are hereby prohibited:

- (1) The purchase or receipt of cream for butter making

purposes except on this basis of grades as provided in Section 3.

(2) The failure to maintain a price differential between cream grades or the failure to post in a cream station or creamery the current prices paid for butter fat.

(3) The grading of any lot of cream by an unlicensed grader.

(4) The improper or incorrect grading of any lot of cream by a licensed grader.

(5) The acceptance, purchase or possession by any creamery or cream station of unlawful or reject cream.

(6) The failure on the part of any licensed cream grader to keep such records as are required in Section 5.

(7) The possession by a cream station or creamery of any graded cream unlabeled or falsely labeled as to grade, or the shipment or delivery or consignment for shipment or delivery by any licensed buyer of graded cream unlabeled or falsely labeled as to grade.

(8) The maintenance of any cream station or creamery in violation of Section 7 or in an insanitary condition or the conduct of such cream station or creamery in a manner whereby milk, cream or butter may be contaminated within the meaning of this Act.

(9) The wilful obstruction or hindrance to any official inspection.

Section 9. ENFORCEMENT.) In the enforcement of this Act the Dairy Department shall be charged with the educational work necessary for a proper knowledge and appreciation among buyers and producers of the grading features of this law; the examining of applicants for license and the promoting, improving and advancing the interests of the dairy industry in the State and is authorized to otherwise enforce this Act. The State Food Commissioner and Chemist shall be charged with the sanitary inspection of all establishments concerned; analysis of dairy products and enforcement of grading provisions.

Section 10. DISPOSITION OF FEES.) All revenues derived under the authority of this Act and all other license fees collected by the Dairy Department shall be used in the enforcement of this Act and the dairy laws of the State. Thus, all license moneys collected by the Dairy Department shall be forwarded to the State Treasurer who shall credit not less than 60% to the Dairy Department and place it in a special revolving fund to be known as the "Dairy Department Fund" and credit the remaining 40%, but not to exceed \$6,000.00 per year, to the "State Regulatory Fund," out of which funds all bills and expense of whatever nature incurred in the enforcement of this Act shall by said Treasurer be paid after audit and approval by the State Auditing Board.

Section 11. PENALTIES.) Any violation of any of the provisions of this Act is hereby declared to be a misdemeanor, and any person, whether individually, or as a member of a partnership, or as an agent or officer of a corporation, who shall be convicted of such violation either on his own behalf or in the interest of any other individual or corporation, association or partnership, shall be fined not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00) and such person's license may be suspended for 30 days and permanently revoked on second offense.

Section 12. ACTS IN CONFLICT.) All Acts or parts of Acts in conflict or inconsistent with the provisions of this Act are hereby repealed.

Section 13. SEPARABILITY CLAUSE.) If any section, subdivision, sentence or clause of this Act shall, for any reason, be held void or unconstitutional, such decision shall not affect the validity of any other portion of this Act.

Section 14. EMERGENCY.) Whereas, an emergency exists, this Act shall be in full force and effect from and after June 1, 1935, but the giving of examinations and grading license and issuance thereof is authorized after the passage and approval of this Act, and in advance of that date."

And the further amendment:

In House Journal of February 23, page 11, Section 2. Subsection f, line 3, insert the word "not," between the word "contains" and the word "less."

And when so further amended recommend the same do pass.

House Bill No. 245. A Bill for an Act Providing That County Commissioners Shall Employ Local Physicians, Chiropractors or Osteopaths When Practicable in Treatment of Indigent Persons and Relating to Compensation Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 6, strike out the letter "a" following the word "by," and insert in lieu thereof "any particular."

In line 7, after the word "osteopath," insert the following: "whether he resides in the county or out of the county."

In line 7, following the word "provided," insert in lieu thereof the following: "if the same can be reasonably done."

And recommend that House Bill No. 245 be indefinitely postponed.

Also,

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 2618, Compiled Laws of North Dakota for the Year 1913, and Chapter 140 of the Session Laws of North Dakota for the Year 1919, Relating to the Herd Law

and How the Same May Be Established and Suspended and Providing That All Herd Laws Heretofore Established Shall Be Suspended.

And recommend the adoption of the Standing Committee's amendments as follows:

Page 2, line 20, immediately following the word "declare," and before the word "resolution," strike out the letter "a," and insert in lieu thereof the word "by."

Page 2, line 26, strike out the word "state," and insert in lieu thereof the word "date."

And recommend that House Bill No. 284 be indefinitely postponed.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments:

In Section one following the word "purchased" on page one, line eight, strike out the period and insert a semi-colon (;) and insert the following: "provided, further, that said bonds shall not be sold for less than par value thereof and the accrued interest thereon."

And when so amended recommend the same do pass.

Also,

House Bill No. 301. A Bill for an Act Requiring Certain Buses and Trucks to Carry Certain Emergency Light Equipment and Red Flags to Be Used in Emergencies, Providing the Manner of Use, Declaring Any Violations as Misdemeanor, Fixing Penalties Therefor, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments:

Page 2, line 14, strike out the word "twenty" and place in lieu thereof the word "ten."

Page 2, line 15, strike out the words "Public Utilities Commission and insert in lieu thereof the words "Board of Railroad Commissioners."

Page 3, Section 3, line 2, correct the spelling of the word "Became" and change to "become."

Page 3, Section 3, line 5, correct spelling of the word "track."

And recommend that House Bill No. 301 be indefinitely postponed.

Also,

House Bill No. 324. A Bill for an Act to Amend and Re-enact Section 2547, 2548 and 2565 of the Compiled Laws of 1913, Relating to Care of the Insane.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after the words "A Bill," and insert the following:

For an Act to Amend and Re-enact Section 2547, 2548, and 2553 of the Compiled Laws of North Dakota, 1913, and Section 2565 of the Compiled Laws of North Dakota, 1913, as Amended by Chapter 109 of the 1929 Session Laws Relating to the Care of Insane Persons and to Their Commitment to the State Hospital for the Insane at Jamestown, North Dakota.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. AMENDMENT.) That Section 2547 of the Compiled Laws of North Dakota, 1913, be amended and re-enacted to read as follows, to-wit::

Section 2547. APPOINTMENT OF COMMISSIONERS OF INSANITY.) There is hereby declared in each organized county of this state, a Board of Commissioners of Insanity, composed of three members. The county judge and the states attorney shall be members of said board and in counties where a county physician has been appointed on an annual salary, the county physician shall be such third member. Where no county physician has been appointed on an annual salary, the third member of such Board shall be a reputable practicing physician, appointed by the Board of County Commissioners and such appointment shall be made of a physician as near as may be to the county seat. In case of appointment such commissioner shall be appointed for two years and until his successor is appointed and qualified. The county judge shall act as chairman of the board. In case of temporary absence of the states attorney or the physician, who are members of this Board from the county as provided above, or their inability to act, the county judge shall call to his aid a reputable physician or attorney, who, after qualifying, may act in the same capacity as such absentees. In case of the temporary absence from the county of the county judge or his inability to act, the states attorney shall act in his place instead, as chairman of the said board and shall have full authority to issue subpoenas and commitments, and to do all and any necessary acts as such chairman. The records in such cases must show the fact of all absences.

Section 2. AMENDMENT.) That Section 2548 of the Compiled Laws of North Dakota, 1913, be amended and re-enacted to read as follows, to-wit:

Section 2548. OATH OF COMMISSIONERS. ORGANIZATION AND MEETINGS.) Before entering upon the duties of their offices, the members of such Board whether

they be members by reason of their office or by appointment, shall take and subscribe an oath to support the constitution of the United States and the constitution of the State of North Dakota, and to faithfully discharge their duties as such commissioner according to law, which oath shall be filed with the county judge, who shall enter a memorandum thereof on the records. On organizing the members of the Board shall choose one of their number to act as Clerk of the Board. They shall hold their meetings at the office of the county judge, unless for good reason they shall fix some other place for such meetings. If it shall be deemed necessary, the members of the board may hold session at such regular times as they may determine. The board shall also meet at the call of the chairman of the said board.

Section 3. AMENDMENT.) That Section 2553 of the Compiled Laws of North Dakota, 1913, be amended and re-enacted to read as follows, to-wit:

Section 2553. HOW PATIENTS SHALL BE SENT TO HOSPITAL.) On the return of the physician's certificate the Commissioners shall as soon as practicable conclude their investigations and if they, or a majority of them, are of the opinion that the person under investigation is not insane as alleged in the application made as provided in Section 2551 C. L., then an order shall immediately be made and entered by the county judge dismissing the application and releasing, if in custody, the person therein named. If a majority of the Commissioners are at the conclusion of their investigation of the opinion that the person under investigation is insane, then an order shall be made and entered by the county judge finding that such person should be sent to the Hospital for the Insane at Jamestown, North Dakota, for further investigation by the Superintendent of that hospital, but such order shall contain no finding as to the alleged insanity and shall not declare such person insane. The Commissioners shall forthwith issue their warrant and a duplicate thereof, stating such finding, with the residence of the person if ascertained; and if not ascertained, their information, if any, in regard thereto, authorizing the Superintendent of the Hospital to receive and keep such person at said hospital for further investigation and until final commitment or release as hereinafter provided. Such warrant and duplicate with the finding and certificate of the physician shall be delivered to the sheriff of the county, who shall execute the same by conveying such person to the hospital and delivering him with such duplicate and physician's certificate, and finding to the superintendent thereof. The superintendent over his official signature shall acknowledge such delivery on the original warrant, which the sheriff shall return to the county judge with his fees and expenses indorsed thereon. If neither the sheriff nor his deputy is at hand, or if both are otherwise engaged, the commissioners may appoint some other suitable person to execute the warrant in his stead, who shall take and subscribe an oath faithfully to discharge his duty, and shall be entitled to the same fees as the sheriff. The sheriff or any other person so appointed may take to his aid such

assistance as he may need to execute such warrant; but no female shall thus be taken to the hospital without the attendance of some other female, or some relative of such person. The superintendent in his acknowledgment of delivery must state whether there was any such person in attendance, and give the name, if any. If any relative or intimate friend of the patient, who is a suitable person, shall so request, he shall have the privilege of taking and executing such warrant in preference to the sheriff or any other person, and without taking such oath, and for so doing he shall be entitled to his necessary expenses, but no fees.

Upon receipt of the above warrant from the Commissioners, the Superintendent shall make such investigation and submit the person therein named to such treatment as may be deemed necessary by him to finally determine whether or not such person is insane. If at the conclusion of such investigation and treatment, the said Superintendent is of the opinion that said person is insane, then the Superintendent shall immediately certify to the county judge who issued the warrant his conclusion and the said county judge shall thereupon enter in his office a final order declaring and finding such person insane; otherwise the said person shall be by the Superintendent released from custody, and the Superintendent shall certify that release to the county judge, and appropriate order shall be entered by the county judge in his office dismissing all proceedings had before the Commissioners of Insanity in the matter of the alleged insanity.

The provisions of this section shall apply to all cases of alleged insanity brought before the Commissioners of Insanity of this State and in on case shall said Commissioners of Insanity enter any final order declaring a person insane unless and until the Superintendent of the Hospital for the Insane at Jamestown, North Dakota, has after investigation as herein provided, certify to the county judge that such person is insane; provided, however, that if for any reason the alleged insane person cannot be sent to the Hospital for the Insane at Jamestown, North Dakota, for further investigation and treatment as herein provided, then the Commissioners of Insanity may make such orders as may be necessary for the care and custody and restraint from liberty of that person within the purview and intent of and to fully carry out other provisions of Article 4 of Chapter 38 of the Political Code of North Dakota, but in no case shall a final order declaring a person insane be entered by the county judge unless and until that person has been by the Superintendent of the Hospital for the Insane at Jamestown, North Dakota, certified to him as insane in the manner hereinbefore provided.

Section 4. AMENDMENT.) That Section 2565 of the Compiled Laws of North Dakota, 1913, as amended by Chapter 109 of the 1929 Session Laws be amended and re-enacted to read as follows:

Section 2565. SALARIES AND FEES, BY WHOM PAID.) The Commissioners of Insanity shall, by reason of their

being county officials and receiving an annual salary from the county, serve as a board of Commissioners of Insanity as herein provided without additional salary. In case of appointed members who are not receiving an annual salary from the county, such member shall be allowed the sum of Three Dollars (\$3.00) for each case examined and mileage at the rate of five cents (5c) per mile. The sheriff shall be allowed for services other than conveying the patient to the hospital and returning therefrom, the same fees as for like services in other cases. Witnesses shall be entitled to the same fees as witnesses in the district court. The compensation and expenses provided for above shall be allowed and paid out of the county treasury in the usual manner, except for fees and expenses of the sheriff for conveying the patient to the hospital for the insane, or to the authorities of another state, which shall be paid out of the state treasury in the usual manner.

And recommend that House Bill No. 324 be indefinitely postponed.

Also,

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties, Making an Appropriation Therefor, Repealing All Acts and Parts in Conflict with the Provisions of This Act, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act Creating a State Board of Public Welfare, Defining its Powers and Duties; Permitting Appointment of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act, and Declaring an Emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. The Governor, Attorney General and Chief Justice of the Supreme Court shall within thirty (30) days after the passage and approval of this Act appoint a board to consist of seven (7) members, at least one (1) of whom shall be a World War Veteran, and such board shall be known as the Public Welfare Board of North Dakota, hereinafter referred to as the Board. Three (3) members of the board shall be appointed for a term of two (2) years, two for a term of four years, and two for a term of six years. The term of office of each of the successors of the original board shall be six years. Any member appointed to fill a vacancy on the Board shall serve only during the unexpired term wherein the vacancy occurred; but members

of the Board shall serve until their successors have been appointed and have qualified. All members of the public welfare board of North Dakota shall be appointed by the Governor, the Attorney General and the Chief Justice of the Supreme Court, acting jointly. A member of the Public Welfare Board of North Dakota may be removed by the Governor for cause.

Section 2. ORGANIZATION MEETING.) Within sixty days after this act takes effect the Governor shall call the members thus appointed to meet at the state capitol at Bismarck, North Dakota, and the board shall organize by the election of a president, a vice president, a secretary and such other officers and employees as the board shall determine. The board shall hold meetings at least quarterly and whenever called in session by the president or by a majority of the members of the board.

Section 3. COMPENSATION. APPOINTMENT OF EXECUTIVE DIRECTOR.) (a) All members of the board shall receive no compensation for their services but shall be paid their actual expenses incurred in attending meetings of the board and while engaged in the performance of the duties prescribed in this Act; such expense shall be audited and paid in the same manner as the expenses of state officers are audited and paid. (b) The board shall appoint an executive director, whose salary shall not exceed \$2,400.00 a year, and who shall devote entire time to the duties of office. The executive director shall be a person who has professional qualifications, wide experience, education and training, in the administration of public and/or private welfare institutions, agencies or activities, and shall be a resident of the State of North Dakota for at least five years preceding his appointment, and shall hold office at the pleasure of the Board. Before entering upon the duties of office the executive director shall take the official oath prescribed by law for the state officials and shall file with the Secretary of State such oath of office and a surety bond to be approved by the attorney general in the penal sum of \$10,000.00 conditioned for the faithful performance of official duties and the delivery to successor of all public property in the possession or under the control of the executive director. The compensation of clerks, stenographers and other necessary employees shall be determined by the Board.

Section 4. OFFICE AND OFFICE EQUIPMENT.) The Board shall be provided with suitable offices in the state capitol, and is authorized to purchase out of the funds herein appropriated such necessary furniture, office and filing equipment, office supplies, stationery and postage as may be needed for the efficient conduct of its business.

Section 5. FUNDS TO BE PAID INTO THE STATE TREASURY.) All moneys received under the provisions of this Act from appropriations by the state legislature shall be paid into the state treasury to be kept by the state treasurer in a fund known as the State Public Welfare Fund, and all expenditures made under the provisions of this Act shall be paid by the State Treasurer upon warrants drawn by the

State Auditor; such expenditure to be supported by itemized vouchers to be signed by the executive director of the board or by such other officers and/or assistants as the board may designate and certified to the state auditor. Any funds received from federal agencies shall be deposited and disbursed in the manner provided by act of congress or by the regulations of the federal agencies from whom the funds were received.

Section 6. DUTIES OF THE BOARD.) The board shall have the following powers and duties, to-wit:

1. To act as the official agency of the State of North Dakota in any social welfare activity: initiated by the Federal Government and to administer, allocate and distribute any state and federal funds that may be made available for the followin purposes, to-wit:

- (a) The relief of destitute or necessitious persons;
- (b) Mother's aid;
- (c) Old age assistance;
- (d) Aid to dependent children;
- (e) Maternal and child health;
- (f) Care of crippled children;
- (g) And to child welfare service; and
- (h) Public health service.

2. To study the subjects of non-employment, poverty, vagrancy, housing conditions, crime, juvenile delinquency; public amusements, care and treatment of prisoners, divorce and wife desertion, child welfare, the social and kindred subjects and their causes, treatment and prevention and the prevention of any hurtful conditions.

3. To make available to the several counties, municipalities and eligible public or private institutions in the state, at such times and in such amounts as are needed, funds supplied to the board by the state and federal governments for the relief of destitution and for the purposes enumerated in the subdivisions one (1) of section six (6) of this act; and for the purchase of supplies and materials to be used for work-relief projects.

4. To provide for the study and promote the welfare of the dependent, delinquent, and neglected child, and to provide for the placing and supervision of dependent, delinquent and defective children, subject to the control of any court having jurisdiction and control of any such child.

(5) To recommend to the legislature social legislation and the creation of necessary institutions.

(6) To co-operate with and advise and assist the various county welfare boards in every way possible.

(7) To issue bulletins and have the same printed and in other ways to inform the public as to social conditions and the proper remedy of social life.

(8) To secure, hold and administer for the purpose for which it is organized any property and any funds donated to it, either by will or deed, or otherwise and to administer said funds or property in accordance with the instructions in the instrument creating them.

(9) To provide for surveys and make reports on child caring institutions, homes for the aged, maternity homes, and persons or organizations receiving and placing children, and to require such institutions, persons and organizations to submit such annual reports and information as the board may determine.

(10) No general survey shall be undertaken or conducted except on the specific order of the state board of public welfare.

(11) To issue subpoenas, administer oaths, and compel attendance of witnesses and production of documents or papers whenever the board deems it necessary in making the investigations provided for herein or in the discharge of its other duties, and to give such publicity to its investigations and findings as it may deem best for the public welfare, provided, however, that no subpoena shall be issued to compel the production of documents or papers relating to any private child caring and /or child placing agency or maternity hospital or to compel the attendance as a witness of any officer or employee of such institutions except upon the order of a Judge of the District court of the Judicial district in which the institution is located.

Section 7. BIENNIAL REPORT TO GOVERNOR AND LEGISLATURE. The board shall biennially prepare and submit to the governor and legislative assembly a complete and full report of its activities during the preceeding two years with such suggestions as it may deem necessary and shall report such other matters as it may think are for the benefit of the people of the state.

Section 8. APPROPRIATION. There is hereby appropriated out of any funds in the state treasury not otherwise appropriated the sum of twenty-five thousand dollars (\$25,000.00) or so much thereof as may be necessary to carry out the purposes of this Act.

Section 9. It is not the intention of this Act to abolish any state agencies, bureaus or departments now in operation, nor is it the intention that the State Board of Public Welfare shall exercise control or supervision over appropriations or grants specifically made by the legislative assembly and /or by any department or agency of the federal government for or to any specific state agency, bureau, office, department or institution; nor is it the intention of this act to repeal or set aside any appropriations heretofore made or which this legislative assembly may make hereafter to any such

state, agency, bureau, office, institution or department, or for child caring or child placing agencies, or maternity hospitals.

Section 10. REPEAL.) All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed.

Section 11. EMERGENCY.) Whereas, the creation of a state board of public welfare is necessary in order to qualify the state to receive grants of funds from the federal government for the promotion of public welfare, now, therefore, an emergency is hereby declared to exist and this Act shall be in full force and effect immediately upon its passage and approval.

And the further amendments:

In line 9, Section 3, Subsection (b), strike out the words "whose salary shall not exceed \$2,400.00 a year, and."

And when so amended recommend the same do pass.

Also,

House Bill No. 341. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Stores in This State; Prescribing the License and Filing Fees to be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissionr in Connection Therewith, and Prescribing Penalties for the Violation Thereof, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In the printed bill in Section 2, line 5, after the word "the," insert the word "state."

In Section 5, line 8, strike out the word "two dollars," and insert in lieu thereof the words "five dollars."

In Section 5, line 10, strike out the word "five dollars," and insert in lieu thereof "ten dollars."

In Section 5, line 12, strike out the words "ten dollars," and insert in lieu thereof "fifteen dollars."

In Section 5, line 21, strike out the words "one hundred dollars," and insert in lieu thereof "forty-five dollars."

In Section 5, line 23, strike out the words "two hundred dollars," and insert in lieu thereof "seventy-five dollars."

In Section 5, line 25, strike out the words "two hundred and fifty dollars," and insert in lieu thereof "one hundred and twenty-five dollars."

And the further amendments:

In line 2, Section 8, page 5, insert the words "bank or banks," between the words "any," and the word "store."

In line 6, Section 10, page 5, following the word "be,"

strike out the remainder of the line and all of line 7, and insert the words "covered into the State Equilization fund."

And when so amended recommend the same do pass.

Also,

House Bill No. 343. A Bill for an Act Requiring a License for Public Auctioneers; Fee for Same; How and When Paid; Providing for Bond and Penalty for Violation, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Page 2, Section 2, line 12, strike out the words and figures "twenty-five dollars (\$25.00)" and insert in lieu thereof the following: "Fifty Dollars (\$50.00)."

And when so amended recommend the same do pass.

Also,

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 2189 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Initiated Measure Entitled "Shortening Delinquent Real Estate Tax Sale Notice," Approved by a Vote of the People of the State of North Dakota on November 8th, 1932, Relating to the Publication of Delinquent Real Estate Tax List; Providing for the Publication of Such Delinquent Tax List in Newspaper Nearest Assessment District; Providing for Cost of Publication; and Repealing the Initiated Measure "Shortening Delinquent Real Estate Tax Sale Notice," Approved November 8th, 1932.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 27 of Section 1, of the printed bill, beginning with the words "it shall," strike out everything up to and including line 34.

And when so amended recommend the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Hill moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Solberg moved that House Bill No. 282 be placed in General Orders for consideration as of today.

Which motion prevailed.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

Mr. Hill moved that the House now adjourn.

Which motion prevailed, and the House stood adjourned.

FORTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
February 25, 1935.

The House convened at 2:10 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. Wm. A. Lemke, Hazen, N. D.

Roll Call: All members were present except Representatives Anderson of Billings, Holthusen and Schauss.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Sixth Day after recess and Forty-Seventh day and recommended that the same be corrected as follows:

On page 86, in roll call, Representative Hanson is recorded absent, whereas he was present and voted "aye."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertsen moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 25, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 91.

Also,

Mr. President: I have the honor to transmit herewith the following:

HOUSE CONCURRENT RESOLUTION NO. A-16

Which the House has adopted.

Also,

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4609b6, of the Supplement to the Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Also,

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Also,

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Also,

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 9020 of the Compiled Laws of North Dakota for the Year 1913, Relating to Surety for Costs Where Plaintiff is a Non-resident of the State or a Corporation and Exempting from the Operation of Said Section Public Corporations of the State of North Dakota and Corporations That Are Instrumentalities or Agencies of the United States of America.

Also,

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Also,

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Which the House has passed and your favorable consideration is respectfully requested.

Also,

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION NO. P

Also,

SENATE CONCURRENT RESOLUTION NO. E

Which the House has passed unchanged.

Also,

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 53, Chapter 148 of the 1931 Session Laws,

Relating to Commercial Fishing, Application for License and Cost Thereof.

Which the House has indefinitely postponed.

Also,

Senate Bill No. 110. A Bill for an Act Declaring the Draining of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Also,

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

Which the House has passed unchanged.

Also,

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION NO. R.

Which the Speaker has signed.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail

Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Also,

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Automobiles, Taxis, Passenger and School Busses.

Also,

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages, Conditional Sales and Crop Contracts Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to be Kept.

Also,

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 175, Session Laws of the State of North Dakota for the Year 1929.

Also,

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Also,

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in the Great World War.

Also,

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Also

House Bill No. 243. A Bill for an Act Permitting Deduction of Personal Property Taxes Due and Delinquent from Claims, Demands, Salaries, and Wages Due from Counties; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota for 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

Also,

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Also,

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 355. A Bill for an Act Making an Appropriation to Provide for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly.

Also,

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Which the House has passed and your favorable consideration is respectfully requested.

Also,

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Also,

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 2202 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Giving Notice of the Expiration of the Period of Redemption on Property Forfeited to the County at Tax Sales, Issuance of Tax Deeds to County and Sale by County of Property Acquired by Tax Deed, as Said Section is Amended by Chapter 226 of the Session Laws of 1927 Insofar as it Relates to Sub-division 6 of Said Amended Chapter.

Which the House has passed and your favorable consideration is respectfully requested.

Also return:

SENATE CONCURRENT RESOLUTION AC

Also,

SENATE CONCURRENT RESOLUTION U

Which the House has adopted unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

Petitions and communications were received and read from the desk, signed by the following:

- William Lemke, Washington, D. C.
- Carl Tweed, Williston, N. D., and others.
- Earl Cartier, Williston, N. D., and others.
- Fred McCullough, Dickinson, N. D., and others.
- James Coyle, Dickey, N. D., and others.
- Mrs. Paul Adams, LaMoure, N. D., and others.
- Alma Smith, and others.
- Anton Larson, Linton, N. D., and others.
- Leonard Hoiland, DeLamere, N. D., and others.
- H. D. Sanderson, Rutland, N. D., and others.
- Salvation Army Corps, Bismarck, N. D., and others.
- Lillian Stotlar, Fargo, N. D., and others.
- William G. Diepolder, Williw City, N. D., and others.
- Mrs. H. E. Miller, Fargo, N. D., and others:
- B. Janowski, Calio, N. D., and others.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, and Declaring an Emergency.

Also,

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Independent and Special School Districts; Requiring Establishment of Polling Places for Each 3000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor.

Also,

House Bill No. 320. A Bill for an Act to Amend and Re-enact Section 1610 of the Compiled Laws of the State of North Dakota for the Year 1913, Prescribing the Course of Instruction Given in the State Agriculture College and Making the Study of Military Tactics Optional.

Also,

House Bill No. 334. A Bill for an Act to Amend and Re-enact Sections 3 and 4, of Chapter 211 of the Session Laws of North Dakota for the Year 1931, Defining Oleomargarine, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Oleomargarine and Other Substitutes for Dairy Products, Fixing the License Fees and Sales Tax for Same and Providing Penalties for the Violation of this Act.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

HOUSE CONCURRENT RESOLUTION NO. A-14

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

HOUSE CONCURRENT RESOLUTION A-17

For an Amendment to Section 7 of Article 1 of the Constitution of the State of North Dakota, Providing for Trial by Jury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Myers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 244. A Bill for an Act Relating to the Administration of Insolvent Banking Institutions; Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant Registrar in Each County in the State. Disposition of the Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Coun-

ties of the State of North Dakota and Providing That All Acts or Parts of Acts in Conflict with the Provisions of This Act are Superceded by the Provisions Hereof.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 7, of the printed bill, strike out "thirty days," and insert in lieu thereof "six months."

Page 3, line 3, Section 2, of the printed bill, strike out "thirty days," and insert in lieu thereof "six months."

In Section 2, page 5, line 35, of the printed bill, after the period, strike out the following sentence down to and including the period on line 37.

In line 35, after the word "Department," insert a comma and the words "without cost to county or counties."

On page 8, line 119, of the printed bill, between the words "his," and "compensation," place the word "only."

On page 9, line 125, of the printed bill, change period to comma and put in the following clause: "and shall cover in full the compensation of any additional clerk or clerks which such auditor may find it necessary to employ by reason of the duties imposed upon him by this Act."

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 304. A Bill for an Act Authorizing and Directing Compromise and Satisfaction of Certain Judgments for Fines, Heretofore or Hereafter Entered:

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Hill moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 314. A Bill for an Act Relating to the Granting of Relief in Certain Cases From Inequitable Fore-

closure of Mortgages on Real Estate and Execution Sales of Real Estate; for Postponing Certain Sales and for Extending the Periods of Redemption From Certain Others; and Relating to the Jurisdiction and Procedure for Such Relief and for the Right to Possession During the Extended Period, and for Extending the Expiration of Certain Periods of Redemption.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 316. A Bill for an Act and Providing for the Regulation of Dealers in Livestock and Poultry, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud and Dishonesty; Penalty for Violation of Act; and Repealing All of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933 in Conflict Herewith; and Making the Act an Emergency Measure.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. W. TREFFRY,
Chairman.

Mr. Hanson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved the vote by which House Bill No. 316 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

House Bill No. 336. A Bill for an Act Amending Section 5192a15 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Being "The Bank of North Dakota Act," Giving That Bank Additional Powers and Permitting it in Certain Cases to Purchase Assets of Closed and Unliquidated Domestic Banking and Trust Corporations, and to Act and Qualify as Receiver of Such Corporations; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Commencing with line 13, page 2, of the typewritten bill (line 39, page 3, of the printed bill) strike out the balance of Section 1.

And when so amended recommend the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

House Bill No. 340. A Bill for an Act Providing for the Regulation of Dealers in Livestock and Poultry, and Defining who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud and Dishonesty and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act; and, Repealing All of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing All Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 2, of the printed bill, strike out all of lines 27 to 38, inclusive, and in lieu thereof insert the following: "Each applicant shall file with his application a surety company bond to be approved as to amount, form and sufficiency and surety by the Commission in the sum of not less than \$1,500.00 for principal's bond and that the amount of said bond be increased not less than \$1,500.00 dollars for each applicant appointed by the dealer and licensed by the Commission, in which the Commissioners shall be the obligee but which shall be for the benefit and purpose of protecting any person dealing with the dealer in livestock from loss by reason of acts of deceit, fraud, dishonesty, forgery, and theft on the part of the principal or his agent provided however, that a separate bond for each agent appointed and licensed, may be given in the sum of not less than \$1,500.00 in lieu of the additional amount on principal bond; provided further, that the Commission may demand at any time additional bond for either principal or agent when in the discretion and judgment of the Commission the volume of the business of the principal or any agent named by such principal warrants it.

In line 8, of Section 6, of the printed bill, following the period after the word "Act," strike out the rest of that section.

Section 8. Penalty for Violation of the Act. Any person who shall violate any of the provisions of this Act, shall be guilty of a misdemeanor and shall be fined by a fine not exceeding \$100.00 or by imprisonment in the county jail for a period not to exceed thirty days, or by both such fine and imprisonment. Every person, who, having been convicted of a violation of this Act, who shall after such conviction, violate any of the provisions of this Act, shall be guilty of a misdemeanor, and shall be fined by a fine of not less than \$100.00 nor more than \$500.00 or by imprisonment in the county jail for not less than thirty days nor more than one year, or by both such fine and imprisonment.

Change number of Section 8 of printed bill to Section 9, and Section 9 in the printed bill to Section 10.

In line 2, of the new Section 10, insert the word "measure," following the word "emergency," and at the end of line 2 in Section 10 strike out the comma after the word "April," and insert the word or the numeral "first," with a comma.

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Hanson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Irrigation and Drainage made the following report:

Mr. Speaker: Your Committee on Irrigation and Drainage to whom was referred:

House Bill No. 337. A Bill for an Act Declaring Underground Water of the State a Matter of Public Interest; Prohibiting the Wasting Thereof; and Providing Procedure and Review of Such Determination and That Invalidity of a Portion Thereof Shall Not Affect the Remainder.

Have had the same under consideration and recommend that the same be indefinitely postponed.

R. R. SCHOLL,
Chairman.

Mr. Scholl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 348. A Bill for an Act Amending Section 9163 of the Compiled Laws of 1913, Providing for Appeal and Regulating Disposition of Appeals to the District Court From the Justice Court and All Inferior Courts Where Appeal Does Not Now Lie, Direct from Such Courts to the Supreme Court, Except from the County Court.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 352. A Bill for an Act Creating the Department of Boiler Inspection in the Office of Commissioner of Agriculture and Labor; Providing for Appointment and Removal of Chief and District Inspectors, Fixing Their Duties and Compensation; Providing for Necessary Assistance and Supplies; Providing for Examinations, Classification and Licensing of Engineers; Fixing License Fees for Same and Providing Penalty for Violation Hereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 354. A Bill for an Act to Create a Board of Civil Service Commissioners in Cities Having a Full Paid Fire Department in the State of North Dakota; to Provide a

Civil Service System Based Upon Examination and Investigation as to Merit, Efficiency and Fitness for Appointment, Employment and Promotion of All Officers and Men Appointed in Said Fire Departments and Respective Cities; to Regulate the Transfer, Reinstatement, Suspension and Discharge of Said Officers and Firemen.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Saumur moved as a substitute motion that House Bill No. 354 be recommended for passage.

Which motion was lost.

The question reverted to the motion of Mr. Aljets for the adoption of the report of the Committee on State Affairs that House Bill No. 354 be indefinitely postponed, which motion prevailed and House Bill No. 354 was indefinitely postponed.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

House Bill No. 358. A Bill for an Act Providing for the Election of Members to the Board of Education of the City of Fargo; Providing Procedure and Repealing Section 1321a2 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and All Other Conflicting Acts.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted.

Mr. Twichell moved as a substitute motion that House Bill No. 358 be indefinitely postponed.

Which motion was lost.

The question reverted to the motion of Mr. Peterson for the adoption of the report of the Committee on Elections and Election Privileges that House Bill No. 358 do pass.

Which motion prevailed and House Bill No. 358 was placed upon the calendar.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In subdivision (e) of the engrossed bill as received from the Senate, in line 10, after the word "done," cross out the word "by," and substitute the word "for," and after the word "farmer," strike out the following: "for their neighbors in transporting agricultural products to or from market, and substitute the following: "in transporting agricultural products to or from the local railroad station."

In line 19 of Subdivision "e," of the engrossed bill as received from the Senate, cross out the period following the word "farmer and insert a comma and add the following: "nor to any one not licensed as a commercial freighter hauling native or lignite coal from the mine to the consumer, provided, that he does not haul to exceed 15 miles from the point of production, nor to farmers hauling lignite coal regardless of the distance hauled, provided such hauling is done for other farmers and in exchange for work and not for cash."

And when so amended recommend the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 94. A Bill for an Act to Provide for Physical Examination and Qualifications of Persons Engaged in Driving Motor Propelled Vehicles Used for the Transportation of School Children, and to Provide Mechanical Inspection and Requirements of Such Vehicles, Also Providing for the Enforcement of the Provisions of This Act, and Punishment for Violation Thereof.

Have had the same under consideration and recommend that the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Norheim moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In subdivision "d," of the engrossed bill, as received from the Senate, at line 25, after the word "to," insert the following: "or from the local railroad station," and in line 26, cross out the following: " the market by the producer or producers in exchange of labor."

At the end of Section "d," cross out the period and insert a semi-colon and insert the following: "nor to any one not licensed as an auto transportation company hauling native or lignite coal from the mine to the consumer, provided that he does not haul to exceed 15 miles from the point of production; nor to farmers hauling lignite coal regardless of the distance hauled, provided such hauling is done for other farmers and in exchange for work and not for cash."

And when so amended recommend the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 25, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 97. A Bill for an Act Relating to Refunding Special Improvement Warrants, Repealing Chapter 178 of the Session Laws of North Dakota for 1929 and All Other Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Also,

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Exempt from Taxation All Inundated Land Upon Which the Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Providing That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Also,

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "M"

Also,

SENATE JOINT RESOLUTION "F"

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 97. A Bill for an Act Relating to Re-funding Special Improvement Warrants, Repealing Chapter 178 of the Session Laws of North Dakota for 1929 and All Other Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Also,

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Ex-empt from Taxation All Inundated Land Upon Which the Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conserva-

tion Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Providing That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Also,

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "M"

Also,

SENATE JOINT RESOLUTION "F"

And the Speaker signed the same in the presence of the House.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the vote by which House Bill No. 213 was declared lost be reconsidered.

Which motion prevailed.

Mr. Fedje moved that the vote by which House Bill No. 210 was declared lost be reconsidered.

Which motion prevailed.

Mr. Erickson of McKenzie moved that the vote by which House Bill No. 276 was lost be reconsidered.

Which motion prevailed.

Mr. Williams moved that the vote by which House Bill No. 247 was lost be reconsidered.

Which motion prevailed.

Mr. Sand moved that the vote by which House Bill No. 309 was lost be reconsidered.

Which motion was lost.

FIRST READING OF HOUSE BILLS

Committee on Delayed Bills introduced:

House Bill No. 364. A Bill for an Act Making an Appropriation to the State Agricultural High Schools as Defined in Section 1434 of the Compiled Laws of North Dakota, 1913.

Was read the first time and referred to the Committee on Appropriations.

Committee on Delayed Bills introduced:

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Law Upon Payment of the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Education.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 25, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 97. A Bill for an Act Relating to Refunding Special Improvement Warrants, Repealing Chapter 178 of the Session Laws of North Dakota for 1929 and All Other Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Also,

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Exempt from Taxation All Inundated Land Upon Which the Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Pro-

viding That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Also,

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION M

Also,

SENATE JOINT RESOLUTION F

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Parkinson moved that the vote by which House Bill No. 278 was declared lost, be reconsidered.

Which motion prevailed.

Mr. Smith moved that House Bill No. 251 be indefinitely postponed.

Which motion prevailed.

Mr. Twichell moved that the vote by which House Bill No. 251 was declared indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Smith asked unanimous consent of the House to amend House Bill No. 263.

Which request was granted.

Mr. Smith moved to amend House Bill No. 263 as follows:

On page eleven of the printed bill, after the word "may," and the comma, insert the word "by."

On line twenty-one of the same page, correct the spelling of the word appelliant.

On page seven of the printed bill, on line 11, strike out the numerals "1935," insert in lieu thereof "1941."

On page six of the printed bill, insert in line 30 the letter "L" in lieu of the figure (1).

Which motion prevailed.

Mr. Aljets moved that House Bill No. 263 be considered properly re-engrossed and placed on second reading and final passage.

Which request was granted.

SECOND READING OF HOUSE BILLS

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

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, 97; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Odegard
Aljets	Goodlaxon	Oglesby
Anderson, Burke	Graham	Olson, Hettinger
Anderson, Sargent	Hanson	Olson, Mountrail
Anfinson	Hewitt	Page
Bailey, Dunn	Hill	Parkinson
Bauer	Holey	Peterson, Bottineau
Beggs	Hurd	Peterson, Cass

Messrs.	Messrs.	Messrs.
Bettenhausen	Isaak	Place
Biberdorf	Jensen	Randall
Bjerke	Johnson	Ritter
Born	Kapaun	Sand
Borstad	Keidel	Saumur
Brunsdale	Kubischta	Savre
Brusseau	Langford	Schantz
Burgum	Larson	Schnell
Burke	Lavik	Scholl
Caddell	Levin	Seibel
Clarke	Lohrbauer	Shockman
Cosgriff	Marks	Shurr
Cunningham	Moore	Solberg
Dahl, Emmons	Morgan	Stray
Dahl, Traill	Morris	Symington
Dalzell	McIlraith	Thompson
Dittmer	McLarty	Thoreson
Downey	Mode	Treffry
Dullea	Muus	Tuff
Erickson, McKenzie	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gilbertson	Holte
Black	Hall	Smith
Blaisdell	Halverson	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McLean	Schauss
Bilden	Holthusen	Traynor
Child		

So the bill passed and the title was agreed to.

Mr. Smith: I vote "no" on this bill, because while there are many good features in it I am opposed to the amendment made to Section "D," on pages 7 and 8, of the printed bill.

House Bill No. 220. A Bill for an Act to Prohibit Dancing In, On, Or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor is Conducted, and Providing the Penalty for Violation, Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 65; nays, 39; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Fjeld	Muus
Bailey, Dunn	Fitzgerald	Myers
Beggs	Goodlaxon	Niewoehner
Biberdorf	Graham	Norheim
Bilden	Hanson	Odegard
Bjerke	Hewitt	Oglesby
Black	Hill	Olson, Fettinger
Borstad	Holey	Olson, Mountrail
Brunsdale	Holte	Page
Brusseau	Isaak	Peterson, Cass
Burgum	Jensen	Place
Caddell	Kubischta	Randall
Clarke	Langford	Savre
Cosgriff	Larson	Schnell
Cunningham	Lavik	Scholl
Dahl, Traill	Lohrbauer	Seibel
Dittmer	Moore	Shurr
Downey	Morgan	Symington
Dullea	Morris	Thompson
Erickson,McKenzie	McIlraith	Williams
Erickson, McLean	McLarty	Mr. Speaker
Fedje	Mode	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Ritter
Aljets	Gilbertson	Sand
Anderson, Burke	Godwin	Saumur
Anderson, Sargent	Hall	Schantz
Anfinson	Halverson	Shockman
Bauer	Hurd	Smith
Bettenhausen	Johnson	Solberg
Blaisdell	Keidel	Stray
Born	Levin	Thoreson
Child	Marks	Tuff
Dahl, Emmons	Noben	Urschel
Dalzell	O'Brien	Wendland
Frosaker	Peterson,Bottineau	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Kapaun	Traynor
Burke	Parkinson	Treffry
Holthusen	Schauss	Twichell

So the bill passed and the title was agreed to. The emergency clause was lost.

Mr. Morgan moved that the vote by which House Bill No. 220 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Fedje: I don't believe the beer parlors and the dance halls should be together. They should be segregated, although I like to see the folks have all the fun they want. I vote "aye."

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 13 of That Certain Measure, Initiated by the People of the State of North Dakota, Relating to the Manufacture, Sale and Distribution of Beer.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 55; nays, 48; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Olson, Mountrail
Aljets	Godwin	Parkinson
Anfinson	Goodlaxon	Peterson, Bottineau
Bailey, Dunn	Hall	Place
Bettenhausen	Hewitt	Sand
Biberdorf	Isaak	Saumur
Black	Kapaun	Scholl
Blaisdell	Keidel	Seibel
Born	Kubischta	Shockman
Child	Langford	Smith
Cosgriff	Levin	Solberg
Dahl, Emmons	Marks	Stray
Dahl, Traill	Myers	Symington
Dullea	Niewoehner	Treffry
Erickson, McLean	Noben	Tuff
Fedje	O'Brien	Urschel
Fjeld	Oglesby	Wendland
Fitzgerald	Olson, Hettinger	Wolf
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Halverson	Muus
Anderson, Sargent	Hanson	Norheim
Bailey, Eddy	Hill	Odegard
Bilden	Holey	Page
Bjerke	Hurd	Peterson, Cass
Borstad	Jensen	Randall
Brunsdale	Johnson	Savre
Brusseau	Larson	Schantz
Burgum	Lavik	Schnell
Caddell	Lohrbauer	Shurr
Clarke	Moore	Thompson
Cunningham	Morgan	Thoreson
Downey	Morris	Traynor
Erickson, McKenzie	McIlraith	Twichell
Gessner	McLarty	Williams
Graham	Mode	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dalzell	Holte
Bauer	Dittmer	Ritter
Beggs	Holthusen	Schauss
Burke		

So the bill was declared lost.

Mr. Brunsdale moved that the vote by which House Bill No. 291 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 2844 Of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 119, Session Laws of 1929, Relating to Licenses of Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 47; nays, 56; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	Olson, Mountrail
Anderson, Sargent	Erickson, McLean	Page
Anfinson	Fedje	Parkinson
Bailey, Dunn	Godwin	Peterson, Bottineau
Bettenhausen	Goodlaxon	Seibel
Biberdorf	Hall	Shockman
Bilden	Hewitt	Solberg
Bjerke	Holey	Symington
Borstad	Jensen	Thoreson
Brusseau	Lavik	Treffry
Caddell	Levin	Tuff
Child	Morgan	Urschel
Cosgriff	Mode	Williams
Dahl, Emmons	Niewoehner	Wolf
Dahl, Traill	O'Brien	Mr. Speaker
Dalzell	Olson, Hettinger	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Graham	Noben
Bailey, Eddy	Halverson	Odegard
Bauer	Hanson	Oglesby
Beggs	Holte	Peterson, Cass
Black	Hurd	Place
Born	Isaak	Randall
Brunsdale	Johnson	Ritter

Messrs.	Messrs.	Messrs.
Burgum	Keidel	Savre
Burke	Kubischta	Schnell
Clarke	Langford	Scholl
Cunningham	Larson	Schauss
Dittmer	Lohrbauer	Shurr
Downey	Marks	Smith
Dullea	Moore	Stray
Fjeld	Morris	Thompson
Fitzgerald	McIlraith	Traynor
Frosaker	McLarty	Twichell
Gessner	Muus	Wendland
Gilbertson	Myers	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Holthusen	Sand
Anderson, Bowman	Kapaun	Saumur
Blaisdell	Norheim	Schantz
Hill		

So the bill was lost.

Mr. Thompson moved that the vote by which House Bill No. 268 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 7812 of the Compiled Laws of North Dakota for the Year 1913, Relating to Non-resident and Foreign Corporations Furnishing Surety for Costs When Plaintiffs and excepting from the Operation Thereof, Corporations That Are Agencies or Instrumentalities of the United States of America.

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, 82; nays, 18; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Mode
Bailey, Eddy	Gilbertson	Odegard
Bailey, Dunn	Godwin	Oglesby
Beggs	Goodlaxon	Olson, Mountrail
Bettenhausen	Graham	Page
Biberdorf	Hall	Parkinson
Bilden	Halverson	Peterson, Bottineau
Black	Hewitt	Peterson, Cass
Blaisdell	Hill	Randall
Born	Holey	Saumur
Borstad	Holte	Savre

Messrs.	Messrs.	Messrs.
Brusseau	Hurd	Schnell
Burgum	Isaak	Schauss
Burke	Jensen	Shockman
Child	Johnson	Shurr
Clarke	Kapaun	Smith
Cosgriff	Keidel	Solberg
Cunningham	Kubischta	Stray
Dahl, Traill	Langford	Thompson
Dalzell	Larson	Thoreson
Dittmer	Levin	Traynor
Downey	Lohrbauer	Treffry
Dullea	Moore	Twichell
Erickson,McKenzie	Morgan	Wendland
Fedje	Morris	Williams
Fjeld	McIlraith	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Erickson, McLean	Norheim
Anfinson	Hanson	Olson, Hettinger
Bauer	Marks	Place
Bjerke	McLarty	Seibel
Caddell	Myers	Tuff
Dahl, Emmons	Noben	Urschel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lavik	Sand
Anderson,Bowman	Muus	Schantz
Anderson, Sargent	Niewoehner	Scholl
Brunsdale	Ritter	Symington
Holthusen		

So the bill passed and the title was agreed to.

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933.

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, 74; nays, 19; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Myers
Bailey, Dunn	Goodlaxon	Niewoehner
Bauer	Graham	Norheim
Beggs	Hall	O'Brien
Bilden	Halverson	Odegard
Black	Hanson	Oglesby

Messrs.	Messrs.	Messrs.
Blaisdell	Hewitt	Olson, Hettinger
Born	Hill	Page
Borstad	Holey	Parkinson
Brunsdale	Holte	Randall
Burke	Hurd	Ritter
Clarke	Jensen	Sand
Cosgriff	Johnson	Saumur
Cunningham	Kapaun	Savre
Dahl, Traill	Keidel	Schantz
Dalzell	Kubischta	Schnell
Dittmer	Langford	Smith
Downey	Larson	Solberg
Dullea	Lohrbauer	Thompson
Erickson, McKenzie	Moore	Thoreson
Erickson, McLean	Morgan	Traynor
Fedje	Morris	Treffry
Fitzgerald	McIlraith	Tuff
Frosaker	McLarty	Williams
Gessner	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Mode	Shockman
Anderson, Burke	Noben	Shurr
Anfinson	Olson, Mountrail	Urschel
Bettenhausen	Peterson, Bottineau	Wendland
Dahl, Emmons	Place	Wolf
Isaak	Seibel	Mr. Speaker
Marks		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Caddell	Peterson, Cass
Anderson, Sargent	Child	Scholl
Bailey, Eddy	Fjeld	Schauss
Biberdorf	Godwin	Stray
Bjerke	Holthusen	Symington
Brusseau	Lavik	Twichell
Burgum	Levin	

So the bill passed and the title was agreed to.

House Bill No. 310. A Bill for an Act Establishing Methods for Determining Division Lines Between Adjoining Owners of Agricultural Lands; Authorizing Survey by County Surveyor and Requiring Adjoining Owners to Share the Expense; Providing Methods for Collecting Said Expense.

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, 62; nays, 35; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Emmons	Myers
Aljets	Dahl, Traill	Niewoehner
Anderson, Burke	Dullea	Noben
Anderson, Sargent	Fedje	Norheim
Anfinson	Fjeld	O'Brien
Bailey, Dunn	Godwin	Oglesby
Bauer	Goodlaxon	Olson, Hettinger
Beggs	Hanson	Olson, Mountrail
Bettenhausen	Hewitt	Randall
Biberdorf	Hill	Ritter
Bilden	Holey	Savre
Bjerke	Isaak	Seibel
Born	Kubischta	Schauss
Borstad	Langford	Shockman
Brunsdale	Marks	Solberg
Brusseau	Moore	Symington
Burgum	Morgan	Thoreson
Burke	Morris	Treffry
Caddell	McIlraith	Tuff
Child	Mode	Williams
Clarke	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gilbertson	McLarty
Black	Graham	Page
Blaisdell	Hall	Peterson, Cass
Cosgriff	Halverson	Saumur
Cunningham	Holte	Schantz
Dalzell	Hurd	Shurr
Dittmer	Johnson	Smith
Downey	Kapaun	Traynor
Erickson, McKenzie	Keidel	Twichell
Fitzgerald	Larson	Wendland
Frosaker	Levin	Mr. Speaker
Gessner	Lohrbauer	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Parkinson	Scholl
Erickson, McLean	Peterson, Bottineau	Stray
Holthusen	Place	Thompson
Jensen	Sand	Urschel
Lavik	Schnell	Wolf
Odegard		

So the bill passed and the title was agreed to.

Mr. Godwin asked unanimous consent of the House to amend House Bill No. 172.

Which request was granted.

Mr. Godwin moved to amend House Bill No. 172 as follows:

On page 2, line 15, insert the word "five," in lieu of the word "three."

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and House Bill No. 172 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Independent and Special School Districts; Requiring Establishment of Polling Places for Each 3000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Noben
Aljets	Gessner	Norheim
Anderson, Burke	Gilbertson	O'Brien
Anderson, Sargent	Godwin	Odegard
Anfinson	Goodlaxon	Oglesby
Bailey, Eddy	Graham	Olson, Hettinger
Bailey, Dunn	Hall	Olson, Mountrail
Beggs	Halverson	Page
Bettenhausen	Hanson	Parkinson
Biberdorf	Hewitt	Peterson, Bottineau
Bjerke	Hill	Peterson, Cass
Black	Holey	Place
Blaisdell	Holthusen	Randall
Born	Hurd	Ritter
Borstad	Isaak	Saumur
Brunsdale	Johnson	Savre
Brusseau	Kapaun	Schantz
Burgum	Kubischta	Seibel
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff

Messrs.	Messrs.	Messrs.
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson,McKenzie	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Mr. Speaker
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Jensen	Scholl
Bauer	Keidel	Schauss
Bilden	Sand	Stray
Erickson, McLean	Schnell	Wolf
Holte		

So the bill passed and the title was agreed to.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that House Bills Nos. 213, 210, 276, 247 and 278 be placed upon the calendar.

Which motion prevailed.

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard
Anderson, Burke	Gessner	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Halverson	Parkinson
Bauer	Hanson	Peterson,Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Ritter
Bilden	Holte	Saumur
Bjerke	Hurd	Savre
Black	Isaak	Schantz
Blaisdell	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Shockman

Messrs.	Messrs.	Messrs.
Burgum	Lavik	Shurr
Burke	Levin	Smith
Caddell	Lohrbauer	Solberg
Child	Marks	Stray
Clarke	Moore	Symington
Cosgriff	Morgan	Thompson
Cunningham	Morris	Thoreson
Dahl, Emmons	McIlraith	Treffry
Dahl, Traill	McLarty	Tuff
Dalzell	Mode	Twichell
Dittmer	Myers	Urschel
Downey	Niewoehner	Wendland
Fedje	Noben	Williams
Fjeld	Norheim	Mr. Speaker
Fitzgerald	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Muus
Anderson, Bowman	Hall	Randall
Born	Holthusen	Sand
Dullea	Jensen	Schauss
Erickson, McKenzie	Keidel	Traynor
Erickson, McLean	Larson	Wolf

So the bill passed and the title was agreed to.

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Oglesby
Anderson, Burke	Graham	Olson, Hettinger
Anderson, Sargent	Halverson	Olson, Mountrail
Anfinson	Hanson	Page
Bailey, Eddy	Hewitt	Parkinson
Bailey, Dunn	Hill	Peterson, Bottineau
Bauer	Holey	Peterson, Cass
Beggs	Hurd	Place
Bettenhausen	Isaak	Randall

Messrs.	Messrs.	Messrs.
Biberdorf	Jensen	Ritter
Bilden	Johnson	Saumur
Bjerke	Kapaun	Savre
Black	Keidel	Schantz
Blaisdell	Kubischta	Schnell
Born	Langford	Seibel
Borstad	Larson	Shockman
Brunsdale	Lavik	Shurr
Brusseau	Levin	Smith
Burgum	Lohrbauer	Solberg
Burke	Marks	Stray
Child	Moore	Symington
Clarke	Morris	Thompson
Dahl, Emmons	McIlraith	Thoreson
Dahl, Traill	McLarty	Treffry
Dalzell	Mode	Tuff
Dittmer	Muus	Twichell
Downey	Myers	Urschel
Dullea	Niewoehner	Wendland
Fedje	Norheim	Williams
Fjeld	O'Brien	Mr. Speaker
Fitzgerald	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Morgan
Anderson, Bowman	Gilbertson	Noben
Caddell	Godwin	Sand
Cosgriff	Goodlaxon	Scholl
Cunningham	Hall	Schauss
Erickson, McKenzie	Holthusen	Traynor
Erickson, McLean	Holte	Wolf

So the bill passed and the title was agreed to, and the emergency clause declared carried.

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 79; nays, 22; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Mode
Aljets	Fjeld	Muus
Anderson, Burke	Frosaker	Niewoehner
Anderson, Sargent	Gessner	Norheim

Messrs.	Messrs.	Messrs.
Anfinson	Godwin	O'Brien
Bailey, Eddy	Goodlaxon	Odegard
Bailey, Dunn	Graham	Oglesby
Bauer	Hall	Olson, Hettinger
Beggs	Halverson	Page
Bettenhausen	Hewitt	Parkinson
Biberdorf	Holey	Peterson, Bottineau
Bilden	Holte	Peterson, Cass
Black	Hurd	Randall
Blaisdell	Isaak	Ritter
Born	Jensen	Saumur
Brunsdale	Johnson	Savre
Brusseau	Kapaun	Schantz
Burke	Kubischta	Schnell
Caddell	Langford	Scholl
Child	Larson	Shockman
Clarke	Lavik	Shurr
Cunningham	Levin	Smith
Dahl, Traill	Lohrbauer	Symington
Dalzell	Moore	Thompson
Downey	Morris	Urschel
Dullea	McIlraith	Wendland
Erickson, McKenzie		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Noben	Thoreson
Fedje	Olson, Mountrail	Treffry
Fitzgerald	Place	Tuff
Hanson	Seibel	Twichell
Hill	Schauss	Williams
Marks	Solberg	Wolf
Morgan	Stray	Mr. Speaker
Myers		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dahl, Emmons	Keidel
Borstad	Dittmer	McLarty
Burgum	Gilbertson	Sand
Cosgriff	Holthusen	Traynor

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Brunsdale moved that the vote by which House Bill No. 287 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Fedje: This is a special piece of legislation that no other industry has been able to put over so far. We are trying to get away from liens and mortgages, and here you are going ahead to grant certain special privileges. For that reason, Mr. Speaker, I vote "no."

House Bill No. 320. A Bill for an Act to Amend and Re-enact Section 1610 of the Compiled Laws of the State of North Dakota for the Year 1913, Prescribing the Course of Instruction Given in the State Agriculture College and Making the Study of Military Tactics Optional.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 49; nays, 55; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Hanson	Place
Bailey, Dunn	Hill	Randall
Bauer	Isaak	Ritter
Beggs	Jensen	Sand
Biberdorf	Kubischta	Savre
Bilden	Larson	Seibel
Bjerke	Marks	Shockman
Blaisdell	Morgan	Shurr
Born	McLarty	Solberg
Borstad	Myers	Stray
Brusseau	Niewoehner	Thoreson
Dahl, Traill	Noben	Treffry
Erickson, McKenzie	Odegard	Tuff
Erickson, McLean	Oglesby	Wendland
Fedje	Olson, Hettinger	Mr. Speaker
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Graham	O'Brien
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Black	Holey	Peterson, Bottineau
Brunsdale	Holte	Peterson, Cass
Burgum	Hurd	Saumur
Burke	Johnson	Schantz
Caddell	Kapaun	Schnell
Child	Keidel	Scholl
Clarke	Langford	Smith
Cosgriff	Lavik	Symington
Cunningham	Lohrbauer	Thompson
Dahl, Emmons	Moore	Traynor
Downey	Morris	Twichell
Dullea	McIlraith	Urschel
Fjeld	Mode	Williams
Fitzgerald	Muus	Wolf
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dittmer	Holthusen
Bettenhausen	Gilbertson	Levin
Dalzell	Hewitt	Schauss

So the bill was lost.

Mr. Twichell moved that the vote by which House Bill No. 320 was lost, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that further consideration of House Bill No. 283 be indefinitely postponed.

Which motion prevailed.

Mr. Godwin moved that the vote by which House Bill No. 283 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker called Mr. Aljets to the chair.

Mr. O'Brien asked the unanimous consent of the House to amend House Bill No. 267.

Which request was denied.

House Bill No. 267. A Bill for an Act to Authorize, Upon the Option of the Voters, the Creation of a Light and Power Users Commission in Any Organized Town, Village, or City in the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 65; nays, 39; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Page
Aljets	Fedje	Parkinson
Anderson, Burke	Godwin	Peterson, Bottineau
Anderson, Sargent	Hanson	Place
Anfinson	Holey	Randall
Bailey, Eddy	Isaak	Ritter
Bailey, Dunn	Jensen	Sand
Bauer	Kubischta	Savre
Beggs	Langford	Schnell
Bettenhausen	Larson	Scholl
Biberdorf	Lavik	Seibel
Bilden	Levin	Schauss
Bjerke	Marks	Shockman

Messrs.	Messrs.	Messrs.
Born	Morgan	Solberg
Borstad	McIlraith	Stray
Brusseau	McLarty	Symington
Caddell	Mode	Treffry
Child	Myers	Tuff
Cunningham	Noben	Urschel
Dahl, Emmons	Odegard	Williams
Dahl, Traill	Olson, Hettinger	Wolf
Erickson, McKenzie	Olson, Mountrail	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Gessner	Muus
Blaisdell	Goodlaxon	Niewoehner
Brunsdale	Graham	Norheim
Burgum	Hall	O'Brien
Burke	Halverson	Oglesby
Clarke	Hewitt	Peterson, Cass
Dalzell	Holte	Saumur
Dittmer	Hurd	Schantz
Downey	Johnson	Smith
Dullea	Kapaun	Thompson
Fjeld	Keidel	Thoreson
Fitzgerald	Moore	Twichell
Frosaker	Morris	Wendland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hill	Shurr
Cosgriff	Holthusen	Traynor
Gilbertson	Lohrbauer	

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Olson of Hettinger moved that the vote by which House Bill No. 267 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Brunsdale moved that the House recess until 7:30 P. M.

Which motion prevailed.

The Speaker called the House to order at 7:30 P. M., pursuant to recess taken.

The Speaker called Mr. Aljets to the chair.

House Bill No. 164. A Bill for an Act Creating Official Board to Be Known as "North Dakota Poultry Improvement Board" for the Purpose of Improving Poultry Breeding, Control and Eradication of Communicable Poultry Diseases, Authorizing Board to Formulate Plans, to Prescribe, Adopt and Enforce Rules and Regulations for Inspection, Testing

and Certifying Poultry Hatcheries and Poultry Breeding Flocks for Breed Improvement in Accordance With Federal Regulations, Authorizing State Livestock Sanitary Board to Prescribe, Adopt and Enforce Rules and Regulations Testing, Approving, and Passing, as Free From Certain Diseases, Poultry Breeding Flocks, Prescribing License Fees and Fees for Service, Providing for Funds to Administer and Enforce This Act, and Fixing Penalties for Violations.

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, 93; nays, 4; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Odegard
Aljets	Goodlaxon	Oglesby
Anderson, Burke	Graham	Olson, Mountrail
Anderson, Sargent	Hall	Page
Anfinson	Halverson	Peterson, Bottineau
Bailey, Eddy	Hanson	Peterson, Cass
Bailey, Dunn	Hewitt	Place
Bauer	Holey	Randall
Beggs	Holte	Sand
Bettenhausen	Hurd	Saumur
Biberdorf	Isaak	Savre
Bilden	Jensen	Schnell
Black	Johnson	Scholl
Born	Kapaun	Seibel
Borstad	Keidel	Schauss
Brusseau	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Symington
Dahl, Traill	Marks	Thompson
Dalzell	Moore	Thoreson
Dullea	Morgan	Traynor
Erickson, McKenzie	Morris	Treffry
Erickson, McLean	Mode	Tuff
Fedje	Muus	Twichell
Fjeld	Myers	Urschel
Fitzgerald	Niewoehner	Wendland
Frosaker	Noben	Williams
Gessner	O'Brien	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	McLarty	Norheim
Hill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dittmer	Olson, Hettinger
Blaisdell	Downey	Parkinson
Brunsdale	Gilbertson	Ritter
Burgum	Holthusen	Schantz
Cunningham	McIlraith	Mr. Speaker
Dahl, Emmons		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Godwin moved that the vote by which House Bill No. 164 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker resumed the chair.

House Bill No. 277. A Bill for an Act to Amend and Re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913 as Amended by Chapter 64, Session Laws of 1915, Prohibiting the Sale of Purebred Cattle or Cattle Represented to be Purebred, for any Other Purpose Except Slaughter, Unless Accompanied by a Certificate of Health, and Providing a Penalty Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	O'Brien
Aljets	Goodlaxon	Odegard
Anderson, Burke	Graham	Oglesby
Anderson, Sargent	Hall	Page
Anfinson	Halverson	Parkinson
Bailey, Eddy	Hanson	Peterson, Cass
Bailey, Dunn	Hewitt	Randall
Bauer	Hill	Sand
Beggs	Holey	Saumur
Biberdorf	Holte	Savre
Bilden	Hurd	Schnell
Black	Jensen	Scholl
Born	Johnson	Seibel
Brunsdale	Kapaun	Schauss
Brusseau	Keidel	Shurr
Burgum	Kubischta	Smith
Burke	Langford	Solberg
Clarke	Larson	Stray
Child	Lavik	Symington
Cosgriff	Levin	Thompson

Messrs.	Messrs.	Messrs.
Dahl, Traill	Lohrbauer	Thoreson
Dalzell	Marks	Traynor
Dullea	Moore	Treffry
Erickson, McKenzie	Morgan	Twichell
Erickson, McLean	McLarty	Urschel
Fjeld	Mode	Wendland
Fitzgerald	Myers	Williams
Frosaker	Niewoehner	Wolf
Gessner	Norheim	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Isaak	Place
Bjerke	Olson, Mountrail	Tuff
Fedje	Peterson, Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dittmer	Muus
Blaisdell	Downey	Noben
Borstad	Gilbertson	Olson, Hettinger
Caddell	Holthusen	Ritter
Cunningham	Morris	Schantz
Dahl, Emmons	McIlraith	Shockman

So the bill passed and the title was agreed to.

Mr. Olson of Mountrail: It looks like a joke to me to see all the doctors and lawyers voting for a livestock bill, so I vote "no."

House Bill No. 315. A Bill for an Act Amending and Re-enacting Section 811 of the Compiled Laws of North Dakota, 1913, as Amended by Chapter 143 of the Session Laws of the Year 1933, Relating to the Practice of Law, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 32; nays, 70; absent and not voting, 8; passed, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bjerke	Graham	Randall
Blaisdell	Hanson	Savre
Born	Hewitt	Schnell
Borstad	Morgan	Seibel
Caddell	Morris	Schauss
Cosgriff	Muus	Shurr
Cunningham	Niewoehner	Solberg
Dahl, Emmons	Noben	Thompson

Messrs.	Messrs.	Messrs.
Dalzell	O'Brien	Williams
Frosaker	Parkinson	Wolf
Goodlaxon	Place	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Mode
Aljets	Gessner	Myers
Anderson, Burke	Godwin	Norheim
Anderson, Sargent	Hall	Odegard
Anfinson	Halverson	Oglesby
Bailey, Eddy	Hill	Olson, Mountrail
Bailey, Dunn	Holey	Page
Bauer	Holte	Peterson, Bottineau
Beggs	Hurd	Peterson, Cass
Bettenhausen	Isaak	Ritter
Biberdorf	Jensen	Sand
Brunsdale	Johnson	Saumur
Brusseau	Kapaun	Scholl
Burgum	Keidel	Shockman
Child	Kubischta	Stray
Clarke	Langford	Symington
Dahl, Traill	Larson	Thoreson
Dittmer	Lavik	Traynor
Downey	Levin	Treffry
Dullea	Lohrbauer	Tuff
Erickson, McKenzie	Marks	Urschel
Erickson, McLean	Moore	Wendland
Fedje	McLarty	Mr. Speaker
Fjeld		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gilbertson	Olson, Hettinger
Bilden	Holthusen	Schantz
Black	McIlraith	

Passed:

Messrs.	Messrs.	Messrs.
Burke	Smith	Twichell

So the bill was lost.

Mr. Fedje changes his vote from "aye" to "no" for the purpose of reconsideration.

House Bill No. 319. A Bill for an Act to Amend and Re-enact Subdivision (5) of Section 1549 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Objects and Departments of the University.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the

roll was called and there were ayes, 35; nays, 72; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hanson	Place
Beggs	Hill	Randall
Bilden	Jensen	Seibel
Bjerke	Marks	Schauss
Borstad	Morgan	Shurr
Brusseau	McLarty	Solberg
Dittmer	Myers	Stray
Erickson, McLean	Noben	Thoreson
Fedje	Odegard	Wendland
Fitzgerald	Oglesby	Williams
Godwin	Olson, Mountrail	Mr. Speaker
Goodlaxon	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	Mode
Aljets	Fjeld	Muus
Anderson, Sargent	Frosaker	Niewoehner
Anfinson	Gessner	Norheim
Bailey, Eddy	Gilbertson	O'Brien
Bailey, Dunn	Graham	Page
Bauer	Hall	Parkinson
Bettenhausen	Halverson	Peterson, Cass
Biberdorf	Hewitt	Ritter
Black	Holey	Sand
Blaisdell	Holte	Saumur
Born	Hurd	Savre
Brunsdale	Isaak	Schnell
Burgum	Johnson	Scholl
Burke	Kapaun	Shockman
Caddell	Keidel	Smith
Child	Kubischta	Symington
Clarke	Langford	Thompson
Cosgriff	Larson	Traynor
Cunningham	Lavik	Treffry
Dahl, Traill	Levin	Tuff
Dalzell	Lohrbauer	Twihell
Downey	Moore	Urschel
Dullea	Morris	Wolff

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holthusen	Olson, Hettinger
Dahl, Emmons	McIlraith	Schantz

So the bill was lost.

Mr. Brunsdale moved that the vote by which House Bill No. 319 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 325. A Bill for an Act to Restore the Motor Vehicle Registration Fund to the Highway Department.

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, 89; nays, 17; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Oglesby
Aljets	Fjeld	Olson, Hettinger
Anderson, Burke	Fitzgerald	Olson, Mountrail
Anfinson	Godwin	Parkinson
Bailey, Eddy	Hall	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holte	Sand
Bilden	Isaak	Savre
Bjerke	Jensen	Schnell
Black	Johnson	Scholl
Born	Kapaun	Seibel
Borstad	Keidel	Schauss
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burgum	Larson	Solberg
Burke	Levin	Stray
Caddell	Lohrbauer	Symington
Child	Moore	Thompson
Clarke	Morgan	Thoreson
Cosgriff	Morris	Treffry
Cunningham	Mode	Tuff
Dahl, Emmons	Myers	Urschel
Dahl, Traill	Niewoehner	Wendland
Dalzell	Noben	Williams
Dittmer	Norheim	Wolf
Dullea	O'Brien	Mr. Speaker
Erickson, McKenzie	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	McLarty
Blaisdell	Goodlaxon	Muus
Downey	Graham	Page
Erickson, McLean	Halverson	Smith
Frosaker	Hurd	Twichell
Gessner	Lavik	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	McIlraith	Schantz
Holthusen	Saumur	Traynor
Marks		

So the bill passed and the title was agreed to.

Mr. Odegard moved that the vote by which House Bill No. 325 was passed re reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 258 be placed at the foot of the calendar.

Which motion prevailed.

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of a Dealers License by Another Dealer and Providing Penalty Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Noben
Aljets	Gessner	O'Brien
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Hall	Page
Bauer	Halverson	Parkinson
Beggs	Hanson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Biberdorf	Hill	Place
Bilden	Holey	Randall
Bjerke	Holte	Ritter
Black	Hurd	Sand
Blaisdell	Isaak	Saumur
Born	Jensen	Savre
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Dahl, Emmons	Marks	Symington

Messrs.	Messrs.	Messrs.
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holthusen	Traynor
Cunningham	Schantz	Mr. Speaker

So the bill passed and the title was agreed to.

Mr. Johnson moved that the vote by which House Bill No. 328 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 329. A Bill for an Act Relating to Transportation or Amounts Allowed in Lieu Thereof, and Providing for Division Among Families; Repealing Acts in Conflict.

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, 105; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard
Aljets	Gessner	Oglesby
Anderson, Burke	Gilbertson	Olson, Hettinger
Anderson, Sargent	Godwin	Olson, Mountrail
Anfinson	Goodlaxon	Page
Bailey, Eddy	Graham	Peterson, Bottineau
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hanson	Place
Beggs	Hewitt	Randall
Bettenhausen	Hill	Ritter
Biberdorf	Holey	Sand
Bilden	Holte	Saumur
Bjerke	Hurd	Savre
Black	Isaak	Schantz
Blaisdell	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Kapaun	Seibel
Brunsdale	Keidel	Schauss
Burke	Kubischta	Shockman

Messrs.	Messrs.	Messrs.
Caddell	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson,McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Noben	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Hall	Niewoehner
Brusseau	Holthusen	Parkinson
Burgum	McIlraith	

So the bill passed and the title was agreed to.

Mr. Stray moved that the vote by which House Bill No. 329 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

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, 76; nays, 24; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Noben
Aljets	Godwin	Norheim
Anderson, Sargent	Goodlaxon	O'Brien
Anfinson	Graham	Odegard

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Bettenhausen	Hill	Peterson, Cass
Biberdorf	Holte	Randall
Bjerke	Hurd	Ritter
Black	Johnson	Sand
Blaisdell	Kapaun	Saumur
Born	Keidel	Schantz
Brunsdale	Kubischta	Schnell
Burke	Langford	Scholl
Child	Larson	Seibel
Clarke	Lavik	Schauss
Cosgriff	Levin	Shurr
Dahl, Traill	Lohrbauer	Smith
Downey	Moore	Solberg
Dullea	Morris	Thompson
Erickson, McKenzie	McLarty	Treffry
Fjeld	Muus	Twichell
Fitzgerald	Myers	Urschel
Frosaker	Niewoehner	Wendland
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Isaak	Savre
Bauer	Jensen	Shockman
Borstad	Marks	Stray
Caddell	Morgan	Symington
Dahl, Emmons	Oglesby	Thoreson
Dalzell	Olson, Hettinger	Williams
Erickson, McLean	Olson, Mountrail	Wolf
Holey	Place	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dittmer	McIlraith
Bilden	Fedje	Mode
Brusseau	Hanson	Traynor
Burgum	Holthusen	Tuff
Cunningham		

So the bill passed and the title was agreed to.

Mr. Burke moved that further consideration of House Bill No. 351 be indefinitely postponed.

Mr. Godwin moved as a substitute motion that House Bill No. 351 be returned to General Orders for amendment.

Which motion prevailed.

House Bill No. 157. A Bill for an Act Providing for the Granting of Concessions in State, County and Municipal Public Buildings and the Grounds Adjacent Thereto, for Cafes, Restaurants, and Confectionaries; and, Providing for the Leasing, Renting, and Licensing of Such Public Con-

cessions, and Making it Unlawful for Any State Official, County Official, Municipal Official, and Any Commission or Board Thereof, to Let Anyone Have the Use and Benefits of Any Such Concessions Without Having Complied With the Provisions of This Act, and Providing a Penalty Therefore; and Making This Act an Emergency Measure.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 64; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Black	Gessner	Moore
Blaisdell	Gilbertson	Morris
Brunsdale	Goodlaxon	Muus
Burgum	Graham	Niewoehner
Burke	Hall	Norheim
Clarke	Halverson	O'Brien
Cosgriff	Holte	Oglesby
Cunningham	Hurd	Page
Dittmer	Johnson	Peterson, Cass
Downey	Kapaun	Schantz
Dullea	Keidel	Smith
Erickson, McKenzie	Langford	Thompson
Fjeld	Lavik	Twichell
Fitzgerald	Lohrbauer	Wendland
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Place
Aliets	Hanson	Randall
Anderson, Burke	Hewitt	Ritter
Anderson, Sargent	Hill	Sand
Bailey, Eddy	Holey	Savre
Bailey, Dunn	Isaak	Schnell
Bauer	Jensen	Scholl
Beggs	Kubischta	Seibel
Bettenhausen	Larson	Schauss
Biberdorf	Levin	Shockman
Bilden	Marks	Shurr
Bjerke	Morgan	Solberg
Born	McLarty	Stray
Borstad	Mode	Symington
Brusseau	Myers	Thoreson
Caddell	Noben	Treffry
Child	Odegard	Tuff
Dahl, Emmons	Olson, Hettinger	Urschel
Dahl, Traill	Olson, Mountrail	Williams
Dalzell	Parkinson	Wolf
Erickson, McLean	Peterson, Bottineau	Mr. Speaker
Fedje		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holthusen	Saumur
Anfinson	McIlraith	Traynor

So the bill was lost.

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

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, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Odegard
Aljets	Fitzgerald	Oglesby
Anderson, Burke	Frosaker	Olson, Hettinger
Anderson, Sargent	Gessner	Page
Anfinson	Gilbertson	Parkinson
Bailey, Eddy	Godwin	Peterson, Bottineau
Bailey, Dunn	Goodlaxon	Peterson, Cass
Bauer	Graham	Place
Beggs	Halverson	Randall
Bettenhausen	Hanson	Ritter
Biberdorf	Hill	Sand
Bilden	Holey	Savre
Bjerke	Holte	Schantz
Black	Hurd	Schnell
Blaisdell	Isaak	Scholl
Born	Jensen	Seibel
Borstad	Keidel	Schauss
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burgum	Larson	Smith
Burke	Lavik	Solberg
Caddell	Levin	Stray
Child	Lohrbauer	Symington
Clarke	Marks	Thompson
Cosgriff	Moore	Thoreson
Dahl, Emmons	Morgan	Traynor
Dahl, Traill	Morris	Treffry
Dalzell	McLarty	Tuff
Dittmer	Mode	Twichell
Downey	Muus	Urschel
Dullea	Myers	Wendland
Erickson, McKenzie	Niewoehner	Williams
Erickson, McLean	Norheim	Wolf
Fedje	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holthusen	Noben
Cunningham	Johnson	Olson, Mountrail
Hall	Kapaun	Saumur
Hewitt	McIlraith	Mr. Speaker

So the bill passed and the title was agreed to.

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

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, 72; nays, 24; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	Oglesby
Aljets	Erickson, McLean	Olson, Hettinger
Anderson, Burke	Fedje	Olson, Mountrail
Anderson, Sargent	Fjeld	Page
Anfinson	Fitzgerald	Peterson, Bottineau
Bailey, Eddy	Godwin	Place
Bailey, Dunn	Goodlaxon	Randall
Bauer	Hanson	Ritter
Bettenhausen	Hewitt	Sand
Biberdorf	Holey	Saumur
Bilden	Jensen	Savre
Bjerke	Keidel	Schnell
Black	Langford	Scholl
Born	Lavik	Schauss
Borstad	Levin	Shurr
Brunsdale	Morgan	Solberg
Burgum	Morris	Stray
Caddell	McLarty	Thoreson
Child	Mode	Treffry
Clarke	Myers	Tuff
Cosgriff	Niewoehner	Urschel
Dahl, Traill	Noben	Williams
Dittmer	O'Brien	Wolf
Dullea	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	Halverson	Norheim
Brusseau	Holte	Schantz
Burke	Johnson	Smith
Dalzell	Kapaun	Symington
Downey	Kubischta	Thompson
Frosaker	Larson	Traynor

Messrs.	Messrs.	Messrs.
Gessner	Lohrbauer	Twichell
Graham	Marks	Wendland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hill	Muus
Beggs	Holthusen	Parkinson
Cunningham	Hurd	Peterson, Cass
Dahl, Emmons	Isaak	Seibel
Gilbertson	Moore	Shockman
Hall	McIlraith	

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 330 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 271. A Bill for an Act Relating to the Issuance of Bonds to Retire Drainage Warrants and Outstanding Tax Liens; and Providing for the Payment and /or Discharge of General Taxes, Tax Sale Certificates and Special Assessments Against Lands Subject to Drain Taxes, and for a Re-examination and Re-assessment of Benefits; and Authorizing the Board of County Commissioners to Remit Interest and Penalty, and Providing for an Assessment of Taxes for the Payment of Such Bonds.

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, 54; nays, 35; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Caddell	Mode
Aljets	Child	Niewoehner
Anderson, Burke	Clarke	Norheim
Anderson, Sargent	Dahl, Traill	O'Brien
Anfinson	Fedje	Odegard
Bailey, Eddy	Fitzgerald	Olson, Hettinger
Bailey, Dunn	Frosaker	Peterson, Bottineau
Beggs	Goodlaxon	Peterson, Cass
Bettenhausen	Hill	Randall
Bilden	Holey	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Schnell
Blaisdell	Jensen	Scholl
Born	Keidel	Schauss
Borstad	Langford	Solberg
Brunsdale	Moore	Stray
Burgum	Morgan	Thompson
Burke	Morris	Twichell

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Biberdorf	Kapaun	Shurr
Brusseau	Kubischta	Smith
Dalzell	Larson	Symington
Downey	Marks	Thoreson
Erickson, McLean	Myers	Traynor
Gessner	Noben	Treffry
Gilbertson	Oglesby	Tuff
Godwin	Olson, Mountrail	Urschel
Hall	Parkinson	Williams
Halverson	Place	Wolf
Hanson	Savre	Mr. Speaker
Johnson	Schantz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fjeld	McIlraith
Bauer	Graham	McLarty
Cosgriff	Hewitt	Muus
Cunningham	Holthusen	Page
Dahl, Emmons	Holte	Saumur
Dittmer	Lavik	Seibel
Dullea	Levin	Shockman
Erickson, McKenzie	Lohrbauer	Wendland

So the bill was lost.

Mr. Dahl of Emmons demanded a call of the House.

Which request was granted.

All members were present except:

Anderson of Bowman, Cunningham, Holthusen, McIlraith.

Mr. Dahl of Emmons moved that further call of the House be dispensed with.

Which motion prevailed.

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 57; nays, 53; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Ritter
Aljets	Godwin	Sand

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hanson	Schnell
Anfinson	Hill	Scholl
Bailey, Dunn	Holey	Seibel
Bauer	Isaak	Schauss
Beggs	Kubischta	Shockman
Bottenhausen	Marks	Shurr
Biberdorf	Morgan	Solberg
Bilden	McLarty	Stray
Bjerke	Mode	Symington
Born	Myers	Thoreson
Brusseau	Noben	Treffry
Caddell	Odegard	Tuff
Child	Olson, Hettinger	Urschel
Dahl, Emmons	Olson, Mountrail	Wendland
Dahl, Traill	Parkinson	Williams
Dalzell	Peterson, Bottineau	Wolf
Erickson, McLean	Place	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gessner	Moore
Bailey, Eddy	Gilbertson	Morris
Black	Goodlaxon	Muus
Blaisdell	Graham	Niewoehner
Borstad	Hall	Norheim
Brunsdale	Halverson	O'Brien
Burgum	Hewitt	Oglesby
Burke	Holte	Page
Clarke	Hurd	Peterson, Cass
Cosgriff	Jensen	Randall
Cunningham	Johnson	Saumur
Dittmer	Kapaun	Savre
Downey	Keidel	Schantz
Dullea	Langford	Smith
Erickson, McKenzie	Larson	Thompson
Fjeld	Lavik	Traynor
Fitzgerald	Levin	Twichell
Frosaker	Lohrbauer	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holthusen	McIlraith

So the bill passed and the title was agreed to.

Mr. Beggs moved that the vote by which House Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that second reading of House Bill 213 be dispensed with because it was read yesterday.

Which motion prevailed.

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 58; nays, 46; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Place
Aljets	Frosaker	Randall
Anderson, Burke	Gessner	Ritter
Anderson, Sargent	Godwin	Sand
Anfinson	Goodlaxon	Savre
Bauer	Graham	Schantz
Beggs	Hanson	Schnell
Bettenhausen	Isaak	Scholl
Biberdorf	Keidel	Seibel
Bjerke	Lavik	Schauss
Blaisdell	Lohrbauer	Shockman
Born	Mode	Shurr
Burke	Muus	Solberg
Caddell	Myers	Symington
Child	Niewoehner	Thoreson
Dahl, Emmons	Noben	Treffry
Dalzell	Olson, Hettinger	Tuff
Dittmer	Page	Urschel
Downey	Parkinson	Wolf
Erickson,McKenzie		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hewitt	Morris
Bailey, Dunn	Hill	McLarty
Black	Holey	Norheim
Brunsdale	Holte	O'Brien
Brusseau	Hurd	Odegard
Burgum	Jensen	Oglesby
Clarke	Johnson	Olson, Mountrail
Cosgriff	Kapaun	Peterson,Bottineau
Cunningham	Kubischta	Peterson, Cass
Dahl, Traill	Langford	Saumur
Dullea	Larson	Smith
Fedje	Levin	Stray
Fjeld	Marks	Thompson
Fitzgerald	Moore	Wendland
Hall	Morgan	Mr. Speaker
Halverson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Gilbertson	Traynor

Messrs.	Messrs.	Messrs.
Bilden	Holthusen	Twichell
Borstad	McIlraith	Williams

So the bill passed and the title was agreed to.

Mr. Schantz moved that the vote by which House Bill No. 213 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Smith moved that the rules be suspended and that second reading of House Bill No. 210 be dispensed with for the reason that it was read yesterday.

Which motion prevailed.

House Bill No. 210. A Bill for an Act to Amend and Re-enact That Portion of Section 2166 of the Supplement to the Compiled Laws of 1913 as Was Amended and Re-enacted by Sub Section (b) of Section 1 of Chapter 279 of the 1931 Session Laws Relating to the Collection of Personal Property Taxes; Providing for Publication of Personal Property Tax List in Newspapers Nearest the Taxing District. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 70; nays, 38; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	O'Brien
Aljets	Godwin	Oglesby
Anderson, Burke	Hall	Olson, Mountrail
Anderson, Sargent	Hewitt	Page
Anfinson	Hill	Parkinson
Bailey, Dunn	Holte	Peterson, Bottineau
Bauer	Hurd	Peterson, Cass
Beggs	Johnson	Place
Bettenhausen	Kapaun	Ritter
Bjerke	Kubischta	Sand
Blaisdell	Langford	Schantz
Born	Larson	Schnell
Borstad	Lavik	Scholl
Brunsdale	Levin	Seibel
Brusseau	Lohrbauer	Schauss
Burgum	Marks	Shockman
Child	Moore	Shurr
Cosgriff	Morgan	Smith
Dittmer	Morris	Stray
Downey	Mode	Thompson
Dullea	Muus	Tuff
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Noben	Williams
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Fitzgerald	Olson, Hettinger
Biberdorf	Gessner	Randall
Bilden	Goodlaxon	Saumur
Black	Graham	Savre
Burke	Halverson	Solberg
Caddell	Hanson	Symington
Clarke	Holey	Thoreson
Cunningham	Isaak	Treffry
Dahl, Emmons	Jensen	Twichell
Dahl, Traill	McLarty	Wendland
Dalzell	Niewoehner	Wolf
Fedje	Norheim	Mr. Speaker
Fjeld	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Keidel	Traynor
Holthusen	McIlraith	

So the bill passed and the title was agreed to.

Mr. Hurd moved that the vote by which House Bill No. 210 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Smith moved that the rules be suspended and that second reading of House Bill No. 276 be dispensed with for the reason that it was read on Saturday evening.

Which motion prevailed.

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 104; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	O'Brien
Aljets	Fitzgerald	Odegard
Anderson, Burke	Frosaker	Oglesby
Anderson, Sargent	Gessner	Olson, Hettinger
Anfinson	Gilbertson	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Godwin	Page
Bailey, Dunn	Goodlaxon	Parkinson
Bauer	Graham	Peterson, Bottineau
Beggs	Hall	Peterson, Cass
Bettenhausen	Halverson	Place
Biberdorf	Hanson	Randall
Bjerke	Hewitt	Ritter
Bilden	Hill	Sand
Black	Holey	Saumur
Blaisdell	Holte	Schantz
Born	Hurd	Schnell
Borstad	Isaak	Scholl
Brunsdale	Johnson	Seibel
Brusseau	Kapaun	Schauss
Burgum	Keidel	Shockman
Burke	Kubischta	Shurr
Caddell	Langford	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Marks	Thompson
Cunningham	Moore	Thoreson
Dahl, Emmons	Morgan	Traynor
Dahl, Traill	Morris	Treffry
Dalzell	McLarty	Tuff
Dittmer	Mode	Urschel
Downey	Muus	Wendland
Dullea	Myers	Williams
Erickson, McKenzie	Niewoehner	Wolf
Erickson, McLean	Noben	Mr. Speaker
Fedje	Norheim	

Those voting in the negative were:

Messrs.
Jensen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Lohrbauer	Symington
Holthusen	McIlraith	Twichell
Larson	Savre	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Morris moved that the vote by which House Bill No. 276 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and further reading of House Bill No. 247 be dispensed with as such bill was read the second time yesterday.

Which motion prevailed.

House Bill No. 247. A Bill for an Act to Amend and Re-enact Section 7 and Section 11 of the Initiated Measure

Entitled "An Act Providing for the Manufacture and Sale Within the State of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill Number 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict with the Provisions of This Act." Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer. Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 58; nays, 46; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Place
Aljets	Erickson, McKenzie	Randall
Anderson, Burke	Erickson, McLean	Ritter
Anfinson	Fedje	Sand
Bailey, Dunn	Fitzgerald	Schantz
Bauer	Godwin	Schnell
Beggs	Goodlaxon	Scholl
Bettenhausen	Graham	Seibel
Biberdorf	Isaak	Schauss
Bjerke	Kubischta	Shockman
Blaisdell	Moore	Shurr
Born	Myers	Solberg
Borstad	Niewoehner	Stray
Brunsdale	Noben	Thoreson
Brusseau	Odegard	Treffry
Caddell	Olson, Hettinger	Tuff
Child	Olson, Mountrail	Wendland
Dahl, Emmons	Parkinson	Wolf
Dahl, Traill	Peterson, Bottineau	Mr. Speaker
Dittmer		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hewitt	Morris
Bailey, Eddy	Hill	McLarty
Bilden	Holey	Muus
Black	Holte	Norheim
Burgum	Hurd	O'Brien
Burke	Jensen	Oglesby
Clarke	Johnson	Page
Cunningham	Kapaun	Peterson, Cass
Dalzell	Keidel	Saumur
Dullea	Langford	Smith
Fjeld	Larson	Symington
Gessner	Lavik	Thompson

Messrs.	Messrs.	Messrs.
Gilbertson	Levin	Traynor
Hall	Marks	Twichell
Halverson	Morgan	Williams
Hanson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holthusen	Mode
Cosgriff	Lohrbauer	Savre
Frosaker	McIlraith	Urschel

So the bill was declared lost.

Mr. Morris moved that the rules be suspended and that further reading of House Bill No. 278 be dispensed with, as such bill has already had its second reading.

Which motion prevailed.

House Bill No. 278. A Bill for an Act Authorizing the State of North Dakota to Manufacture, at its Own Cost, for its Own Use, the Hoiland Economy Road Planer, and Pay the Patentee, Albert Hoiland, the sum of \$5.00 for Each Planer so Manufactured and Used.

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, 59; nays, 42; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hill	Olson, Hettinger
Bettenhausen	Holey	Page
Bilden	Hurd	Peterson, Bottineau
Bjerke	Isaak	Peterson, Cass
Born	Jensen	Randall
Borstad	Johnson	Ritter
Brusseau	Kapaun	Sand
Burke	Kubischta	Savre
Clarke	Langford	Schnell
Cosgriff	Larson	Shockman
Dahl, Emmons	Lavik	Shurr
Dalzell	Levin	Smith
Dittmer	Lohrbauer	Stray
Erickson, McLean	Marks	Symington
Fedje	Moore	Thompson
Goodlaxon	Morgan	Thoreson
Graham	Morris	Tuff
Hall	McLarty	Williams
Hanson	Niewoehner	Mr. Speaker
Hewitt	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Norheim
Aljets	Dullea	O'Brien
Anderson, Burke	Fjeld	Odegard
Anderson, Sargent	Fitzgerald	Olson, Mountrail
Bailey, Dunn	Frosaker	Place
Bauer	Gessner	Saumur
Black	Gilbertson	Schantz
Blaisdell	Godwin	Schauss
Brunsdale	Halverson	Solberg
Burgum	Holte	Traynor
Caddell	Keidel	Twichell
Child	Mode	Urschel
Cunningham	Muus	Wendland
Dahl, Traill	Myers	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McKenzie	Parkinson
Anfinson	Holthusen	Scholl
Beggs	McIlraith	Seibel
Biberdorf	Noben	Treffry

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 278 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. O'Brien: I vote "no" on this measure because I do not believe in prisoners competing with labor from outside.

Mr. Smith asked unanimous consent to amend House Bill No. 258.

Which request was granted.

Page 5, Section 5, line 3, after the words "shall be," strike out the word "file" and insert in lieu thereof the word "signed."

Page 6, lines 16 and 17, strike out the words "by John Doe."

On line 18, insert the words "John Doe."

Mr. Smith moved that the rules be suspended and that House Bill No. 258 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota

for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

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, 55; nays, 42; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hill	Peterson, Bottineau
Anderson, Sargent	Holey	Place
Anfinson	Hurd	Ritter
Bailey, Dunn	Isaak	Sand
Bilden	Jensen	Schnell
Bjerke	Johnson	Seibel
Black	Kapaun	Schauss
Blaisdell	Keidel	Shockman
Born	Kubischta	Smith
Caddell	Larson	Solberg
Dahl, Emmons	Lavik	Symington
Downey	Marks	Thoreson
Dullea	Morris	Treffry
Erickson, McKenzie	Myers	Tuff
Fitzgerald	Noben	Urschel
Godwin	Norheim	Wendland
Graham	O'Brien	Williams
Hall	Odegard	Wolf
Halverson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Niewoehner
Bailey, Eddy	Gilbertson	Oglesby
Bauer	Goodlaxon	Olson, Hettinger
Biberdorf	Hanson	Olson, Mountrail
Brunsdale	Hewitt	Page
Brusseau	Holte	Peterson, Cass
Burke	Langford	Randall
Child	Levin	Saumur
Clarke	Lohrbauer	Savre
Cunningham	Moore	Schantz
Dahl, Traill	Morgan	Thompson
Erickson, McLean	McLarty	Traynor
Fjeld	Mode	Twichell
Frosaker	Muus	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Cosgriff	McIlraith
Anderson, Bowman	Dalzell	Parkinson
Beggs	Dittmer	Scholl
Bettenhausen	Fedje	Shurr
Borstad	Holthusen	Stray
Burgum		

So the bill was declared lost.

Mr. Brunsdale moved that the vote by which House Bill No. 258 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Noben moved that the House be on the Seventh Order of Business.

Which motion prevailed.

Mr. Noben moved that Senate Bill No. 138 be referred back to the Committee on Insurance for further amendments.

Which motion prevailed.

GENERAL ORDERS

Mr. Schauss moved that the House resolve itself into a Committee of the Whole for the consideration of general orders.

Which motion prevailed.

The Speaker called Mr. Schauss to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 290. A Bill for an Act, Regulating the Importation, Transportation, Sale and Possession in Certain Cases of Liquor; Defining Liquor; Providing Certain Powers and Duties of the Beer Commissioner or Other Officer Charged With the Execution of the Duties Incidental to Regulation; Providing Certain Regulations for the Importation, Transportation, Sale and Possession of Liquor; Providing for the Revenue Therefrom, and Licenses Therefor; Providing for the Bonding for Certain Persons in Connection With the Regulation of Importation, Transportation, Sale and Possession of Liquor; Prohibiting the Transfer of Licenses; Excluding Certain Persons From the Right to Purchase Liquor; Authorizing and Requiring Governing Bodies of Municipalities to Provide and Require the Payment of a Local Tax or License, and Raise Revenue Therefrom; to Prescribe Certain Regulations, Limiting the Place and Time of Sale; Providing for the Labeling of All Liquor Containers; Providing for an Excise Tax and Regulations Thereto; for the Keeping of Certain Records by the Beer Commissioner; Providing for the Making of Certain Reports; Providing for the Confiscation of Unstamped Liquor; Providing for Money With Which to Put This Act Into Operation and Providing for the Administration of This Act; Providing for the Disposition of Liquor Revenue, and the Allotment

Thereof; to School Districts of the State; Providing for the Reduction of Taxes on Real Estate to the Extent of Such Application; Providing Penalties for the Violation of the Provisions of This Act; Repealing All Acts in Conflict Therewith; Providing for a Saving Clause as to Constitutionality; Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In the title of the printed bill, line 2, strike out the words "in certain cases."

In the last line of the title on the first page of the printed bill strike out the word "allotment" and insert in lieu thereof "allotment" (with one "t").

The last word in the next to the last line of the title on page 2 of the printed bill should be spelled "constitutionality."

In line 10 of Section 1 of the printed bill, insert a comma after the word "which."

In line 21, Section 1, of printed bill, strike out the words, "within this State" and also the words "any platted town."

In line 4, Section 2, of printed bill, strike out the word "this," and insert in lieu thereof the word "the."

In line 6, Section 3, of printed bill, strike out the words "discretion infer" and in lieu thereof insert the words "discretion transfer."

In line 10 of Section 3, printed bill, correct the spelling of the word "Regulator," to "Regulatory."

In line 16, of Section 3, of the printed bill, strike out the word "minimum" and insert in lieu thereof "maximum." In the same line and section, place a semi-colon instead of a comma following the word wholesale.

In line 17, Section 3, of the printed bill, strike out the words "in booklet form."

In line 32, Section 3, of the printed bill, insert the word "to" immediately preceding the word "enforce"; and in the same line and section, strike out the word "retailer," and insert in lieu thereof "retailers."

In Section 3, line 40, of printed bill, place a comma before the word "are."

In line 5, Section 4, of the printed bill, strike out the word "obtained," and insert in lieu thereof "obtaining."

In line 7, Section 4, strike out the word "fermentation," and insert in lieu thereof "fermenting."

In line 2, Section 5, of the printed bill, strike out the word "license" and insert in lieu thereof the word "licenses."

In line 10, Section 5, strike out the words "or contemplates engaging."

In line 11, Section 5, remove the comma after the word "in."

In line 1, Section 6, strike out the word "Licenses" and insert in lieu thereof the word "License."

In line 8, Section 6, correct the spelling of the word "business" to "business."

In line 15, Section 6, strike out the word "It" and insert in lieu thereof the word "There."

In line 17 and beginning the line 18, Section 6, strike out the word "organized" and insert in lieu thereof "incorporated," and in line 18 of the same Section (6) insert the word "organized" following the word "and."

In line 19, Section 6, correct the spelling of the word "villages."

In line 24, Section 6, strike out the words, "shall have" and insert in lieu thereof "has."

In lines 26 and 27, Section 6, strike out the words "municipality in which he asks to obtain such license" and insert in lieu thereof "State of North Dakota."

In line 27, Section 6, correct the spelling of the word "discretion."

In line 30, Section 6, strike out the words "towns or" and in the same line and section insert the word "organized," preceding the word "townships."

In line 33, Section 6, correct the last word in the line from "town" to "township."

In line 39, Section 6, correct the spelling of the word "discretion."

In line 42, Section 6, strike out the word "with" and insert the word "within."

In line 6, Section 9 of the printed bill, strike out the "period" following the word "conditioned" and insert a semi-colon.

In line 9, Section 11, of printed bill, correct the spelling of the word "retailer's."

In line 12, Section 13, of printed bill, following the word "drunkard" insert a comma and the words "insane person."

In lines 13 and 14, Section 13, strike out the words "or to any Indian or insane person" and insert in lieu thereof the words "or Federal Laws."

In line 6, Section 15, strike out the period following the word "wholesaler" and insert in lieu thereof a semi-colon,

and the word immediately following to be spelled with a small letter "a."

In line 19, Section 16, of the printed bill, strike out the words "shall be taxed."

In line 16, Section 17 of the printed bill, correct the spelling of the word "each."

In line 6, Section 20, of the printed bill, correct spelling of word "container."

In lines 4 and 5, Section 21, of printed bill, strike out the following sentence "without authority to have such intoxicating liquor without such stamps or labels and also comma after the word "labels."

In line 1, Section 22, in the title, change the word "commissioners" to word "commissioner." Strike out the small letter "a" at the beginning of Section 22, Section 23.

In line 3, Section 23 of the printed bill, strike out the words "and introduction."

In line 1, Section 24, of the printed bill, strike out word "appropriation" and in line 2, of same Section, strike out the small letter "a" at the beginning of the line.

In line 4, of Section 27, of the printed bill, correct spelling of the word "chargeable."

In line 8, Section 27, of the printed bill, strike out the words "it is lawful" and insert in lieu thereof the words "a license is in force."

At the end of line 24, Section 27, of the printed bill, add the following paragraph: "Counties in which the sale of intoxicating liquor is prohibited under the laws of the United States, shall share in the distribution as hereinbefore provided for."

In line 5, Section 30 of the printed bill, correct the spelling of the word "fraudulently."

In line 14, Section 31, of the printed bill, strike out word "or" and insert in lieu thereof the word "of."

In line 15, Section 31, insert a comma after the word "otherwise."

In line 18, Section 31, strike out comma after word "interested" and insert in lieu thereof a period.

In line 18, Section 31 of the printed bill, insert the following paragraph as sub-division (c) to Section 31. "(c) Any person having in his possession any package containing intoxicating liquor on which there has not been affixed the excise tax stamp as provided for by this Act, shall be guilty of a misdemeanor."

And when so amended recommend the same do pass.

Also,

House Bill No. 226. A Bill for an Act to Require the County Auditor of Each County to Levy an Annual Tax of One Dollar Upon Each Elector in the County and a Tax of Four Mills Upon Each Dollar of the Assessed Valuation of Property in the County for the Support of the Public Schools Within the County, and to Provide for the Apportionment Thereof Among the Schools by the County Superintendent of Schools on the Basis of Enrollment.

And recommend back to the House without action.

GUS A. SCHAUSS,
Chairman.

Mr. Wolf moved the adoption of the report of the Committee of the Whole.

Mr. Thompson demanded a divided report.

House Bill No. 226—without recommendation. Which report was adopted and House Bill No. 226 remained in General Orders.

The question being upon the adoption of the report as to House Bill No. 290, Mr. Thompson demanded a roll call.

Which request was not granted.

Mr. Schantz moved that the report of the Committee of the Whole as to House Bill No. 290 be adopted.

Which motion prevailed.

FIFTH ORDER OF BUSINESS

REPORT OF STANDING COMMITTEES

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the word "A Bill" and insert in lieu thereof the following:

"For an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933 Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. AMENDMENT.) That Sections 1, 2, 3, 5, 6, 10, 11, 12, 13, 14, 15, 16, 21, 23, 24 and 25, of Chapter 254, the Session Laws of the Year 1933, be amended and re-enacted to read as follows:

Section 1. There shall be levied and collected in each year, beginning with the Year 1935, an annual tax of seven-tenths of one mill for each taxable dollar of the total equalized assessed valuation, of all taxable property in the State of North Dakota, for the purpose of creating a fund to be known as the Old Age Pension Fund, the proceeds of which levy shall be set apart as a fund for the payment of relief and in assistance of aged persons, as hereinafter provided, such tax shall be collected in the same manner as is now provided for the collection of other taxes and when collected shall be paid into the state treasury to the credit of the Old Age Pension Fund. The fund shall be cumulative and any surplus for any year shall be available for disbursement according to law for any succeeding year. If the funds provided for herein are not sufficient to pay all pensions to become payable in any year, the Board of Administration shall scale all such pensions so that the pension fund may be distributed, uniformly among those granted pensions hereunder and that each person granted such pension may receive the same percentage of the pension granted. There shall also be converted into said fund and disposed of in accordance with this Act any other or further sums levied or appropriated or otherwise made available for Old Age Pensions.

Section 2. An allowance from said fund of not to exceed the sum of Two Hundred and Forty Dollars (\$240.00) per annum, shall be granted to any person of the age of sixty-eight years and over, regardless of age, who

a. Is without adequate means of support and who,

b. Is a citizen of the United States and has resided in this State for at least twenty (20) years immediately preceding the date application, provided, continuous residence in the State shall not be deemed to have been interrupted on account of absence therefrom if the total period does not exceed two years; and also provided that temporary absence from the State or absence from the State while in the service of the State or nation shall not be deemed to interrupt residence in the state, if a domicile be not acquired outside the State. The total age pension paid to residents of any county in any year, shall not exceed 125% of the amount of taxes levied and collected for such county, and paid into such fund, in such year.

Section 3e. Those who have a yearly income of more than two hundred and forty (\$240.00) dollars.

Section 5. Every person claiming to be entitled to a pension under this Act shall, in the manner and form pre-

scribed by the Board hereby created, deliver a claim therefor to the Board of County Commissioners of the county wherein the claimant resides, which claim shall be verified by the oath or affirmation of the claimant that the contents of his or her pension claim are true and correct in every material part. The County Commissioners shall thereupon number and docket the claim in the manner prescribed by the Board and shall forthwith transmit a true copy of the claim to said Board. At the said time said County Commissioners shall ascertain on what date the claim may be investigated, and shall notify the claimant of a date on which he or she may attend to support the claim on the date so fixed, or on the first convenient date thereafter, the County Commissioners shall proceed to fully investigate the claim for the purpose of ascertaining whether the claimant is entitled to a pension, and if so, for what amount the first year, and for this purpose the said County Commissioners shall be empowered to swear witnesses and take evidence in a summary manner in said proceedings.

Section 6. In investigating any claim for a pension the County Commissioners shall not be bound by the strict rules of evidence but shall investigate and determine the matter by such means and in such manner as they think fit. The County Commissioners may admit the pension claims as originally made, or as modified as the result of their investigations, or may postpone it for further evidence, or reject it as they deem equitable; and their findings and decisions shall be forwarded to the State Pension Board for its approval or rejection.

Section 10. As soon as the pension claim is established, and the rate of the first year's pension is fixed, the Board of County Commissioners shall, in the prescribed manner, certify the same to the State Pension Board, who shall, in the prescribed manner and form, issue to the claimant a certificate (elsewhere throughout this act called a "pension certificate") in respect of the first year's pension.

Section 11. Except as herein provided, the amount of the pension shall not exceed Two Hundred and Forty Dollars (\$240.00) per year.

Section 12. In the order allowing the pension, the State Pension Board shall determine the amount to which said pension shall be reduced by reason of an income less than Two Hundred and Forty Dollars (\$240.00) per year which a claimant is receiving, and shall issue to such pensioner a certificate showing the amount of such pension. The pension shall be payable on the first days of May and November of each and every year, and shall continue during the life of such pensioner, so long as he or she shall remain out of any home or institution officially maintained by any county or by this state or by the United States, subject to cancellation, modification and change of amount, according to the changing income of such pensioner. Any such cancellation, modification, or change to be made only upon notice to the

pensioner and upon hearing before the Board of County Commissioners.

Section 13. All persons possessing such pension certificate and drawing a pension under the provisions of this Act, shall annually and not later than February 1st, of each year, make and file with the State Pension Board a statement showing the income of such pensioner for the preceding calendar year. The Secretary of Agriculture and Labor shall have the right to investigate or cause to be investigated the truth of any and all statements contained in such annual report of income, and shall have the power and authority to grade and rate succeeding pension payments to cause them to accord with the facts found and determined upon such investigation.

Section 14. No pension, claim or allowance of a pension by the State Pension Board shall be assignable or subject to lien, attachment, execution or garnishment, or be held liable in any way for any lien, debt, penalty or damages. •

Section 15. If at any time the Board of County Commissioners have reason to believe that any pension certificate has been improperly obtained, it shall cause special inquiry to be made before them, and shall suspend payment of any and all installments pending such inquiry. If on inquiry it appears that the pension certificate was improperly obtained, it shall be cancelled by the Board of County Commissioners, and the State Pension Board... but if it appears that the certificate was properly obtained, the suspended installments shall be payable in due course.

Section 16. If on the death of any pensioner, or of the wife or husband of a pensioner, it is found that he, or either of them, was possessed of property and assets which were not assigned and conveyed to the State Pension Board as required by this Act, including insurance policies, double the amount of the pension at any time paid may be recovered as a debt due to the state from the estate so found; provided, that, where the husband and wife were at the time of such death living apart pursuant to decree, or order, of separation, this section shall apply only in the case of the pensioner.

Section 21. The State Pension Board, which Board shall be composed of the Secretary of Agriculture and Labor, the Attorney General, and the Chairman of the Board of Administration, under the name and style of the State Pension Board, shall have the power and it shall be its duty to administer the fund hereby created, to hear and decide all questions applied from or suggested by such Board of County Commissioners, to make payments and disbursements from said fund in accordance with the provisions of this Act, and to make reasonable provisions for Secretary or clerical assistance and postage required by said Board for the proper performance of its duties; provided, however., that the expense for the carrying out of the provisions of this Act shall not exceed more than One Thousand Dollars (\$1,000.00) in any one year; and from time to time to make and establish such rules for the administration of said fund.

Section 23. The State Pension Board may from time to time make regulations under this act relating to any of the following purposes or matters in addition to those specifically granted herein.

(a) The procedure in all hearings (other than judicial proceedings) under this act.

(b) The recording or registration of pension claims, pension certificates and all other matters and proceedings in relation to pensions under this Act.

Section 24. The State Pension Board, shall, within thirty days after the close of each calendar year, make a report to the Governor and showing for such year:

(a) The total amount paid under this act.

(b) The total amount paid under this act in respect of other than pensions.

(c) The total number of pensioners.

(d) The total number of forfeited installments; and

(e) Such other particulars as they may deem advisable.

Section 25. Of said Chapter 254. REPEAL.) And all other Acts in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 270. A Bill for an Act Placing the Inspection and Verification of Electric, Gas, Water and Steam Heat Meters Under the Jurisdiction of the Board of Railroad Commissioners; Providing for Appointment of Inspectors and Their Duties and Compensation; and Providing for Duties of Board of Railroad Commissioners in Connection Therewith and for Adjustment of Charges in Certain Cases.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 357. A Bill for an Act to Encourage the Sale of Gasoline-Alcohol Blended Motor Fuel by Remitting a Portion of the Motor Vehicle Fuel Tax Collected on Such Gasoline-Alcohol Blended Motor Fuel to the Dealer Selling Such Product.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

House Bill No. 361. A Bill for an Act to Amend and Re-enact Paragraph (a) of Section 4, Chapter 235 of the Session Laws of 1929, Relating to the Limitation on Taxes Levied by Counties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that House Bill No. 362 be recommended

for passage, which motion prevailed and House Bill No. 362 will be placed on the calendar.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell at Public Auction or Private Sale, all Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of all Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, page 1, line 6 of the original bill, after the (,) comma, following the word "commissioner," and before the word "and," insert the following: "the use of which is not required by the State Regulatory Department in the enforcement of the provisions of the initiated measure hereinbefore referred to."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

House Bill No. 365. A Bill for an Act Providing that Teachers who Served in the United States' Armed Forces During the World War Shall be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Law Upon Payment of the Assessments for the Time of Said Service; and Repealing all Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

GUS. A. SCHAUSS,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 25, 1935

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 23. A Bill for an Act Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

Also:

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Also,

Senate Bill No. 243. A Bill for an Act to Amend and Re-enact Section 10606, Compiled Laws of 1913, Relating to Preliminary Examinations of Persons Accused of Crime, and Permitting the Defendant to Make Unsworn Statements in Answer to the Charge Against Him.

Also,

Senate Bill No. 244. A Bill for an Act to Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

Also,

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

Also,

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Also,

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Also,

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 From Certain Fund in Office of State Treasurer,

Derived From the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future From Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud or Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Twichell moved that when the House completes the day's business the House recess until 9 A. M. tomorrow.

Which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 23. A Bill for an Act Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 243. A Bill for an Act to Amend and Re-enact Section 10606, Compiled Laws of 1913, Relating to Preliminary Examinations of Persons Accused of Crime, and Permitting the Defendant to Make Unsworn Statements in Answer to the Charge Against Him.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 244. A Bill for an Act to Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Was read the first time and referred to the Committee on Insurance.

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 From Certain Fund in Office of State Treasurer, Derived From the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future From Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud or Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Was read the first time and referred to the Committee on State Affairs.

Mr. Thoresen moved that we recess until 9 A. M. tomorrow.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

A. U. Anderson, Crosby, N. D.; Mrs. A. U. Anderson, Crosby, N. D.; Nels Olsgaard, Kindred, N. D.; Ole Tunneberg, Kindred, N. D.; T. H. Ferber, Oakes, N. D.; D. B. Stevens, Grand Forks, N. D.; Theo. Buchalz, Durbie, N. D.; Luba E. Roman, Rolla, N. D.; Vernon Dittmer, Leonard, N. D.; Albert Gise, Edinburg, N. D.; J. C. Lowe, Minot, N. D.; Fred Frank, Wishek, N. D.; Mrs. Fred Frank, Wishek, N. D.; Erna Ritter, Burnstad, N. D.; Emil Gunsh, Burnstad, N. D.; Mrs. C. P. Ritter, Burnstad, N. D.; Ralph Trubey, Fargo, N. D.; Greg Thoresen, Ruso, N. D.; Ole Rygh, Butte, N. D.; Gus Fjelseh, Devils Lake, N. D.; F. T. Cuthbert, Devils Lake, N. D.; H. W. Swenson, Devils Lake, N. D.; Dennis Ford, Devils Lake, N. D.; Milton Kelley, Devils Lake, N. D.; Mrs. Milton Kelley, Devils Lake, N. D.; Wallace Baker, Devils Lake, N. D.; Mrs. Wallace Baker, Devils Lake, N. D.; Paul Garske, Garske, N. D.; Ernest Kwanne, Washburn, N. D.; Norman Keameme, Washburn, N. D.; Seivert Keameme, Butte, N. D.; H. B. Forber, Oakes, N. D.; Emil Lere, LaMoure, N. D.; Ed. Jennison, Ellendale, N. D.; M. J. Ramberg, Ellendale, N. D.; Wallace Baker, Devils Lake, N. D.; Milton G. Kelly, Devils Lake, N. D.; Phil Krank, Dickinson, N. D.; Salmon Nicolo, McClusky, N. D.; A. N. Finstead, McClusky, N. D.; Mrs. A. H. Barrett, Brinsmade, N. D.; Mrs. C. H. Borstad, Tioga, N. D.; Geo. P. Wolfe, Wahpeton, N. D.; Harold Borstad, Tioga, N. D.; Mrs. I. O. Hovey, Tioga, N. D.

FORTY-NINTH DAY AFTER RECESS AND THE
FIFTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 26, 1935.

The House convened at 9:00 A. M., pursuant to recess, Speaker Crockett presiding.

Mr. Godwin moved the rules be suspended for the purpose of consideration of General Orders.

Which motion prevailed.

GENERAL ORDERS

Mr. Scholl moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Scholl to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant Registrar in Each County in the State. Disposition of the

Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Counties of the State of North Dakota and Providing That All Acts or Parts of Acts in Conflict with the Provisions of This Act are Superseded by the Provisions Hereof.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, line 7, of the printed bill, strike out "thirty days," and insert in lieu thereof "six months."

Page 3, line 3, Section 2, of the printed bill, strike out "thirty days," and insert in lieu thereof "six months."

In Section 2, page 5, line 35, of the printed bill, after the period, strike out the following sentence down to and including the period on line 37.

In line 35, after the word "Department," insert a comma and the words "without cost to county or counties."

On page 8, line 119, of the printed bill, between the words "his," and "compensation," place the word "only."

On page 9, line 125, of the printed bill, change period to comma and put in the following clause: "and shall cover in full the compensation of any additional clerk or clerks which such auditor may find it necessary to employ by reason of the duties imposed upon him by this Act."

And when so amended recommend the same do pass.

And recommend that House Bill No. 273 be indefinitely postponed.

Also,

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after the word "A Bill" and insert in lieu thereof the following: "For an Act to amend and re-enact Chapter 254 of the Session Laws of 1933 relating to the old age pensions, creating an old age pension fund, providing for the levy of an annual tax therefor, prescribing persons to be pensioned thereunder, and penalties for the violation thereof.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA

Section 1. AMENDMENT.) That Sections 1, 2, 3e, 5, 6, 10, 11, 12, 13, 14, 15, 16, 21, 23, 24, and 25 of Chapter 254

of the Session Laws of the Year 1933, be amended and re-enacted to read as follows:

"Section 1. There shall be levied and collected in each year, beginning with the year 1935, an annual tax of seven-tenths of one mill for each taxable dollar of the total equalized assessed valuation, of all taxable property in the State of North Dakota, for the purpose of creating a fund to be known as the Old Age Pension Fund, the proceeds of which levy shall be set apart as a fund for the payment of relief and in assistance of aged persons, as hereinafter provided, such tax shall be collected in the same manner as is now provided for the collection of other taxes and when collected shall be paid into the state treasury to the credit of the Old Age Pension Fund. The fund shall be cumulative and any surplus for any year shall be available for disbursement according to law for any succeeding year. If the funds provided for herein are not sufficient to pay all pensions to become payable in any year, the Board of Administration shall scale all such pensions so that the pension fund may be distributed, uniformly among those granted pensions hereunder and that each person granted such pension may receive the same percentage of the pension granted. There shall also be converted into said fund and disposed of in accordance with this Act any other of further sums levied or appropriated or otherwise made available for Old Age Pensions.

Section 2. An allowance from said fund of not to exceed the sum of Two Hundred and Forty Dollars (\$240.00) per annum, shall be granted to any person of the age of sixty-eight years and over, who

(a) Is without adequate means of support, and who

(b) Is a citizen of the United States and has resided in this State for at least twenty (20) years immediately preceding the date of application, provided, continuous residence in the State shall not be deemed to have been interrupted on account of absence therefrom if the total period does not exceed two years; and also provided that temporary absence from the state or absence from the state while in the service of the State or nation shall not be deemed to interrupt residence in the state, if a domicile be not acquired outside the state. The total age pension paid to residents of any county in any year shall not exceed 125% of the amount of taxes levied and collected for such county, and paid into such fund, in such year.

Section 3e. Those who have a yearly income of more than two hundred and forty dollars (\$240.00).

Section 5. Every person claiming to be entitled to a pension under this Act shall, in the manner and form prescribed by the Board hereby created, deliver a claim therefor to the Board of County Commissioners of the county wherein the claimant resides, which claim shall be verified by the oath or affirmation of the claimant that the contents of his or her pension claim are true and correct in every material part. The County Commissioners shall thereupon number

and docket the claim in the manner prescribed by the Board and shall forthwith transmit a true copy of the claim to said Board. At the said time said County Commissioners shall ascertain on what date the claim may be investigated, and shall notify the claimant of a date on which he or she may attend to support the claim on the date so fixed, or on the first convenient date thereafter, the County Commissioners shall proceed to fully investigate the claim for the purpose of ascertaining whether the claimant is entitled to a pension, and if so, for what amount the first year, and for this purpose the said County Commissioners shall be empowered to swear witnesses and take evidence in a summary manner in said proceedings.

Section 6. In investigating any claim for a pension the County Commissioners shall not be bound by the strict rules of evidence but shall investigate and determine the matter by such means and in such manner as they think fit. The County Commissioners may admit the pension claims as originally made, or as modified as the result of their investigations, or may postpone it for further evidence, or reject it as they deem equitable; and their findings and decisions shall be forwarded to the State Pension Board for its approval or rejection.

Section 10. As soon as the pension claim is established, and the rate of the first year's pension is fixed, the Board of County Commissioners shall, in the prescribed manner, certify the same to the State Pension Board, who shall, in the prescribed manner and form, issue to the claimant a certificate (elsewhere throughout this Act called a "pension certificate") in respect of the first year's pension.

Section 11. Except as herein provided, the amount of the pension shall not exceed two hundred and forty dollars (\$240.00) per year.

Section 12. In the order allowing the pension, the State Pension Board shall determine the amount to which said pension shall be reduced by reason of an income less than two hundred and forty dollars (\$240.00) per year which a claimant is receiving, and shall issue to such pensioner a certificate showing the amount of such pension. The pension shall be payable on the first days of May and November of each and every year, and shall continue during the life of such pensioner, so long as he or she shall remain out of any home or institution officially maintained by any county or by this state or by the United States, subject to cancellation, modification and change of amount, according to the changing income of such pensioner. Any such cancellation, modification, or change to be made only upon notice to the pensioner and upon hearing before the Board of County Commissioners.

Section 13. All persons possessing such pension certificate and drawing a pension under the provisions of this Act, shall annually and not later than February 1st, of each year, make and file with the State Pension Board a statement showing the income of such pensioner for the preceding calendar

year. The Secretary of Agriculture and Labor shall have the right to investigate or cause to be investigated the truth of any and all statements contained in such annual report of income, and shall have the power and authority to grade and rate succeeding pension payments to cause them to accord with the facts found and determined upon such investigation.

Section 14. No pension, claim or allowance of a pension by the State Pension Board shall be assignable or subject to lien, attachment, execution or garnishment, or be held liable in any way for any lien, debt, penalty or damages.

Section 15. If at any time the Board of County Commissioners have reason to believe that any pension certificate has been improperly obtained, it shall cause special inquiry to be made before them, and shall suspend payment of any and all installments pending such inquiry. If on inquiry it appears that the pension certificate was improperly obtained, it shall be cancelled by the Board of County Commissioners, and the State Pension Board; but if it appears that the certificate was properly obtained, the suspended installments shall be payable in due course.

Section 16. If on the death of any pensioner, or of the wife or husband of a pensioner, it is found that he, or either of them, was possessed of property or assets which were not assigned or conveyed to the State Pension Board as required by this Act, including insurance policies, double the amount of the pension at any time paid may be recovered as a debt due to the state from the estate so found; provided, that where the husband and wife were at the time of such death living apart pursuant to decree, or order, of separation, this Section shall apply only in the case of the pensioner.

Section 21. The State Pension Board, which board shall be composed of the Secretary of Agriculture and Labor, the Attorney General, and the Chairman of the Board of Administration, under the name and style of the State Pension Board, shall have the power and it shall be its duty to administer the fund hereby created, to hear and decide all questions applied from or suggested by such Board of County Commissioners, to make payments and disbursements from said fund in accordance with the provisions of this Act, and to make reasonable provisions for secretary or clerical assistance and postage required by said Board for the proper performance of its duties; provided, however, that the expense for the carrying out of the provisions of this Act shall not exceed more than one thousand dollars (\$1,000.00) in any one year; and from time to time to make and establish such rules for the administration of said fund.

Section 23. The State Pension Board may from time to time make regulations under this Act relating to any of the following purposes or matters in addition to those specifically granted herein.

(a) The procedure in all hearings (other than judicial proceedings) under this Act.

(b) The recording or registration of pension claims, pension certificates and all other matters and proceedings in relation to pensions under this Act.

Section 24. The State Pension Board shall, within thirty days after the close of each calendar year, make a report to the Governor and showing for such year:

- (a) The total amount paid under this Act.
- (b) The total amount paid under this Act in respect of other than pensions.
- (c) The total number of pensioners.
- (d) The total amount of forfeited installments; and
- (e) Such other particulars as they may deem advisable.

Section 25. Of said Chapter 254 repeal; and all other Acts in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, all Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of all Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, page 1, line 6 of the original bill, after the (,) comma, following the word "commissioner," and before the word "and," insert the following: "the use of which is not required by the State Regulatory Department in the enforcement of the provisions of the initiated measure hereinafter referred to."

And when so amended recommend the same do pass.

Also,

House Bill No. 336. A Bill for an Act Amending Section 5192a15 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Being "The Bank of North Dakota Act," Giving That Bank Additional Powers and Permitting it in Certain Cases to Purchase Assets of Closed and Unliquidated Domestic Banking and Trust Corporations, and to Act and Qualify as Receiver of Such Corporations; and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Commencing with line 13, page 2, of the typewritten bill (line 39, page 3, of the printed bill) strike out the balance of Section 1.

And when so amended recommend the same do pass.

Also,

House Bill No. 340. A Bill for an Act Providing for the Regulation of Dealers in Livestock and Poultry, and Defining who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud and Dishonesty and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act; and, Repealing All of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing All Acts in Conflict Herewith; and Making the Act an Emergency Measure.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 2, of the printed bill, strike out all of lines 27 to 38, inclusive, and in lieu thereof insert the following: "Each applicant shall file with his application a surety company bond to be approved as to amount, form and sufficiency and surety by the Commission in the sum of not less than \$1,500.00 for principal's bond and that the amount of said bond be increased not less than \$1,500.00 dollars for each applicant appointed by the dealer and licensed by the Commission, in which the Commissioners shall be the obligee but which shall be for the benefit and purpose of protecting any person dealing with the dealer in livestock from loss by reason of acts of deceit, fraud, dishonesty, forgery, and theft on the part of the principal or his agent, provided, however, that a separate bond for each agent appointed and licensed, may be given in the sum of not less than \$1,500.00 in lieu of the additional amount on principal bond; provided further, that the Commission may demand at any time additional bond for either principal or agent when in the discretion and judgment of the Commission the volume of the business of the principal or any agent named by such principal warrants it.

In line 8, of Section 6, of the printed bill, following the period after the word "Act," strike out the rest of that section.

Section 8. Penalty for Violation of the Act. Any person who shall violate any of the provisions of this Act, shall be guilty of a misdemeanor and shall be fined by a fine not exceeding \$100.00 or by imprisonment in the county jail for a period not to exceed thirty days, or by both such fine and imprisonment. Every person, who, having been con-

victed of a violation of this Act, who shall after such conviction, violate any of the provisions of this Act, shall be guilty of a misdemeanor, and shall be fined by a fine of not less than \$100.00 nor more than \$500.00 or by imprisonment in the county jail for not less than thirty days nor more than one year, or by both such fine and imprisonment.

Change number of Section 8 of printed bill to Section 9, and Section 9 in the printed bill to Section 10.

In line 2, of the new Section 10, insert the word "measure," following the word "emergency," and at the end of line 2 in Section 10 strike out the comma after the word "April," and insert the word or the numeral "first," with a comma.

And recommend that House Bill No. 340 be indefinitely postponed.

Also,

House Bill No. 351. WHEREAS: It Has Come to the Attention of the Members of the House of Representatives of the State of North Dakota, That Certain State, County, City, Township, School and Other Officers Have Destroyed a Great Amount of Printed Stationery Belonging to the Various Offices and Departments, and WHEREAS: The Above Has Been Brought About Through the Fact That the Names of the Elected Officers and Their Several Deputies are Usually Printed Upon Such Stationery:

And recommend that House Bill No. 351 be indefinitely postponed.

Also,

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1931, and Section 2 of Chapter 297, Session Laws of 1931, Relating to the Tax Levy Limitations of School Districts.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 4 of title of bill after the word "districts," strike out the period and insert a ",", and add the following: "Repealing Section 7 of Chapter 235, Session Laws of 1929, as amended by Chapter 252, Session Laws of 1921, and Section 2 of Chapter 297, Session Laws of 1931, and all Acts or parts of Acts in conflict herewith."

Page 2, line 23, strike out the word and numeral "seven (7)" and insert in lieu thereof the following: "nine (9)."

Page 2, line 26, strike out the word and numeral "nine (9)" and insert in lieu thereof "eleven (11)."

Page 2, line 28, strike out the word and numeral "eleven (11)" and insert in lieu thereof "thirteen (13)."

Page 2, line 30, strike out the word and numeral "nine (9)" and insert in lieu thereof "eleven (11)."

Page 3, line 53, change the word "sink" to "sinking."

Page 4, line 63, after the word "the" end of the line and before the word "school" line 64, insert the following: "school district upon the order of the."

Page 5, lines 100 and 101, strike out the words "the standards of a third class rural school" and insert in lieu thereof "a standard school as defined by the Superintendent of Public Instruction."

Page 5, line 109, strike out the words "a third class rural school," and insert in lieu thereof "such standard school."

Page 6, line 3, top of page, strike out the words "State Gross Income Tax Law."

Page 6, line 9, strike out the words "state-wide Gross Income or."

And the further amendments:

In line 17, Section 7, page 2, change the figure "1" in the brackets to read "10."

Also, in line 3 top of page 6, strike out the word "or."

And when so further amended recommend the same do pass.

Also,

House Bill No. 226. A Bill for an Act to Require the County Auditor of Each County to Levy an Annual Tax of One Dollar Upon Each Elector in the County and a Tax of Four Mills Upon Each Dollar of the Assessed Valuation of Property in the County for the Support of the Public Schools Within the County, and to Provide for the Apportionment Thereof Among the Schools by the County Superintendent of Schools on the Basis of Enrollment.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of title of bill after the word "Four" and before the word "Mills," insert the words "and one half."

In line 7, title of bill, strike out the period and insert a (,) and add the following: "and repealing Section 1224 of the 1925 Supplement to the Compiled Laws of 1913, and Section 1225 of the Compiled Laws of 1913, and all acts or parts of acts in conflict herewith."

Section 1, line 2, after the word "taxes" and before the letter "a," insert the word "levy."

Section 2, page 2, line 5, after the word "superintendent" and before the word "shall," insert the words "of schools."

Section 2, page 2, line 10, after the word "superintendent" and before the letter "a," insert the words "of schools."

Section 2, line 14, page 2, after the word "superintendent" and before the word "shall," insert the words "of schools."

In line 20, Section 2, of printed bill, strike out the period after the word "paid," and insert in lieu thereof semi-colon and the following: "And provided, further, that the tax moneys raised by virtue of said tax, or any part thereof, shall not be appropriated or apportioned for the purposes or in the manner provided in Chapter 207 of the Session Laws of North Dakota for 1929."

And when so amended recommend the same do pass.

Also,

House Bill No. 255. A Bill for an Act to Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts.

And recommended the adoption of the Standing Committee's amendments as follows:

In line 1, in the title of the bill following the word to, insert the words "amend and."

Strike out the period at the end of the title of the bill and insert in lieu thereof a colon and the following sentence, "Repealing all acts in conflict herewith."

At the end of Section 1, on page 2, of the printed bill, add the following paragraph: "All moneys now in the State Equalization Fund as it was created by Chapter 229 of the Laws of 1933 are hereby transferred to and shall become a part of the State Equalization Fund as hereby amended and re-enacted."

In line one, of Section 2, strike out the number "\$250,000," and insert in lieu thereof "\$500,000," also in line 2, Section 2, strike out "\$250,000" and insert in lieu thereof "\$500,000."

Strike out sub-division (a), (b), and (c) of Section 2, and in lieu thereof insert the following:

(a) STATE SUPERINTENDENT TO DETERMINE MONTHLY MINIMUM COST OF MAINTAINING ELEMENTARY SCHOOLS. The State Superintendent of Public Instruction shall be charged with the duty of investigating and inquiring into the general subject of elementary school costs and needs of financially distressed districts within the state. It shall be his duty to prepare the necessary application blanks and forms upon which the information required by him shall be certified to such school authorities as may be designated by him. From the information so acquired the State Superintendent of Public

Instruction shall from month to month determine the minimum amount of money required to operate each of the various classes of elementary schools.

(b) STATE SUPERINTENDENT TO MAKE MONTHLY CERTIFICATE TO STATE AUDITOR OF SCHOOLS IN NEED. From the information obtained as provided in the preceding subdivision, the State Superintendent of Public Instruction shall monthly certify to the State Auditor a list of school districts of the state which are unable to pay for the operation of their schools the minimum amount determined in the manner hereinbefore set forth, after having made the maximum final effort to do so, together with a statement of the amount of the money required by such districts to meet such minimum standards.

(c) MAXIMUM FINANCIAL EFFORT DEFINED. In determining whether or not a school district has made the maximum financial effort mentioned above, it must appear: (1) That the district shall have levied for the fiscal year the normal maximum tax rate as fixed by law, (2) That revenues from local taxes, and from state and county sources have been exhausted, and (3) That such district, under the law cannot issue additional warrants or sell certificates of indebtedness, or, if the same could be issued, that because of the financial condition of the school district such obligations of the district would be greatly depreciated in value to the extent that they would not be acceptable as commercial instruments.

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(d) SCHOOLS TO RECEIVE AID FOR SEVEN MONTH TERM ONLY. School districts shall receive aid as in this Section provided for the purpose of keeping their schools open for a seven month term only, and after the seventh month of any school term has expired, no further aid shall be granted under this Section.

(e) STATE AUDITOR. The State Auditor shall issue his warrants monthly, in accordance with the certificates of the State Superintendent of Public Instruction, payable to the several school districts in the amounts so directed by the State Superintendent of Public Instruction, to the County Superintendents of Schools, in case the available money for distribution on the basis of need shall not be available in any month, the State Auditor shall pro-rate the available funds among the districts in proportion to the amounts so certified to him.

(f) ADMINISTRATION. (reading the same as subdivision (d) of the printed bill.)

In line 7, Section 3 on page four of the printed bill, strike out the numeral "\$25.00" and insert in lieu thereof "\$40.00."

In Section 4, line 6, on page 6, strike out the numeral "\$400.00" and insert in lieu thereof "\$125.00." In line 7 of the same Section strike out the numeral "\$600.00" and insert in lieu thereof the numeral "\$150.00."

In line 12 of Section 6, correct spelling of the word "judgement." In line 20 of the same Section strike out the numeral "\$600.00" and insert in lieu thereof "\$150.00." In line 21 of Section 6 strike out the numeral "\$400.00" and insert in lieu thereof "\$125.00."

In Section 10 on page 10 of the printed bill insert the words "Such portions of" immediately preceding the word "Sections."

In line 3, Section 10, following the word "all" at the end of the line insert the word "other."

Whenever throughout the bill the term "State Superintendent" appears add the words "of Public Instruction." Also following the term "County Superintendent" wherever it appears in the bill add the words "of Schools."

And the further amendment:

Page 9, Section 9, lines 4 and 5 strike out the words "Gross Income Tax" and insert in lieu thereof insert the words "State Equalization Fund."

Page 9, Section 9, lines 5 and 6, strike out the words "after payment of expense of administration and the comma following."

Page 10, Section 10, renumber as "Section 11."

Insert a new "Section 10 Disposition of Surplus. If at the close of any fiscal year, the amount remaining on hand exceeds One Hundred Thousand Dollars, the amount in excess of such sum shall be covered into the General Funds of the State of North Dakota."

On line 2 of the new Section 11, after the word "Supplement," insert the words and figures "Compiled Laws of North Dakota, 1913."

And when so amended recommend the same do pass.

Also,

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 1179 of the Compiled Laws of North Dakota for 1931, Relating to Pupils From Other Districts.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2, of the title, strike out the figures "1931," and insert in lieu thereof "1913."

In line 2, Section 1, strike out the figures "1931," and insert in lieu thereof "1913."

And the further amendment:

On line five, page one, Section 1179, strike out the word "shall" and insert in lieu thereof the word "may."

And when so amended recommend the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Symington moved the report of the Committee of the Whole be divided as to House Bill No. 273.

Which motion prevailed..

Mr. Symington moved that House Bill No. 273 do pass, as amended by the Standing Committee.

Mr. Aljets moved as a substitute motion that House Bill No. 273 be indefinitely postponed.

Mr. Symington demanded a roll call.

Which request was granted.

ROLL CALL

The question being on the substitute motion of Mr. Aljets that the report of the Committee of the Whole as to House Bill No. 273 be adopted, the roll was called and there were ayes, 38; nays, 63; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Myers
Anderson, Burke	Goodlaxon	Niewoehner
Anderson, Sargent	Halverson	Peterson, Cass
Bailey, Dunn	Hewitt	Randall
Beggs	Holthusen	Ritter
Biberdorf	Holte	Schnell
Brunsdale	Isaak	Scholl
Burke	Kubischta	Shockman
Dahl, Emmons	Lavik	Stray
Dullea	Moore	Thoreson
Erickson, McLean	Morris	Traynor
Fjeld	McIlraith	Twichell
Gessner	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dittmer	Olson, Mountrail
Anderson, Bowman	Downey	Page
Anfinson	Fitzgerald	Parkinson
Bailey, Eddy	Godwin	Peterson, Bottineau
Bauer	Graham	Place
Bettenhausen	Hall	Sand
Bilden	Hanson	Saumur
Bjerke	Hill	Seibel
Black	Hurd	Schauss
Blaisdell	Jensen	Shurr
Born	Johnson	Smith
Borstad	Kapaun	Solberg
Brusseau	Keidel	Symington
Burgum	Levin	Thompson

Messrs.	Messrs.	Messrs.
Caddell	Marks	Treffry
Child	McLarty	Tuff
Clarke	Norheim	Urschel
Cosgriff	O'Brien	Wendland
Cunningham	Odegard	Williams
Dahl, Traill	Oglesby	Wolf
Dalzell	Olson, Hettinger	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Langford	Mode
Fedje	Larson	Noben
Frosaker	Lohrbauer	Savre
Holey	Morgan	Schantz

So the motion was lost.

The question reverted to the original motion of Mr. Symington that House Bill No. 273 do pass, as amended, by the Standing Committee.

Which motion prevailed and House Bill No. 273 was put upon the calendar.

Mr. Godwin moved the adoption of the remainder of the report of the Committee of the Whole.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 106. A Bill for An Act Providing and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalty; Repeal.

Also,

House Bill No. 341. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Stores in This State; Prescribing the License and Filing Fees to be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commission in Connection Therewith, and Prescribing Penalties for the Violation Thereof, and Declaring an Emergency.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Subdivision 1 of Section 20, Subdivision (3) of Section 32, and Section 40 of Chapter 148 of the Session

Laws of 1931 Relating to Game and Fish, the Propagation, Conservation, Protection and Preservation of Wild Birds, Wild Animals, and Fish; Providing for Open Season for Killing or Taking Said Game Birds, Game Animals, Fur Bearing Animals, Fish and Deer; Authorizing the Governor Upon Recommendation of the Game and Fish Commissioner to Open Central or Extended Seasons for Taking or Killing Wild Birds and Wild Animals; Providing for Search and Seizure and Providing for Resident and Non-resident Licenses; Defining Duties of Officers and Game Refuges, and Providing for Penalties and Violation Thereof and Amplifying the Provisions of the Section Hereby Amended; Prohibiting the Use of Dogs, Horses, Mules or Other Animals in the Hunting of Deer or Antelope; Making Unlawful the Possession of Certain Implements, Guns, Snares and Artificial Lights in Certain Territories at Certain Times and During Certain Hours.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Also,

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties, Making an Appropriation Therefor, Repealing All Acts and Parts in Conflict with the Provisions of This Act, and Declaring an Emergency.

Also,

House Bill No. 343. A Bill for an Act Requiring a License for Public Auctioneers; Fee for Same; How and When Paid; Providing for Bond and Penalty for Violation, and Declaring an Emergency.

Also,

House Bill No. 118. A Bill for an Act Providing for the Protection of the Public Health and Prevention of Fraud and Deception by Prohibiting the Purchase of Cream or Milk Unfit for Buttermaking Purposes; Establishing Grades for Cream and Providing for the Purchase of Cream on the Basis of Grade; Providing for the Necessary Licensing; Regulating the Purchase of Milk or Cream on a Butterfat Basis, Regulating the Maintenance and Operation of Creameries and Cream Stations, and for Other Purposes.

Also:

House Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuel; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the

Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act, Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act," and Approved at a State Wide Election Held June 30, 1926.

Also,

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 2189 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Initiated Measure Entitled "Shortening Delinquent Real Estate Tax Sale Notice," Approved by a Vote of the People of the State of North Dakota on November 8th, 1932, Relating to the Publication of Delinquent Real Estate Tax List; Providing for the Publication of Such Delinquent Tax List in Newspaper Nearest Assessment District; Providing for Cost of Publication; and Repealing the Initiated Measure "Shortening Delinquent Real Estate Tax Sale Notice," Approved November 8th, 1932.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

House Bill No. 364. A Bill for an Act Making an Appropriation to the State Agricultural High Schools as Defined in Section 1434 of the Compiled Laws of North Dakota, 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin at this time read House Resolution, and moved the adoption of the same.

Mr. Smith moved as a substitute motion to insert in House Resolution "M", the following, "Whereas: a large number of citizens were arrested and not brought to trial."

Which motion prevailed.

Mr. Hurd moved to insert at a proper place in House Resolution "M" the following words: "At no expense to the State."

Which motion was lost.

Mr. Smith moved that the second paragraph commencing with the word "Whereas," in House Resolution "M," followed by the words "As a result of said disturbances," etc., be stricken from the Resolution, and that the former amendment of Mr. Smith be substituted in lieu thereof.

Which motion prevailed.

The question reverted to the original motion of Mr. Godwin for the adoption of House Resolution "M."

Mr. Godwin demanded a call of the House, which was granted.

All members were present except Representatives Anderson of Sargent, Born, Clarke, Graham, Holey, Lohrbauer, Mode, Muus, Norheim, Page, Parkinson, Sand, Schantz and Wendland.

Mr. Godwin moved that further consideration under the call of the House be dispensed with.

Which motion prevailed.

Mr. Godwin moved that further action on House Resolution "M" be delayed until 3:00 P. M.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Hurd moved that all absent members be excused.

Which motion prevailed.

Mr. Godwin moved that the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FIFTIETH DAY

House of Representatives,
Bismarck, North Dakota,
February 26, 1935.

The House convened at 2:00 o'clock P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. Wm. A. Lemke, Hazen, N. D.

All members were present except Representatives Bailey of Dunn, Borstad, Burke, Cunningham, Erickson of McKenzie, Fitzgerald, Frosaker, Godwin, Lohrbauer, Mode, Place, Ritter, Scholl, Thoresen, Traynor, Twichell, Urschel and Wendland.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Seventh Day after Recess and Forty-Ninth Day and recommend that the same be corrected as follows:

On page 45, Rep. Page is recorded as voting aye whereas he voted no.

On page 61, Rep. Clarke is recorded absent whereas he was present and voted "aye."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

House Bill No. 214. A Bill for an Act to Amend and Re-enact Section 2212 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Recording of Deeds, Patents or Final Decrees of Distribution Without Auditor's Certificate, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions and communications were received by the House and read from the desk, signed by the following:

Wm. Cruden, Fargo, N. Dak.

W. B. Thomas, Jamestown, N. D., and others.

Epworth Methodist Episcopal Church, Valley City, N. D.

Mr. Oglesby moved a petition he had received from the Epworth M. E. Church, Valley City, N. D., be read from the desk.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 26, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Also,

House Bill No. 220. A Bill for an Act to Prohibit Dancing In, On, Or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor is Conducted, and Providing the Penalty for Violation, Declaring an Emergency.

Also,

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 7812 of the Compiled Laws of North Dakota for the Year 1913, Relating to Non-resident and Foreign Corporations Furnishing Surety for Costs When Plaintiffs and Excepting from the Operation Thereof, Corporations That Are Agencies or Instrumentalities of the United States of America.

Also,

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933.

Also,

House Bill No. 310. A Bill for an Act Establishing Methods for Determining Division Lines Between Adjoining Owners of Agricultural Lands; Authorizing Survey by County Surveyor and Requiring Adjoining Owners to Share the Expense; Providing Methods for Collecting Said Expense.

Also,

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Independent and Special School Districts; Requiring Establishment of Polling Places for Each 3000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor.

Also,

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, and Declaring an Emergency.

Also,

House Bill No. 267. A Bill for an Act to Authorize, Upon the Option of the Voters, the Creation of a Light and Power Users Commission in Any Organized Town, Village, or City in the State of North Dakota.

Also,

House Bill No. 164. A Bill for an Act Creating Official Board to Be Known as "North Dakota Poultry Improvement Board" for the Purpose of Improving Poultry Breeding, Control and Eradication of Communicable Poultry Diseases, Authorizing Board to Formulate Plans, to Prescribe, Adopt and Enforce Rules and Regulations for Inspection, Testing and Certifying Poultry Hatcheries and Poultry Breeding Flocks for Breed Improvement in Accordance With Federal Regulations, Authorizing State Livestock Sanitary Board to Prescribe, Adopt and Enforce Rules and Regulations Testing, Approving, and Passing, as Free From Certain Diseases, Poultry Breeding Flocks, Prescribing License Fees and Fees

for Service, Providing for Funds to Administer and Enforce This Act, and Fixing Penalties for Violations.

Also,

House Bill No. 277. A Bill for an Act to Amend and Re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913 as Amended by Chapter 64, Session Laws of 1915, Prohibiting the Sale of Purebred Cattle or Cattle Represented to Be Purebred, for any Other Purpose Except Slaughter, Unless Accompanied by a Certificate of Health, and Providing a Penalty Therefor.

Also,

House Bill No. 325. A Bill for an Act to Restore the Motor Vehicle Registration Fund to the Highway Department.

Also,

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of A Dealers License by Another Dealer and Providing Penalty Therefor.

Also,

House Bill No. 329. A Bill for an Act Relating to Transportation or Amounts Allowed in Lieu Thereof, and Providing for Division Among Families; Repealing Acts in Conflict.

Also,

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Also,

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Also,

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Also,

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Also,

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 210. A Bill for an Act to Amend and Re-enact That Portion of Section 2166 of the Supplement to the Compiled Laws of 1913 as Was Amended and Re-enacted by Sub Section (b) of Section 1 of Chapter 279 of the 1931 Session Laws Relating to the Collection of Personal Property Taxes; Providing for Publication of Personal Property Tax List in Newspapers Nearest the Taxing District. Repeal.

Also,

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 278. A Bill for an Act Authorizing the State of North Dakota to Manufacture, at its Own Cost, for its Own Use, the Hoiland Economy Road Planer, and Pay the Patentee, Albert Hoiland, the sum of \$5.00 for Each Planer so Manufactured and Used.

Also,

House Bill No. 193. A Bill for an Act Prohibiting the Deposit of Any Public Funds by Any State, County, School Township or Any Board or Commission in Any Bank, Unless at Least 51% of the Stock of Said Bank is Owned by Actual Residents of the State of North Dakota.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Child moved that the vote by which House Bill No. 258 was lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 258 be placed upon the calendar.

Which motion prevailed.

Mr. Godwin moved the vote by which House Bill No. 315 was lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved that House Bill No. 315 be placed upon the calendar.

Which motion prevailed.

Mr. Bilden moved the vote by which House Bill No. 304 was indefinitely postponed be reconsidered.

Which motion was lost.

Mr. Brunsdale moved that the vote by which House Bill No. 304 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 106. A Bill for An Act Providing and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalty; Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 66; nays, 45; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hewitt	Oglesby
Anderson, Burke	Hill	Parkinson
Anderson, Sargent	Holthusen	Peterson, Cass

Messrs.	Messrs.	Messrs.
Anfinson	Holte	Place
Bailey, Eddy	Hurd	Randall
Beggs	Isaak	Ritter
Blaisdell	Jensen	Sand
Born	Johnson	Saumur
Borstad	Keidel	Savre
Burgum	Kubischta	Schantz
Caddell	Langford	Schnell
Clarke	Larson	Scholl
Cosgriff	Lavik	Seibel
Dahl, Emmons	Marks	Schauss
Erickson,McKenzie	Morgan	Solberg
Fedje	Morris	Thompson
Frosaker	McLarty	Thoreson
Gilbertson	Muus	Treffry
Godwin	Myers	Tuff
Goodlaxon	Niewoehner	Twichell
Hall	Noben	Williams
Hanson	Odegard	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dalzell	Mode
Anderson,Bowman	Dittmer	Norheim
Bailey, Dunn	Downey	Olson, Hettinger
Bauer	Dullea	Olson, Mountrail
Bettenhausen	Erickson, McLean	Page
Biberdorf	Fjeld	Peterson,Bottineau
Bilden	Fitzgerald	Shockman
Bjerke	Gessner	Shurr
Black	Graham	Smith
Brunsdale	Halverson	Stray
Brusseau	Holey	Symington
Burke	Kapaun	Traynor
Child	Levin	Urschel
Cunningham	Moore	Wendland
Dahl, Traill	McIlraith	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Lohrbauer	O'Brien

So the bill passed and the title was agreed to.

Mr. Morgan moved that the vote by which House Bill No. 106 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 323. A Bill for an Act to Amend and Re-enact Subdivision 1 of Section 20, Subdivision (3) of Section 32, and Section 40 of Chapter 148 of the Session Laws of 1931 Relating to Game and Fish, the Propagation, Conservation, Protection and Preservation of Wild Birds, Wild Animals, and Fish; Providing for Open Season for Killing or Taking Said Game Birds, Game Animals, Fur

Bearing Animals, Fish and Deer; Authorizing the Governor Upon Recommendation of the Game and Fish Commissioner to Open Central or Extended Seasons for Taking or Killing Wild Birds and Wild Animals; Providing for Search and Seizure and Providing for Resident and Non-resident Licenses; Defining Duties of Officers and Game Refuges, and Providing for Penalties and Violation Thereof and Amplifying the Provisions of the Section Hereby Amended; Prohibiting the Use of Dogs, Horses, Mules or Other Animals in the Hunting of Deer or Antelope; Making Unlawful the Possession of Certain Implements, Guns, Snares and Artificial Lights in Certain Territories at Certain Times and During Certain Hours.

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, 102; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Niewoehner
Aljets	Gessner	Noben
Anderson, Bowman	Gilbertson	Norheim
Anderson, Burke	Godwin	O'Brien
Anfinson	Goodlaxon	Odegard
Bailey, Eddy	Graham	Oglesby
Bailey, Dunn	Hall	Olson, Hettinger
Bauer	Halverson	Olson, Mountrail
Beggs	Hanson	Page
Bettenhausen	Hewitt	Parkinson
Biberdorf	Hill	Peterson, Bottineau
Bilden	Holey	Peterson, Cass
Bjerke	Holthusen	Place
Black	Holte	Randall
Born	Hurd	Ritter
Borstad	Isaak	Sand
Brunsdale	Jensen	Saumur
Brusseau	Johnson	Savre
Burgum	Kapaun	Schnell
Burke	Keidel	Scholl
Caddell	Kubischta	Schauss
Child	Langford	Shockman
Clarke	Larson	Smith
Cosgriff	Lavik	Stray
Dahl, Emmons	Levin	Symington
Dahl, Traill	Marks	Thompson
Dalzell	Moore	Thoreson
Dittmer	Morgan	Treffry
Downey	Morris	Tuff
Dullea	McIlraith	Twichell
Erickson, McKenzie	McLarty	Urschel
Erickson, McLean	Mode	Wendland
Fedje	Muus	Williams
Fjeld	Myers	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	Frosaker	Shurr
Cunningham	Schantz	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Seibel	Traynor
Lohrbauer	Solberg	

So the bill passed and the title was agreed to.

House Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuel; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act, Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act," and Approved at a State Wide Election Held June 30, 1926.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 105; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Anderson, Bowman	Gilbertson	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger
Anfinson	Graham	Olson, Mountrail
Bailey, Dunn	Hall	Page
Bauer	Halverson	Parkinson
Beggs	Hanson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Biberdorf	Hill	Randall
Bilden	Holey	Ritter
Black	Holthusen	Sand
Blaisdell	Holte	Saumur
Born	Hurd	Savre
Borstad	Isaak	Schantz
Brunsdale	Jensen	Schnell
Brusseau	Johnson	Scholl
Burgum	Kapaun	Schauss
Burke	Keidel	Shockman
Caddell	Kubischta	Shurr
Child	Langford	Smith
Clarke	Larson	Solberg
Cosgriff	Lavik	Stray

Messrs.	Messrs.	Messrs.
Cunningham	Levin	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dazell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson,McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Norheim	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Bjerke	Seibel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lohrbauer	Place
Frosaker	Noben	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

It now being 3:00 P. M., Mr. Godwin moved the adoption of House Resolution "M," to be considered at this time as a special order of business.

HOUSE RESOLUTION "M"

ROLL CALL

The question being on the adoption of House Resolution "M," the roll was called and there were ayes, 56; nays, 53; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Sand
Anderson,Bowman	Erickson, McLean	Savre
Anderson, Burke	Fedje	Scholl
Anfinson	Fitzgerald	Seibel
Bailey, Dunn	Godwin	Schauss
Bauer	Hanson	Shockman
Beggs	Hill	Shurr
Bettenhausen	Keidel	Smith
Biberdorf	Marks	Solberg
Bilden	Morgan	Stray
Bjerke	McLarty	Symington
Blaisdell	Mode	Thoreson
Borstad	Myers	Treffry
Brusseau	Noben	Tuff
Caddell	Olson, Hettinger	Urschel
Child	Olson, Mountrail	Wendland
Cunningham	Peterson,Bottineau	Williams
Dahl, Emmons	Place	Wolf
Dalzell	Ritter	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hall	McIlraith
Anderson, Sargent	Halverson	Muus
Bailey, Eddy	Hewitt	Niewoehner
Black	Holthusen	Norheim
Born	Holte	O'Brien
Brunsdale	Hurd	Odegard
Burgum	Isaak	Oglesby
Burke	Jensen	Page
Clarke	Johnson	Parkinson
Cosgriff	Kapaun	Peterson, Cass
Dahl, Traill	Kubischta	Randall
Dittmer	Langford	Saumur
Dullea	Larson	Schantz
Erickson, McKenzie	Lavik	Schnell
Fjeld	Levin	Thompson
Gessner	Moore	Traynor
Gilbertson	Morris	Twichell
Goodlaxon		

Absent and not voting:

Messrs.	Messrs.
Frosaker	Holey
Graham	Lohrbauer

So the Resolution was lost.

Mr. Godwin demanded a verification of the Roll Call.

Which request was granted.

Mr. Smith: I am not interested at this time in the legal question as to where the money is coming from for this investigation. I am interested in the good name of the city I come from, and as to the facts and circumstances this Resolution refers to.

Over my protest this House adopted a resolution condemning certain officials in the City of Fargo for certain acts claimed to have been done by them in connection with the labor trouble they are having.

The Resolution was adopted without any proof of the facts stated therein to be true. I don't believe in condemning anyone on hearsay or newspaper reports or rumors. I asked for an investigation of the facts at that time, and I am still in favor of such an investigation; and I hope if this investigation is made the report made back to the House will be such that it will permit that Resolution to be expunged from the Permanent Journal of this House. I vote "aye."

Mr. Smith moved that the House Joint Resolution "B-3" with reference to the strike situation heretofore printed in the Journal, be expunged from the permanent Journal.

Mr. Smith demanded a roll call.

Which request was granted.

ROLL CALL

The question being on the motion of Mr. Smith to strike from the permanent record House Joint Resolution "B-3", the roll was called and there were ayes, 39; nays, 72; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Goodlaxon	McIlraith
Black	Graham	Muus
Blaisdell	Hall	Niewoehner
Brunsdale	Halverson	Norheim
Clarke	Holthusen	O'Brien
Cosgriff	Holte	Oglesby
Cunningham	Hurd	Peterson, Cass
Downey	Johnson	Schantz
Dullea	Kapaun	Smith
Fjeld	Keidel	Thompson
Frosaker	Langford	Traynor
Gessner	Lavik	Twichell
Gilbertson	Morris	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Parkinson
Aljets	Fedje	Peterson, Bottineau
Anderson, Bowman	Fitzgerald	Place
Anderson, Burke	Godwin	Randall
Anderson, Sargent	Hanson	Ritter
Anfinson	Hewitt	Sand
Bailey, Dunn	Hill	Saumur
Bauer	Holey	Savre
Beggs	Isaak	Schnell
Bettenhausen	Jensen	Scholl
Biberdorf	Kubischta	Seibel
Bilden	Larson	Schauss
Bjerke	Levin	Shockman
Born	Marks	Shurr
Borstad	Moore	Solberg
Brusseau	Morgan	Stray
Burke	McLarty	Symington
Caddell	Mode	Thoreson
Child	Myers	Treffry
Dahl, Emmons	Noben	Tuff
Dahl, Traill	Odegard	Urschel
Dalzell	Olson, Hettinger	Williams
Dittmer	Olson, Mountrail	Wolf
Erickson, McKenzie	Page	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.
Burgum	Lohrbauer

So the motion was lost.

Mr. Burke: In view of the position I took in this matter

this morning, and the argument I made on this, I want to be consistent in the matter; therefore I vote "no."

Mr. Downey: I voted "aye" on the original Resolution to investigate. I heard a lot of rumors, and I thought they should be investigated. I don't believe, however, in censuring anybody without investigation, and this Resolution adopted by this House some time ago did that. For that reason I vote "aye."

House Bill No. 118. A Bill for an Act Providing for the Protection of the Public Health and Prevention of Fraud and Deception by Prohibiting the Purchase of Cream or Milk Unfit for Buttermaking Purposes; Establishing Grades for Cream and Providing for the Purchase of Cream on the Basis of Grade; Providing for the Necessary Licensing; Regulating the Purchase of Milk or Cream on a Butterfat Basis, Regulating the Maintenance and Operation of Creameries and Cream Stations, and for Other Purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 53; absent and not voting 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Niewoehner
Aljets	Fitzgerald	Noben
Anderson, Bowman	Goodlaxon	O'Brien
Anderson, Burke	Holey	Page
Anderson, Sargent	Holthusen	Parkinson
Bailey, Eddy	Isaak	Peterson, Bottineau
Bailey, Dunn	Jensen	Place
Beggs	Lavik	Shockman
Biberdorf	Marks	Solberg
Borstad	Moore	Thoreson
Brusseau	Morgan	Urschel
Caddell	McLarty	Wendland
Clarke	Mode	Williams
Dahl, Traill	Myers	Wolf
Erickson, McKenzie		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Halverson	Olson, Mountrail
Bauer	Hanson	Randall
Bettenhausen	Hewitt	Ritter
Blaisdell	Hill	Sand
Born	Holte	Saumur
Burgum	Hurd	Savre
Cosgriff	Johnson	Schnell
Dahl, Emmons	Keidel	Schauss
Dalzell	Kubischta	Shurr

Messrs.	Messrs.	Messrs.
Dittmer	Langford	Smith
Downey	Larson	Stray
Dullea	Levin	Symington
Fjeld	Morris	Thompson
Frosaker	Muus	Traynor
Gessner	Norheim	Treffry
Gilbertson	Odegard	Tuff
Godwin	Oglesby	Mr. Speaker
Graham	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Cunningham	Peterson, Cass
Bjerke	Fedje	Schantz
Black	Hall	Scholl
Brunsdale	Kapaun	Seibel
Burke	Lohrbauer	Twichell
Child	McIlraith	

So the bill was lost.

Mr. Thompson moved that the vote by which House Bill No. 118 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 82; nays, 9; absent and not voting 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Myers
Aljets	Goodlaxon	Niewoehner
Anderson, Bowman	Graham	Norheim
Anderson, Burke	Hall	O'Brien
Anderson, Sargent	Halverson	Odegard
Anfinson	Hanson	Oglesby
Bailey, Eddy	Hewitt	Peterson, Cass
Bailey, Dunn	Hill	Place
Bauer	Holey	Randall
Black	Holthusen	Ritter
Blaisdell	Hurd	Sand
Born	Isaak	Saumur
Brunsdale	Jensen	Schantz
Brusseau	Johnson	Seibel
Burgum	Kapaun	Schauss

Messrs.	Messrs.	Messrs.
Caddell	Keidel	Shockman
Clarke	Kubischta	Shurr
Dahl, Emmons	Langford	Smith
Dahl, Traill	Larson	Thompson
Dittmer	Lavik	Thoreson
Downey	Levin	Traynor
Dullea	Marks	Treffry
Erickson, McKenzie	Moore	Tuff
Fjeld	Morgan	Urschel
Fitzgerald	Morris	Wendland
Frosaker	McLarty	Williams
Gessner	Muus	Wolf
Gilbertson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Borstad	Erickson, McLean	Stray
Cosgriff	Olson, Mountrail	Symington
Dalzell	Solberg	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Fedje	Page
Bettenhausen	Holte	Parkinson
Biberdorf	Lohrbauer	Peterson, Bottineau
Bilden	McIlraith	Savre
Bjerke	Mode	Schnell
Burke	Noben	Scholl
Child	Olson, Hettinger	Twichell
Cunningham		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties, Making an Appropriation Therefor, Repealing All Acts and Parts in Conflict with the Provisions of This Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 95; nays, 11; absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Myers
Aljets	Fitzgerald	Niewoehner
Anderson, Sargent	Frosaker	Noben
Anfinson	Gessner	Norheim
Bailey, Eddy	Gilbertson	O'Brien
Bailey, Dunn	Godwin	Odegard
Bauer	Goodlaxon	Oglesby

Messrs.	Messrs.	Messrs.
Beggs	Graham	Olson, Hettinger
Bettenhausen	Hall	Page
Bilden	Halverson	Place
Bjerke	Hewitt	Randall
Black	Hill	Ritter
Blaisdell	Holey	Saumur
Born	Holthusen	Savre
Borstad	Holte	Schantz
Brunsdale	Hurd	Schnell
Brusseau	Isaak	Scholl
Burgum	Johnson	Schauss
Burke	Kapaun	Shockman
Caddell	Keidel	Shurr
Child	Kubischta	Solberg
Clarke	Langford	Symington
Cosgriff	Larson	Thompson
Cunningham	Lavik	Traynor
Dahl, Traill	Levin	Treffry
Dalzell	Moore	Twichell
Dittmer	Morgan	Urschel
Downey	Morris	Wendland
Dullea	McIlraith	Williams
Erickson, McKenzie	McLarty	Wolf
Erickson, McLean	Mode	Mr. Speaker
Fedje	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Jensen	Stray
Biberdorf	Marks	Thoreson
Dahl, Emmons	Olson, Mountrail	Tuff
Hanson	Seibel	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Peterson, Bottineau	Sand
Lohrbauer	Peterson, Cass	Smith
Parkinson		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

House Bill No. 341. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of Stores in This State; Prescribing the License and Filing Fees to be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 45; nays, 47; absent and not voting 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Beggs	Godwin	Odegard
Biberdorf	Graham	Olson, Hettinger
Bilden	Hanson	Olson, Mountrail
Blaisdell	Hill	Peterson, Bottineau
Borstad	Isaak	Savre
Brunsdale	Jensen	Schantz
Brusseau	Kapaun	Scholl
Burgum	Kubischta	Seibel
Caddell	Morris	Schauss
Child	McIlraith	Shurr
Cunningham	McLarty	Solberg
Dahl, Traill	Mode	Wendland
Erickson, McLean	Myers	Williams
Fjeld	Niewoehner	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Fedje	Noben
Anfinson	Gessner	O'Brien
Bailey, Eddy	Hall	Oglesby
Bailey, Dunn	Halverson	Page
Bauer	Holey	Randall
Bettenhausen	Holthusen	Ritter
Bjerke	Holte	Saumur
Black	Hurd	Schnell
Born	Johnson	Symington
Burke	Keidel	Thompson
Cosgriff	Langford	Thoreson
Dahl, Emmons	Larson	Traynor
Dalzell	Levin	Twichell
Dittmer	Marks	Urschel
Downey	Moore	Mr. Speaker
Dullea	Morgan	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Goodlaxon	Place
Anderson, Bowman	Hewitt	Sand
Anderson, Sargent	Lavik	Shockman
Clarke	Lohrbauer	Smith
Erickson, McKenzie	Muus	Stray
Frosaker	Parkinson	Treffry
Gilbertson	Peterson, Cass	Tuff

So the bill was lost.

Mr. Dahl of Emmons moved that the vote by which House Bill No. 341 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Schnell asked unanimous consent of the House to amend House Bill No. 343.

Which request was denied.

Mr. McIlraith moved that House Bill No. 343 be indefinitely postponed.

Which motion prevailed.

Mr. Dahl of Emmons moved that further consideration of House Bill No. 211 be indefinitely postponed.

Which motion prevailed.

Dr. Dahl of Emmons moved that the vote by which House Bill No. 211 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. McIlraith moved that House Bill No. 244 be indefinitely postponed.

Which motion prevailed.

Mr. Symington moved the vote by which House Bill No. 244 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker called Mr. Dahl of Emmons to the chair.

House Bill No. 314. A Bill for an Act Relating to the Granting of Relief in Certain Cases From Inequitable Foreclosure of Mortgages on Real Estate and Execution Sales of Real Estate; for Postponing Certain Sales and for Extending the Periods of Redemption From Certain Others; and Relating to the Jurisdiction and Procedure for Such Relief and for the Right to Possession During the Extended Period, and for Extending the Expiration of Certain Periods of Redemption.

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, 87; nays, 7; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	O'Brien
Aljets	Goodlaxon	Odegard
Anderson, Bowman	Graham	Oglesby
Anderson, Sargent	Hall	Olson, Hettinger
Anfinson	Halverson	Olson, Mountrail
Bailey, Eddy	Hanson	Page
Bauer	Hewitt	Parkinson
Beggs	Hill	Peterson, Bottineau
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holthusen	Randall
Black	Hurd	Ritter

Messrs.	Messrs.	Messrs.
Blaisdell	Jensen	Sand
Born	Johnson	Saumur
Borstad	Kapaun	Savre
Brusseau	Kubischta	Scholl
Burke	Langford	Schnell
Child	Lavik	Seibel
Cosgriff	Levin	Schauss
Cunningham	Moore	Shockman
Dahl, Traill	Morgan	Shurr
Dalzell	Morris	Smith
Downey	McLraith	Solberg
Dullea	McLarty	Stray
Erickson,McKenzie	Mode	Symington
Fedje	Muus	Thompson
Fjeld	Myers	Treffry
Frosaker	Niewoehner	Tuff
Gessner	Noben	Urschel
Gilbertson	Norheim	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Marks	Thoreson
Bailey, Dunn	Place	Williams
Erickson, McLean		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Dittmer	Lohrbauer
Bjerke	Fitzgerald	Schantz
Brunsdale	Holte	Traynor
Burgum	Isaak	Twichell
Caddell	Keidel	Wolf
Clarke	Larson	Mr. Speaker
Dahl, Emmons		

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 314 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

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, 89; nays, 14; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dullea	Myers
Aljets	Erickson, McLean	Niewoehner
Anderson, Bowman	Fjeld	Noben
Anderson, Burke	Gessner	Norheim
Anderson, Sargent	Gilbertson	O'Brien
Anfinson	Godwin	Odegard
Bailey, Eddy	Goodlaxon	Oglesby
Bailey, Dunn	Graham	Olson, Hettinger
Bauer	Halverson	Parkinson
Beggs	Hanson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Biberdorf	Hill	Ritter
Bilden	Holthusen	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schnell
Born	Johnson	Scholl
Borstad	Keidel	Schauss
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burgum	Larson	Solberg
Burke	Lavik	Stray
Caddell	Marks	Thompson
Child	Moore	Thoreson
Cosgriff	Morgan	Tuff
Cunningham	Morris	Twichell
Dahl, Emmons	McIlraith	Wendland
Dahl, Traill	McLarty	Williams
Dittmer	Muus	Wolf
Downey		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Dalzell	Kapaun	Randall
Erickson, McKenzie	Levin	Smith
Fitzgerald	Olson, Mountrail	Symington
Hall	Page	Treffry
Holey	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clarke	Lohrbauer	Traynor
Fedje	Mode	Urschel
Frosaker	Schantz	Mr. Speaker
Holte	Seibel	

So the bill passed and the title was agreed to.

Mr. Morgan moved that the vote by which House Bill No. 353 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. McIlraith moved that House Bill No. 358 be indefinitely postponed.

Which motion prevailed.

Mr. Morris moved the vote by which House Bill No. 358 was indefinitely postponed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

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, 65; nays, 35; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Mode
Aljets	Gilbertson	Muus
Anderson, Burke	Godwin	Myers
Anderson, Sargent	Goodlaxon	Niewoehner
Anfinson	Graham	Norheim
Bailey, Eddy	Hall	O'Brien
Bailey, Dunn	Halverson	Odegard
Bauer	Hewitt	Olson, Hettinger
Bettenhausen	Holthusen	Page
Black	Holte	Parkinson
Blaisdell	Hurd	Peterson, Cass
Born	Johnson	Ritter
Borstad	Kapaun	Saumur
Brunsdale	Keidel	Scholl
Burke	Kubischta	Schauss
Child	Larson	Smith
Cosgriff	Lavik	Solberg
Dahl, Traill	Levin	Thompson
Dittmer	Moore	Treffry
Dullea	Morgan	Twichell
Fjeld	Morris	Williams
Frosaker	McIlraith	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holey	Schnell
Beggs	Isaak	Seibel
Biberdorf	Jensen	Shockman
Bilden	Langford	Shurr
Brusseau	Marks	Stray
Caddell	McLarty	Symington
Dahl, Emmons	Oglesby	Thoreson

Messrs.	Messrs.	Messrs.
Dalzell	Olson, Mountrail	Tuff
Erickson, McKenzie	Peterson, Bottineau	Wendland
Fitzgerald	Place	Wolf
Hanson	Randall	Mr. Speaker
Hill	Sand	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bjerke	Erickson, McLean	Savre
Burgum	Fedje	Schantz
Clarke	Lohrbauer	Traynor
Cunningham	Noben	Urschel
Downey		

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 359 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Brunsdale moved that further consideration of House Bill No. 270 be indefinitely postponed.

Which motion prevailed.

Mr. Twichell moved that the vote by which House Bill No. 270 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Brunsdale moved the House now recess until 7:30 P. M.

Which motion prevailed.

The House convened at 7:30 P. M., February 26, 1935, pursuant to recess, Speaker Crockett presiding.

Mr. Shurr requested an extension of time as to Senate Bill No. 52.

Which request was granted.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 26, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 110. A Bill for an Act Declaring the Draining of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Also,

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

Also,

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

Also,

SENATE CONCURRENT RESOLUTION "E"

Also,

SENATE CONCURRENT RESOLUTION "P"

Which the President has signed and your signature is respectfully requested.

Also return:

HOUSE JOINT RESOLUTION "B-3"

Which the Senate has indefinitely postponed.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 110. A Bill for an Act Declaring the Draining of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Also,

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

Also,

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

Also,

SENATE CONCURRENT RESOLUTION "E "

Also,

SENATE CONCURRENT RESOLUTION "P"

And the Speaker signed the same in the presence of the House.

SECOND READING OF HOUSE BILLS

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Lay Upon Payment of

the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 99; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	O'Brien
Aljets	Gessner	Odegard
Anderson, Sargent	Gilbertson	Oglesby
Anfinson	Godwin	Page
Bailey, Eddy	Goodlaxon	Parkinson
Bailey, Dunn	Graham	Peterson, Bottineau
Beggs	Hall	Peterson, Cass
Bettenhausen	Hanson	Place
Bilden	Hewitt	Randall
Bjerke	Holey	Ritter
Black	Holthusen	Sand
Blaisdell	Holte	Saumur
Born	Hurd	Savre
Borstad	Jensen	Schantz
Brunsdale	Johnson	Schnell
Brusseau	Kapaun	Scholl
Burgum	Keidel	Seibel
Burke	Kubischta	Schauss
Caddell	Langford	Shockman
Child	Larson	Shurr
Clarke	Lavik	Smith
Cosgriff	Levin	Solberg
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McIllraith	Treffry
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	Mr. Speaker
Fitzgerald	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Isaak	Stray
Biberdorf	Marks	Tuff

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Olson, Hettinger
Bauer	Hill	Olson, Mountrail
Dittmer	Lohrbauer	Thompson

So the bill passed and the title was agreed to.

Mr. Stray: I can't see why we should vote for a bill of this kind and give any more money to the teachers,—\$20.00 a month more than any ordinary man. I don't see they are entitled to any more than that; I can't see it, so I vote "no."

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 26, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 106. A Bill for An Act Providing and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalty; Repeal.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Subdivision 1 of Section 20, Subdivision (3) of Section 32, and Section 40 of Chapter 148 of the Session Laws of 1931 Relating to Game and Fish, the Propagation, Conservation, Protection and Preservation of Wild Birds, Wild Animals, and Fish; Providing for Open Season for Killing or Taking Said Game Birds, Game Animals, Fur Bearing Animals, Fish and Deer; Authorizing the Governor Upon Recommendation of the Game and Fish Commissioner to Open Central or Extended Seasons for Taking or Killing Wild Birds and Wild Animals; Providing for Search and Seizure and Providing for Resident and Non-resident Licenses; Defining Duties of Officers and Game Refuges, and Providing for Penalties and Violation Thereof and Amplifying the Provisions of the Section Hereby Amended; Prohibiting the Use of Dogs, Horses, Mules or Other Animals in the Hunting of Deer or Antelope; Making Unlawful the Possession of Certain Implements, Guns, Snares and Artificial Lights in Certain Territories at Certain Times and During Certain Hours.

Also,

House Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6 of the Initiated Measure Entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuel; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act, Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act," and Approved at a State Wide Election Held June 30, 1926.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Also,

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties, Making an Appropriation Therefor, Repealing All Acts and Parts in Conflict with the Provisions of This Act, and Declaring an Emergency.

Also,

House Bill No. 314. A Bill for an Act Relating to the Granting of Relief in Certain Cases From Inequitable Foreclosure of Mortgages on Real Estate and Execution Sales of Real Estate; for Postponing Certain Sales and for Extending the Periods of Redemption From Certain Others; and Relating to the Jurisdiction and Procedure for Such Relief and for the Right to Possession During the Extended Period, and for Extending the Expiration of Certain Periods of Redemption.

Also,

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Also,

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Which the House has passed and your favorable consideration is respectfully requested.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION "E"

Also,

SENATE CONCURRENT RESOLUTION "P"

Also,

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts.

Also,

Senate Bill No. 110. A Bill for an Act Declaring the Drain-

ing of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Also,

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Twichell asked unanimous consent of the House to amended House Bill No. 362.

Which request was granted.

Mr. Twichell moved to amend House Bill No. 362 as follows:

On page six, in line one, of the printed bill, after the word "commissioner" and ahead of the period, insert "as designated by such Board of County Commissioners."

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 362 be considered properly engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

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, 99; nays, 9; absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Norheim
Aljets	Frosaker	O'Brien
Anderson, Sargent	Gessner	Odegard
Anfinson	Gilbertson	Oglesby
Bailey, Eddy	Godwin	Olson, Hettinger
Bailey, Dunn	Goodlaxon	Page
Bauer	Graham	Parkinson
Beggs	Hall	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bettenhausen	Hewitt	Peterson, Cass
Bibersdorf	Hill	Randall
Bilden	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Holte	Saumur
Born	Hurd	Savre
Borstad	Isaak	Schantz
Blaisdell	Jensen	Schnell
Brunsdale	Johnson	Scholl
Burgum	Kapaun	Seibel
Burke	Keidel	Schauss
Caddell	Kubischta	Shockman
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Symington
Dahl, Emmons	Moore	Traynor
Dahl, Traill	Morgan	Treffry
Daizell	Morris	Tuff
Downey	McIlraith	Twichell
Dullea	McLarty	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Myers	Williams
Fedje	Niewoehner	Wolf
Fjeld	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Marks	Stray
Brusseau	Olson, Mountrail	Thoreson
Hanson	Place	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Mode
Dittmer	Lohrbauer	Thompson

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Saumur moved that the vote by which House Bill No. 362 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Marks: If I thought by creating another welfare board these old people of sixty and sixty-five years of age would get relief without having to go out and being asked to haul gravel at this time of the year, I would be in favor of this bill; but I have a communication in my pocket I received this afternoon from an old man, sixty-five years old, a shoemaker by trade, but unable to make a living any more at that occupation, and he has been refused relief and has to go out and haul gravel on the highways, and hasn't proper clothing.

Therefore, I vote "no" on this proposition.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 26, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Also,

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Lay Upon Payment of the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Kapaun asked unanimous consent of the House to amend House Bill No. 290.

Which request was granted.

Mr. Schantz requested a call of the House.

Which request was not granted.

Mr. Kapaun moved to amend House Bill No. 290 as follows:

On page 8, line 47, strike out the words and figures "five hundred dollars (\$500.00)" and insert in lieu thereof the words and numerals "two hundred and fifty dollars (\$250.00)."

Which motion was granted.

Mr. Kapaun moved that the rules be suspended and that House Bill No. 290 be considered properly re-engrossed, and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 290. A Bill for an Act, Regulating the Importation, Transportation, Sale and Possession in Certain Cases of Liquor; Defining Liquor; Providing Certain Powers and Duties of the Beer Commissioner or Other Officer Charged With the Execution of the Duties Incidental to Regulation; Providing Certain Regulations for the Importation, Transportation, Sale and Possession of Liquor; Providing for the Revenue Therefrom, and Licenses Therefor;

Providing for the Bonding for Certain Persons in Connection With the Regulation of Importation, Transportation, Sale and Possession of Liquor; Prohibiting the Transfer of Licenses; Excluding Certain Persons From the Right to Purchase Liquor; Authorizing and Requiring Governing Bodies of Municipalities to Provide and Require the Payment of a Local Tax or License, and Raise Revenue Therefrom; to Prescribe Certain Regulations, Limiting the Place and Time of Sale; Providing for the Labeling of All Liquor Containers; Providing for an Excise Tax and Regulations Thereto; for the Keeping of Certain Records by the Beer Commissioner; Providing for the Making of Certain Reports; Providing for the Confiscation of Unstamped Liquor; Providing for Money With Which to Put This Act Into Operation and Providing for the Administration of This Act; Providing for the Disposition of Liquor Revenue, and the Allotment Thereof; to School Districts of the State; Providing for the Reduction of Taxes on Real Estate to the Extent of Such Application; Providing Penalties for the Violation of the Provisions of This Act; Repealing All Acts in Conflict Therewith; Providing For a Saving Clause as to Constitutionality; Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 55; nays, 54; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Parkinson
Aljets	Gessner	Peterson, Bottineau
Anfinson	Godwin	Ritter
Bauer	Goodlaxon	Sand
Bettenhausen	Hall	Saumur
Biberdorf	Holthusen	Schantz
Black	Hurd	Schnell
Blaisdell	Isaak	Seibel
Born	Johnson	Schauss
Caddell	Kapaun	Shockman
Cosgriff	Keidel	Smith
Cunningham	Kubischta	Stray
Dahl, Emmons	Marks	Thoreson
Downey	Moore	Treffry
Dullea	Morris	Tuff
Erickson, McLean	Niewoehner	Wendland
Fedje	Noben	Wolf
Fjeld	O'Brien	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gilbertson	Norheim
Anderson, Sargent	Graham	Odegard

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hanson	Oglesby
Bailey, Dunn	Hewitt	Olson, Hettinger
Beggs	Hill	Olson, Mountrail
Bilden	Holey	Page
Bjerke	Holte	Peterson, Cass
Borstad	Jensen	Place
Brunsdale	Langford	Randall
Brusseau	Larson	Savre
Burgum	Lavik	Scholl
Burke	Levin	Shurr
Child	Morgan	Solberg
Clarke	McIlraith	Symington
Dahl, Traill	McLarty	Traynor
Dalzell	Mode	Twichell
Dittmer	Muus	Urschel
Erickson,McKenzie	Myers	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Lohrbauer	Thompson
Halverson		

So the bill was lost.

Mr. Hill moved that the vote by which House Bill No. 290 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Mr. Anderson of Divide: I cannot vote for the establishment of the curse of the American saloon, the hoary devil of times gone by. No institution has ever done more harm to the American people than this. For the sake of the young people of the state of North Dakota I wish to register a protest against a system so vicious. I vote "no" Mr. Speaker.

Mr. Burgum: I am opposed to this attempt to create a legal sanction for a social evil. I am opposed to the state entering into partnership with and accepting the benefits from the greatest menace which has ever beset the human race. Therefore, I vote "no."

Mr. Burke: When this bill first came in I thought I was going to vote for it; but one of the greatest evils of the old saloon was constant meddling in politics. This bill brings a constant political wet and dry issue before the people of North Dakota in every election. Therefore I vote "no."

Mr. Erickson, McKenzie: I vote "no" on House Bill No. 290 for the reason that it provides for privately owned liquor stores. If this was a state-controlled store I would vote "aye," but cannot on this Bill. I vote "no."

Mr. Gilbertson: I don't believe in the old saloon. This is a very serious proposition, and I feel that the vote we are taking here tonight, by 113 members of this body, by passing this bill and making it a law, by passing it by a two-thirds

majority, by reason of the fact the people have several times voted overwhelmingly against liquor, I cannot support it; so I vote "no." I cannot but respect the many communications that have come in from the many people over the state condemning the liquor bill.

Mr. Godwin: I vote "aye" on House Bill No. 290, in addition to the many other reasons expressed by myself and others from the floor of this House, for the further reason that in the light of the condition of our people I oppose every time a bottle of liquor is drunk in North Dakota donating seven cents to the taxes of Minnesota in view of the distress which exists among the people of our state. Therefore, Mr. Speaker, I vote "aye."

Mr. Hewitt: I realize that the State of North Dakota needs a liquor bill, but I believe a more moderate bill should be offered at this time. I have studied these bills for the last couple days, and after studying Senate Bill No. 175 I have come to the conclusion it is a much safer bill. House Bill No. 290 won't last long. I vote "no."

Mr. Holey: I cannot vote for the establishment of the curse of the American Saloon the hoard Devil of the times gone by. No institution has ever done more harm to the American people than this. For the sake of the young people of the state of North Dakota I wish to register a protest against a system so vicious. Also the revenue is only a fraction of the cost of production. I wish my reasons entered in the House Journal. I vote "no," Mr. Speaker.

Mr. Kapaun: I vote "aye" in this, because I have lived in a state where saloons were legalized, and I never saw conditions there such as exist in the State of North Dakota today.

Mr. Langford: I vote "no" on this bill because I don't believe in the old saloon. I don't believe it will have any tendency to stop blindpigging. As soon as people are going to pay a high rate for their liquor they are not going to stop blindpigging.

Mr. Marks: I agree heartily with my friend, Anderson, in his statement he made here, if that were only true; but Mr. Anderson knows that the State of North Dakota is polluted with bootlegging. I am voting "aye" on this bill for the reason it is the best thing we have at this time; and while I know it doesn't agree with many of my friends I can't do any different. I vote "aye."

Mr. Moore: I vote "aye" on this bill because we have liquor on all sides of North Dakota. I would like to know where to go and find our liquor and tax it. I vote "aye" on this bill.

Mr. Morgan: I am voting "no," because I remember last fall how the men and women voters of this state flocked to the polls and knocked out hard liquor. I don't believe in any kind of liquor house, and I can't legalize this curse. I vote "no."

Mr. Niewoehner: I vote "aye" because I realize that we have the liquor evil and our only hope lies in strict regulation.

Mr. Noben: If I were voting on whether we were going to have liquor or not, it would certainly be not to have liquor; but the issue is whether it is going to be legal or illegal. My county gave a majority of three hundred to the wet Democrats. Therefore, I vote "aye."

Mr. Oglesby: I didn't take any time with the rest of them in the argument, but I wish a little time to explain my vote. Two years ago I voted "no," and two years ago it was the same as today. The issue was if they would give us beer, and we would have regulation. We have no more regulation today than two years ago. Our bars will be let down just as much with this license as it was with prohibition. I don't care whether it is a Senate Bill or a House Bill, I vote "no."

Mr. Olson of Hettinger: It is time the people of North Dakota knew what they want. At the last election they went on record as voting "no" on the hard liquor proposition. Therefore, I vote "no."

Mr. Olson of Mountrail: You can never control liquor by high license. It has never been done. The people of my county voted dry, and as a father of 5 sons and 3 daughters, I vote "no."

Mr. Schantz: I vote "aye" for the reason it is impossible to regulate an outlawed practice. It cannot be regulated until such is realized. I vote "aye."

Mr. Schnell: I vote "aye" on this bill, for the reason I am tired of the singing of fellows drinking this twenty-five cent stuff Ole Stray was speaking about.

Mr. Stray: I vote "aye" for the reason I believe it will be an improvement over the conditions we have today. I vote "aye."

Mr. Traynor: I vote "no" because I believe the liquor store bill which has just passed the Senate, and which I intend to support, is a much better bill.

Mr. Thoreson: I vote "aye" on this bill for the reason that I think under strict regulation it will be better than the evils we are up against now.

Mr. Adam: Can I make a few remarks as a special privilege? If these men would vote as they drink, they would vote wet. You can protect yourself against robbers and thieves. You can lock your doors, but you cannot protect yourself against liars and hypocrites.

The rules were suspended and reading House Bill No. 258 a second time was dispensed with because it was read a second time yesterday.

Mr. Dahl of Emmons took the chair.

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

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, 79; nays, 13; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hewitt	Oglesby
Anderson, Bowman	Hill	Olson, Hettinger
Anderson, Burke	Holey	Olson, Mountrail
Anfinson	Holthusen	Parkinson
Bailey, Eddy	Holte	Peterson, Cass
Bailey, Dunn	Hurd	Place
Bauer	Isaak	Randall
Bilden	Jensen	Saumur
Bjerke	Johnson	Schantz
Blaisdell	Kapaun	Scholl
Borstad	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shockman
Child	Lavik	Shurr
Clarke	Levin	Smith
Cunningham	Marks	Solberg
Dahl, Emmons	Moore	Stray
Dahl, Traill	Morgan	Symington
Dalzell	Morris	Thoreson
Erickson, McKenzie	McIlraith	Treffry
Frosaker	Mode	Tuff
Gessner	Niewoehner	Urschel
Gilbertson	Noben	Wendland
Godwin	Norheim	Williams
Goodlaxon	O'Brien	Wolf
Graham	Odegard	Mr. Speaker
Hall		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Page
Biberdorf	McLarty	Peterson, Bottineau
Black	Muus	Ritter
Born	Myers	Twichell
Cosgriff		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Downey	Keidel
Beggs	Dullea	Lohrbauer
Bettenhausen	Erickson, McLean	Sand

Messrs.	Messrs.	Messrs.
Brunsdale	Fedje	Savre
Burke	Fjeld	Schnell
Caddell	Fitzgerald	Thompson
Dittmer	Halverson	Traynor

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Child moved that the vote by which House Bill No. 258 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Gilbertson moved that further consideration of House Bill 315 be indefinitely postponed.

A roll call was demanded but not granted.

The motion prevailed.

Mr. Hurd moved that the vote by which House Bill No. 315 was indefinitely postponed be reconsidered and the motion to reconsider be laid upon the table.

Mr. Wolf moved that further consideration of House Bill No. 336 be indefinitely postponed.

Mr. Aljets moved a substitute motion that House Bill No. 336 remain on the calendar.

Which motion prevailed.

House Bill No. 336. A Bill for an Act Amending Section 5192a15 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Being "The Bank of North Dakota Act," Giving That Bank Additional Powers and Permitting it in Certain Cases to Purchase Assets of Closed and Unliquidated Domestic Banking and Trust Corporations, and to Act and Qualify as Receiver of Such Corporations; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 44; nays, 55; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Jensen	Parkinson
Aljets	Johnson	Peterson,Bottineau
Anderson, Sargent	Kubischta	Place
Bailey, Dunn	Langford	Randall
Bilden	Larson	Ritter
Bjerke	Lavik	Sand
Blaisdell	Levin	Savre
Dahl, Emmons	Morgan	Schnell

Dalzell	McIlraith	Symington
Frosaker	McLarty	Treffry
Godwin	Muus	Tuff
Hanson	Myers	Urschel
Hewitt	Noben	Williams
Hill	O'Brien	Mr. Speaker
Isaak	Olson, Hettinger	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Erickson, McKenzie	Niewoehner
Bailey, Eddy	Erickson, McLean	Norheim
Bauer	Fedje	Oglesby
Beggs	Fitzgerald	Odegard
Biberdorf	Gessner	Olson, Mountrail
Born	Gilbertson	Page
Borstad	Goodlaxon	Peterson, Cass
Brunsdale	Hall	Scholl
Brusseau	Halverson	Schauss
Burgum	Holey	Shockman
Burke	Holthusen	Smith
Caddell	Holte	Solberg
Child	Kapaun	Stray
Cosgriff	Keidel	Thoreson
Cunningham	Marks	Traynor
Dahl, Traill	Moore	Twichell
Dittmer	Morris	Wendland
Downey	Mode	Wolf
Dullea		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fjeld	Schantz
Anfinson	Graham	Seibel
Bettenhausen	Hurd	Shurr
Black	Lohrbauer	Thompson
Clarke	Saumur	

So the bill was lost.

Mr. Brunsdale moved that the vote by which House Bill No. 336 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 26, 1935.

Mr. Speaker: I have the honor to request you to return Senate Bill No. 14 to the Senate.

Very respectfully,

F. E. TUNELL,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Twichell moved that the House grant the request of the Senate for the return of Senate Bill No. 14.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 26, 1935.

Mr. President: I have the honor to inform you that the House herewith returns Senate Bill No. 14, which the Senate requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Noben moved that the vote by which House Bill No. 309 was lost be reconsidered.

Which motion was lost.

Mr. Moore moved to reconsider the vote by which House Bill 258 was lost be reconsidered.

Which motion was lost.

The Speaker resumed the Chair.

Mr. Noben moved that further consideration of House Bill No. 273 be indefinitely postponed.

Which motion was lost.

SECOND READING OF HOUSE BILLS

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant Registrar in Each County in the State. Disposition of the Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Counties of the State of North Dakota and Providing That All Acts or Parts of Acts in Conflict with the Provisions of This Act are Superceded by the Provisions Hereof.

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, 54; nays, 43; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hanson	Peterson, Bottineau
Anfinson	Hill	Ritter
Bailey, Dunn	Hurd	Sand
Bauer	Isaak	Saumur
Bilden	Jensen	Savre
Bjerke	Kapaun	Schnell
Born	Kubischta	Seibel
Brusseau	Langford	Shockman
Caddell	Levin	Shurr
Child	Morgan	Solberg
Cunningham	Mode	Symington
Dahl, Emmons	O'Brien	Treffry
Dahl, Traill	Odegard	Tuff
Dalzell	Olson, Hettinger	Williams
Dittmer	Page	Wolf
Downey	Parkinson	Mr. Speaker
Hall		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Frosaker	Muus
Bailey, Eddy	Gessner	Myers
Beggs	Gilbertson	Niewoehner
Biberdorf	Goodlaxon	Oglesby
Black	Graham	Olson, Mountrail
Blaisdell	Hewitt	Peterson, Cass
Borstad	Holthusen	Place
Brunsdale	Holte	Randall
Burke	Larson	Scholl
Clarke	Lavik	Stray
Cosgriff	Marks	Thoreson
Dullea	Moore	Traynor
Erickson, McKenzie	Morris	Twichell
Erickson, McLean	McLarty	Wendland
Fjeld		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Noben
Anderson, Bowman	Halverson	Norheim
Anderson, Sargent	Holey	Schantz
Bettenhausen	Johnson	Schauss
Burgum	Keidel	Smith
Fedje	Lohrbauer	Thompson
Fitzgerald	McIlraith	Urschel

So the bill was lost.

Mr. Twichell moved the House recess until 10:00 A. M., tomorrow morning.

Which motion prevailed, and the House stood recessed.

WALTER S. MARTIN,
Chief Clerk.

Courtesies of the floor were extended to the following:

Bob Jones, Fredonia, N. D.; Martin Helmer, Lehr, N. D.; Valentine Zimmerman, Lehr, N. D.; Peter Becker, Lehr, N. D.; G. Jungling, Lehr, N. D.; Anton Lee, Fingal, N. D.; H. P. Skramstad, Fingal, N. D.; C. J. Olson, Valley City, N. D.; O. A. Schollunder, Fargo N. D.; Mr. and Mrs. Otto Oukrop, Dickinson, N. D.; Dan Polis, Fargo, N. D.; Wm. Stern, Fargo, N. D.; O. E. Briehjell, Dunseith, N. D.; Henry Rustad, Wahpeton, N. D.; John Mason, Mandan, N. D.; John Kronberger, Sioux County, N. D.; Ed Fogasts, Bismarck, N. D.; C. O. Hooker, Fredonia, N. D.; John L. Gauer, Dickinson, N. D.

FIFTIETH DAY AFTER RECESS AND
THE FIFTY-FIRST DAY

House of Representatives.
Bismarck, North Dakota,
February 26, 1935.

The House convened at 10:00 A. M., speaker Crockett presiding.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 26, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 43. A Bill for an Act to Prevent Fraud and Deception in the Sale of Live Stock Remedies; Providing for the Registration and Labeling of Live Stock Remedies; Authorizing Rules and Regulations for the Administration of This Act; Prescribing the Method of Revocation of Such Registration and Prescribing a Penalty for the Violation Thereof.

Also,

Senate Bill No. 250. A Bill for an Act to Exempt Grain Warehousemen from Suit for Conversion of Grain Bought, Unless the Instrument Creating Said Interests of Liens Is on File or of Record, or Written Notice of the Existence Thereof is Given to the Warehousemen.

Also,

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429 of the 1913 Compiled Laws of the State of North Dakota, Relating to Service of Summons by Publication.

Also,

Senate Bill No. 229. A Bill for an Act Relating to Foreclosure of Mortgage or Other Lien Upon Real Estate Providing for Service of Summons in Actions to Foreclose

Mortgage or Other Lien Upon Real Estate; Providing for Personal Service or Service by Publication; Specifying Manner in Which Unknown Defendants and Representatives of Deceased Defendants May Be Joined; Providing That Said Method Shall Be in Addition to Present Remedies.

Also,

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 237. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Survey.

Also,

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deeds, and Declaring an Emergency.

Also,

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real Estate Belonging to or Controlled by the State of North Dakota or Any of Its Political Subdivisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 236. A Bill for an Act to Regulate Ownership and Operation of Pharmacies, Requiring the Registration and Inspection and Prescribing Penalties.

Also,

Senate Bill No. 281. A Bill for an Act Relating to the Incorporation of Mutual Aid Non-Profit Corporations, and Defining Their Purposes and Powers and Declaring an Emergency.

Also,

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Also,

Senate Bill No. 276. A Bill for an Act to Amend and

Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

Also,

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 279. A Bill for an Act Amending and Re-enacting Section 4440a1 and 4446 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Custody and Assignment of Children Prohibited in Certain Cases, Requiring Consent in Writing for Adoption of Child, Prohibiting Transfer of Guardianship Without Notice to the Board of Administration, Petition for Adoption, Notice to Board of Administration, Report of Board, Petition When Granted, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

Also,

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Also,

Senate Bill No. 16. 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.

Also,

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Subsection (3) of Section 1, Chapter 196, Session Laws of North Dakota for the Year 1927, and Declaring an Emergency.

Also,

Senate Bill No. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Which the Senate has passed and your favorable consideration is respectfully requested.

Also,

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 266. A Bill for an Act Authorizing and Directing the Board of Administration of the State of North Dakota to Re-touch and Repair the Portraits and Paintings of the Former Governors and Legislative Assemblies of North Dakota or Other Paintings and Portraits Having Been Damaged by Exposure to Moisture and Change of Temperature and Making an Appropriation, and Declaring an Emergency.

Also,

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the

"Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

Also,

Senate Bill No. 249. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Also,

Senate Bill No. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wild-life Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Sections 8320a13, 8320a14, 8320a19, 8320a20 and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Also,

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of Session Laws of 1929 and Section 3 of

Chapter 211, Session Laws of 1927, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Also,

Senate Bill No. 183. A Bill for an Act Authorizing and Empowering the Governing Board of Any Political Subdivision to Compromise and Settle Obligations Other Than Taxes Due and Owing to or Held by Such Political Subdivisions, Validating Settlements Heretofore Made, and Declaring an Emergency.

Also,

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Article IV, Sections 1151, 1155, 1158, and Article V, Sections 1160 and 1162 of the Compiled Laws of North Dakota, 1913, Providing the Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Also Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

Also,

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrate and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrate Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 180. A Bill for an Act to Amend and Re-enact Section 860 of the Compiled Laws of North Dakota of the Year 1913.

Also,

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

Also,

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

Also,

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law

Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency.

Also,

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 175. A Bill for an Act Providing for a System of Municipal Control of the Purchase, Sale, Importation, Transportation, Handling, Possessing, Dispensing and Use of Alcohol and Alcoholic Beverages by Any Incorporated City of the State Having a Population of Two Hundred or More; the Levy and Collection of a Tax Thereon; the Duties of the State Treasurer; Providing for Injunctions Against and Abatement of Liquor Nuisances; the Continuing in Force of the Present Statutory Regulations Prohibiting the Manufacture, Sale and Possession of Intoxicating Liquors; Providing Penalties for Violations of the Provisions of This Act; and Declaring an Emergency.

Also,

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers,

Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Which the Senate has passed and your favorable consideration is respectfully requested.

Also,

SENATE CONCURRENT RESOLUTION "W"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

Senate Bill No. 250. A Bill for an Act to Exempt Grain Warehousemen from Suit for Conversion of Grain Bought, Unless the Instrument Creating Said Interests of Liens Is on File or of Record, or Written Notice of the Existence Thereof Is Given to the Warehousemen.

Was read the first time and referred to the Committee on Warehouse and Grain Grading.

Senate Bill No. 43. A Bill for an Act to Prevent Fraud and Deception in the Sale of Live Stock Remedies; Providing for the Registration and Labeling of Live Stock Remedies; Authorizing Rules and Regulations for the Administration of This Act; Prescribing the Method of Revocation of Such Registration and Prescribing a Penalty for the Violation Thereof.

Was read the first time and referred to the Committee on Livestock.

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for All North Dakota Children of High School Age.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

Was read the first time and referred to the Committee on Banks and Banking.

SENATE CONCURRENT RESOLUTION "W"

Was read the first time and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of Session Laws of 1929 and Section 3 of Chapter 211, Session Laws of 1927, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrate and City Justices of the Peace; Procedure. Jurors and Officers in Said Police Magistrate Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Article IV, Sections 1151, 1155, 1158, and Article V, Sections 1160 and 1162 of the Compiled Laws of North Dakota, 1913, Providing the Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Also Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 183. A Bill for an Act Authorizing and Empowering the Governing Board of Any Political Sub-division to Compromise and Settle Obligations Other Than Taxes Due and Owing to or Held by Such Political Sub-divisions, Validating Settlements Heretofore Made, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Sections 8320a13, 8320a14, 8320a19, 8320a20 and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Was read the first time and referred to the Committee on Irrigation and Drainage.

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Was read the first time and referred to the Committee on Irrigation and Drainage.

Senate Bill No. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wild-life Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Irrigation and Drainage.

Senate Bill No. 180. A Bill for an Act to Amend and Re-enact Section 860 of the Compiled Laws of North Dakota of the Year 1913.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the "Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 249. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 266. A Bill for an Act Authorizing and Directing the Board of Administration of the State of North Dakota to Re-touch and Repair the Portraits and Paintings of the Former Governors and Legislative Assemblies of North Dakota or Other Paintings and Portraits Having Been Damaged by Exposure to Moisture and Change of Temperature and Making an Appropriation, and Declaring an Emergency.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 237. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Survey.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 229. A Bill for an Act Relating to Foreclosure of Mortgage or Other Lien Upon Real Estate Providing for Service of Summons in Actions to Foreclose Mortgage or Other Lien Upon Real Estate; Providing for Personal Service or Service by Publication; Specifying Manner in Which Unknown Defendants and Representatives of Deceased Defendants May Be Joined; Providing That Said Method Shall Be in Addition to Present Remedies.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429 of the 1913 Compiled Laws of the State of North Dakota, Relating to Service of Summons by Publication.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers, Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 175. A Bill for an Act Providing for a System of Municipal Control of the Purchase, Sale, Importation, Transportation, Handling, Possessing, Dispensing and Use of Alcohol and Alcoholic Beverages by Any Incorporated City of the State Having a Population of Two Hundred or More; the Levy and Collection of a Tax Thereon; the Duties of the State Treasurer; Providing for Injunctions Against and Abatement of Liquor Nuisances; the Continuing in Force of the Present Statutory Regulations Prohibiting the Manufacture, Sale and Possession of Intoxicating Liquors; Providing Penalties for Violations of the Provisions of This Act; and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Subsection (3) of Section 1, Chapter 196, Session Laws of North Dakota for the Year 1927, and Declaring an Emergency.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 16. 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.

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain

Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 279. A Bill for an Act Amending and Re-enacting Section 4440a1 and 4446 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Custody and Assignment of Children Prohibited in Certain Cases, Requiring Consent in Writing for Adoption of Child, Prohibiting Transfer of Guardianship Without Notice to the Board of Administration, Petition for Adoption, Notice to Board of Administration, Report of Board, Petition When Granted, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 276. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 281. A Bill for an Act Relating to the Incorporation of Mutual Aid Non-Profit Corporations, and Defining Their Purposes and Powers and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 236. A Bill for an Act to Regulate Owner-

ship and Operation of Pharmacies, Requiring the Registration and Inspection and Prescribing Penalties.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real Estate Belonging to or Controlled by the State of North Dakota or Any of Its Political Subdivisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deeds, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Mr. Beggs requested a call of the House.

Which request was granted.

All members were present except Representatives Brasseur, Cosgriff, Cunningham, Dittmer, Downey, Hall, Johnson, Lohrbauer, Myers and O'Brien.

Mr. Beggs moved further consideration of the call of the House be dispensed with.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 1179 of the Compiled Laws of North Dakota for 1913, Relating to Pupils From Other Districts.

Also,

House Bill No. 336. A Bill for an Act Amending Section 5192a15 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Being "The Bank of North Dakota Act," Giving That Bank Additional Powers and Permitting it in Certain Cases to Purchase Assets of Closed and Unliqui-

dated Domestic Banking and Trust Corporations, and to Act and Qualify as Receiver of Such Corporations; and Declaring an Emergency.

Also,

House Bill No. 226. A Bill for an Act to Require the County Auditor of Each County to Levy an Annual Tax of One Dollar Upon Each Elector in the County and a Tax of Four Mills Upon Each Dollar of the Assessed Valuation of Property in the County for the Support of the Public Schools Within the County, and to Provide for the Apportionment Thereof Among the Schools by the County Superintendent of Schools on Basis of Enrollment, and Repealing Section 1224 of the 1925 Supplement to the Compiled Laws of 1913, and Section 1225 of the Compiled Laws of 1913, and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of An Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 255. A Bill for an Act to Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; Repeal all Acts in Conflict Herewith.

Also,

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1931, and Section 2 of Chapter 297, Session Laws of 1931, Relating to the Tax Levy Limitations of School Districts; Repealing Section 7 of Chapter 235, Session Laws of 1921, and Section 2 of Chapter 297, Session Laws of 1931, and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, all Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of all Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting

Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Also,

House Bill No. 290. A Bill for an Act, Regulating the Importation, Transportation, Sale and Possession of Liquor; Defining Liquor; Providing Certain Powers and Duties of the Beer Commissioner or Other Officer Charged With the Execution of the Duties Incidental to Regulation; Providing Certain Regulations for the Importation, Transportation, Sale and Possession of Liquor; Providing for the Revenue Therefrom and Licenses Therefor; Providing for the Bonding for Certain Persons in Connection With the Regulation of Importation, Transportation, Sale and Possession of Liquor; Prohibiting the Transfer of Licenses; Excluding Certain Persons From the Right to Purchase Liquor; Authorizing and Requiring Governing Bodies of Municipalities to Provide and Require the Payment of a Local Tax or License, and Raise Revenue Therefrom; to Prescribe Certain Regulations, Limiting the Place and Time of Sale; Providing for the Labeling of All Liquor Containers; Providing for an Excise Tax and Regulations Thereto; for the Keeping of Certain Records by the Beer Commissioner; Providing for the Making of Certain Reports; Providing for the Confiscation of Unstamped Liquor; Providing for Money With Which to Put This Act Into Operation and Providing for the Administration of This Act; Providing for the Disposition of Liquor Revenue, and the Allotment Thereof; to School Districts of the State; Providing for the Reduction of Taxes on Real Estate to the Extent of Such Application; Providing Penalties for the Violation of the Provisions of This Act; Repealing All Acts in Conflict Therewith; Providing for a Saving Clause as to Constitutionality; Declaring an Emergency.

Also,

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant Registrar in Each County in the State. Disposition of the Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Counties of the State of North Dakota and Providing That All

Acts or Parts of Acts in Conflict with the Provisions of This Act are Superceded by the Provisions Hereof.

And find the same correctly engrossed.

VAL. P. WOLF,
Chairman,

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

Mr. Dahl of Emmons asked unanimous consent of the House to amend House Bill No. 181.

Which request was denied.

Mr. Caddell asked unanimous consent of the House to amend House Bill No. 181.

Which request was denied.

SECOND READING OF HOUSE BILLS

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 103; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Halverson	Page
Bailey, Eddy	Hanson	Parkinson
Bailey, Dunn	Hewitt	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bilden	Hurd	Saumur
Bjerke	Isaak	Savre
Black	Jensen	Schantz
Blaisdell	Johnson	Schnell
Born	Kapaun	Scholl
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Schauss
Brusseau	Langford	Shockman

Messrs.	Messrs.	Messrs.
Burgum	Larson	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg
Child	Marks	Stray
Clarke	Moore	Symington
Cosgriff	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dahl, Traill	McIlraith	Treffry
Dalzell	McLarty	Tuff
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fjeld	Norheim	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.
Traynor	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	Frosaker	Myers
Dittmer	Hall	Sand
Downey	Lohrbauer	

So the bill passed and the title was agreed to.

Mr. Traynor: I am in favor of the principle of this bill, but I feel I must vote "no" when the levy is made so high. I would be glad if it were more reasonable as far as that feature is concerned, but under the circumstances of such a high levy, I vote "no."

Mr. Twichell: I am going to vote "no" for this bill, although I believe in an old age pension. We have such a set-up, although it doesn't bring in any money for that purpose. There is a set-up of the Federal Government that will take care of anything we don't take care of; therefore I believe it will be unwise to have anything to do with this when the Federal Government will do the job for us.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved the Senate be requested to return House Bill No. 362 as there is an amendment not included in the engrossing.

Which motion prevailed.

Mr. McIlraith moved that the vote by which House Bill No. 290 was declared lost be reconsidered.

Which motion prevailed.

Mr. Traynor moved the vote by which House Bill No. 336 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Noben moved the vote by which House Bill No. 273 was declared lost be reconsidered.

Which motion prevailed.

Mr. Aljets asked unanimous consent of the House to amend House Bill No. 336.

Which request was granted.

Mr. Aljets moved to amend House Bill No. 336 as follows:

At the end of line 38, page three, strike out the period and add the following: "Semi-colon, Provided that the total investments, which the Bank of North Dakota, may make under the provisions of this Act shall not exceed \$200,000.00; and that no such investments shall be made after January 1, 1937."

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 26, 1935.

Mr. President: I have the honor to inform you that the House requests the return of House Bill No. 362.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Twichell moved all bills be placed upon the calendar in the order they are moved for reconsideration.

Which motion prevailed.

Mr. Traynor moved all bills to be reconsidered be considered as properly re-engrossed, and they be placed on the calendar for second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION "A-14"

Was read the second time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 45; nays, 59; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Randall
Anderson, Bowman	Hanson	Ritter
Anderson, Burke	Holey	Savre

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Isaak	Scholl
Bauer	Larson	Seibel
Beggs	Marks	Schauss
Bettenhausen	Morgan	Shockman
Biberdorf	McLarty	Solberg
Bilden	Mode	Stray
Bjerke	Noben	Symington
Borstad	Odegard	Treffry
Caddell	Olson, Hettinger	Tuff
Child	Olson, Mountrail	Williams
Dahl, Emmons	Peterson, Bottineau	Wolf
Erickson, McLean	Place	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	McIlraith
Anfinson	Gilbertson	Muus
Bailey, Eddy	Goodlaxon	Myers
Bailey, Dunn	Graham	Niewoehner
Black	Hall	Norheim
Blaisdell	Halverson	Oglesby
Born	Hewitt	Page
Brunsdale	Hill	Peterson, Cass
Burgum	Holthusen	Sand
Clarke	Holte	Saumur
Cosgriff	Hurd	Schantz
Cunningham	Johnson	Schnell
Dahl, Traill	Kapaun	Smith
Dittmer	Keidel	Thompson
Downey	Kubischta	Thoreson
Dullea	Langford	Traynor
Erickson, McKenzie	Lavik	Twichell
Fjeld	Levin	Urschel
Fitzgerald	Moore	Wendland
Frosaker	Morris	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brusseau	Jensen	Parkinson
Dalzell	Lohrbauer	Shurr
Godwin	O'Brien	

Passed:

Messrs.
Burke

So the resolution was lost.

Mr. Brunsdale moved that the vote by which House Concurrent Resolution "A-14" was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 27, 1935.

Mr. Speaker: I have the honor to return House Bill No. 362 which the House has requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Twichell requested the consent of the House to amend House Bill No. 363.

Which request was granted.

Mr. Twichell moved that House Bill No. 363 be amended as follows:

In lines two and five of the title, strike out the word "all" in each line.

On page three, Section one, line two, strike out the word "all."

Which motion prevailed.

Mr. Twichell moved that the rules be suspended, and that House Bill No. 363 be considered as properly re-engrossed and placed on final passage, second reading of the bill being waived, the bill having been on second reading once.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, all Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of all Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 96; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Niewoehner
Aljets	Gessner	Noben
Anderson, Bowman	Gilbertson	Norheim
Anderson, Burke	Godwin	O'Brien
Anderson, Sargent	Goodlaxon	Odegard
Anfinson	Graham	Oglesby
Bailey, Eddy	Hall	Olson, Hettinger
Bailey, Dunn	Halverson	Page
Bauer	Hewitt	Parkinson
Beggs	Hill	Peterson, Cass
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bilden	Hurd	Saumur
Bjerke	Isaak	Savre
Black	Jensen	Schantz
Blaisdell	Johnson	Schnell
Born	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Shockman
Burke	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McIlraith	Twichell
Dullea	McLarty	Urschel
Erickson, McKenzie	Mode	Wendland
Erickson, McLean	Muus	Williams
Fitzgerald	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fedje	Olson, Mountrail	Stray
Hanson	Peterson, Bottineau	Thoreson
Holey	Place	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Borstad	Cunningham	Sand
Burgum	Fjeld	Schauss
Caddell	Lohrbauer	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Twichell moved that discussion as to House Bills Nos. 255, 282, 226 and 227 be confined to House Bill No. 227.

Which motion prevailed.

Mr. Smith moved the previous question.

Which motion prevailed.

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1931, and Section 2 of Chapter 297, Session Laws of 1931, Relating to the Tax Levy Limitations of School Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 57; nays, 51; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fitzgerald	Niewoehner
Anderson, Burke	Frosaker	Noben
Anderson, Sargent	Goodlaxon	Norheim
Bailey, Eddy	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Parkinson
Bauer	Holey	Peterson, Bottineau
Biberdorf	Isaak	Place
Bilden	Jensen	Ritter
Bjerke	Keidel	Saumur
Blaisdell	Kubischta	Seibel
Borstad	Larsoq	Schauss
Burgum	Lavik	Shockman
Burke	Marks	Shurr
Caddell	Moore	Solberg
Clarke	Morgan	Symington
Cosgriff	McIlraith	Thoreson
Dahl, Emmons	McLarty	Tuff
Dalzell	Muus	Wendland
Erickson, McKenzie	Myers	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Olson, Hettinger
Aljets	Graham	Page
Anfinson	Hanson	Peterson, Cass
Beggs	Hewitt	Randall
Bettenhausen	Hill	Sand
Black	Holthusen	Savre
Born	Holte	Schantz
Brunsdale	Hurd	Schnell
Brusseau	Johnson	Scholl
Child	Kapaun	Stray
Dahl, Traill	Langford	Thompson
Dittmer	Levin	Traynor
Downey	Morris	Treffry
Dullea	Mode	Twichell
Fedje	O'Brien	Urschel
Fjeld	Odegard	Wolf
Gessner	Oglesby	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	Godwin	Smith
Erickson, McLean	Lohrbauer	

So the bill passed and the title was agreed to.

Mr. Odegard moved that the vote by which House Bill No. 227 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Fedje: The reason for my argument is this: I can't see why a man has to vote on three bills in order to vote on one. It is too much mathematics for me. I am not a member of the brain trust, and I would like to take up one subject at a time in order to comprehend what I am doing.

Mr. Twichell: You only have one bill.

Mr. Fedje: I know, but they told us we had to vote on three. I vote "no."

Mr. Traynor demanded a verification of the vote.

Which request was granted.

House Bill No. 255. A Bill for an Act to Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gessner	O'Brien
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Hall	Olson, Mountrail
Bauer	Halverson	Page
Beggs	Hanson	Parkinson
Biberdorf	Hewitt	Peterson, Bottineau
Bilden	Hill	Peterson, Cass
Bjerke	Holthusen	Place
Black	Holte	Sand
Blaisdell	Hurd	Saumur
Born	Isaak	Savre

Messrs.	Messrs.	Messrs.
Borstad	Jensen	Schantz
Brunsdale	Johnson	Schnell
Brusseau	Kapaun	Seibel
Burgum	Keidel	Schauss
Burke	Kubischta	Shockman
Caddell	Langford	Shurr
Child	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Marks	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Tuff
Erickson,McKenzie	Mode	Twichell
Erickson, McLean	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Clarke	Randall
Aljets	Graham	Ritter
Bailey, Dunn	Holey	Scholl
Bettenhausen	Lohrbauer	

So the bill passed and the title was agreed to.

House Bill No. 226. A Bill for an Act to Require the County Auditor of Each County to Levy an Annual Tax of One Dollar Upon Each Elector in the County and a Tax of Four Mills Upon Each Dollar of the Assessed Valuation of Property in the County for the Support of the Public Schools Within the County, and to Provide for the Apportionment Thereof Among the Schools by the County Superintendent of Schools on the Basis of Enrollment.

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, 55; nays, 50; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Erickson,McKenzie	Moore
Anderson, Sargent	Erickson, McLean	Morgan
Bailey, Eddy	Fitzgerald	McIlraith
Bailey, Dunn	Frosaker	McLarty
Bauer	Godwin	Muus
Beggs	Goodlaxon	Myers
Biberdorf	Hall	Niewoehner

Messrs.	Messrs.	Messrs.
Bilden	Halverson	Noben
Bjerke	Hill	Norheim
Blaisdell	Isaak	Olson, Mountrail
Borstad	Seibel	Page
Burgum	Schauss	Place
Burke	Jensen	Solberg
Caddell	Johnson	Symington
Child	Keidel	Thoreson
Clarke	Kubischta	Tuff
Cosgriff	Larson	Wendland
Dahl, Emmons	Lavik	Williams
Dalzell	Marks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Graham	Randall
Anderson, Burke	Hanson	Ritter
Anfinson	Hewitt	Sand
Bettenhausen	Holthusen	Savre
Black	Holte	Schantz
Born	Kapaun	Schnell
Brunsdale	Langford	Shurr
Brusseau	Levin	Smith
Cunningham	Morris	Stray
Dahl, Traill	Mode	Thompson
Dittmer	O'Brien	Traynor
Downey	Odegard	Treffry
Dullea	Oglesby	Twichell
Fedje	Olson, Hettinger	Urschel
Fjeld	Peterson, Bottineau	Wolf
Gessner	Peterson, Cass	Mr. Speaker
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Lohrbauer	Scholl
Holey	Parkinson	Shockman
Hurd	Saumur	

So the bill was lost.

Mr. Odegard moved that the vote by which House Bill No. 226 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Solberg demanded a verification of the roll call.

Which was granted.

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 1179 of the Compiled Laws of North Dakota for 1931, Relating to Pupils From Other Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 50; nays, 52; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McLean	Myers
Anderson, Sargent	Fedje	Niewoehner
Bailey, Dunn	Fitzgerald	Noben
Bauer	Frosaker	Olson, Mountrail
Beggs	Godwin	Peterson, Bottineau
Biberdorf	Goodlaxon	Place
Bilden	Hall	Ritter
Bjerke	Hewitt	Savre
Blaisdell	Isaak	Scholl
Borstad	Jensen	Seibel
Burgum	Keidel	Schauss
Caddell	Langford	Solberg
Clarke	Larson	Thoreson
Cosgriff	Lavik	Tuff
Cunningham	Morgan	Wendland
Dahl, Emmons	Morris	Williams
Erickson, McKenzie	McLarty	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Graham	Olson, Hettinger
Anderson, Burke	Halverson	Page
Anfinson	Hanson	Peterson, Cass
Bailey, Eddy	Holthusen	Randall
Bettenhausen	Holte	Sand
Black	Johnson	Schantz
Born	Kapaun	Schnell
Brunsdale	Kubischta	Shurr
Brusseau	Levin	Smith
Burke	Marks	Stray
Child	Moore	Symington
Dahl, Traill	McIlraith	Thompson
Dalzell	Mode	Treffry
Dittmer	Norheim	Twichell
Downey	O'Brien	Urschel
Dullea	Odegard	Wolf
Gessner	Oglesby	Mr. Speaker
Gilbertson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Hurd	Saumur
Fjeld	Lohrbauer	Shockman
Hill	Muus	Traynor
Holey	Parkinson	

So the bill was lost.

Mr. Wolf moved that the vote by which House Bill No. 282

was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 26, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Also,

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, all Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of all Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Also,

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Also,

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1931, and Section 2 of Chapter 297, Session Laws of 1931, Relating to the Tax Levy Limitations of School Districts.

Also,

House Bill No. 255. A Bill for an Act to Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Olson of Mountrail demanded a call of the House as to House Bill No. 290.

Which request was granted.

The roll call disclosed all members present except Anfinson, Fjeld, Hewitt, Lohrbauer and Shockman.

Mr. Schantz moved that further consideration of the call of the House be dispensed with.

Which motion prevailed.

Mr. Isaak asked unanimous consent of the House to amend House Bill No. 290.

Which request was denied.

SECOND READING OF HOUSE BILLS

House Bill No. 290. A Bill for an Act, Regulating the Importation, Transportation, Sale and Possession in Certain Cases of Liquor; Defining Liquor; Providing Certain Powers and Duties of the Beer Commissioner or Other Officer Charged With the Execution of the Duties Incidental to Regulation; Providing Certain Regulations for the Importation, Transportation, Sale and Possession of Liquor; Providing for the Revenue Therefrom, and Licenses Therefor; Providing for the Bonding for Certain Persons in Connection With the Regulation of Importation, Transportation, Sale and Possession of Liquor; Prohibiting the Transfer of Licenses; Excluding Certain Persons From the Right to Purchase Liquor; Authorizing and Requiring Governing Bodies of Municipalities to Provide and Require the Payment of a Local Tax or License, and Raise Revenue Therefrom; to Prescribe Certain Regulations, Limiting the Place and Time of Sale; Providing for the Labeling of All Liquor Containers; Providing for an Excise Tax and Regulations Thereto; for the Keeping of Certain Records by the Beer Commissioner; Providing for the Making of Certain Reports; Providing for the Confiscation of Unstamped Liquor; Providing for Money With Which to Put This Act Into Operation and Providing for the Administration of This Act; Providing for the Disposition of Liquor Revenue, and the Allotment Thereof; to School Districts of the State; Providing for the

Reduction of Taxes on Real Estate to the Extent of Such Application; Providing Penalties for the Violation of the Provisions of This Act; Repealing All Acts in Conflict Therewith; Providing For a Saving Clause as to Constitutionality; Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 52; nays, 59; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Peterson, Bottineau
Aljets	Godwin	Ritter
Anfinson	Goodlaxon	Sand
Bauer	Hall	Saumur
Bettenhausen	Holthusen	Schantz
Biberdorf	Hurd	Schnell
Black	Isaak	Seibel
Blaisdell	Johnson	Schauss
Born	Kapaun	Shockman
Cosgriff	Keidel	Smith
Cunningham	Kubischta	Stray
Dahl, Emmons	Moore	Thoreson
Downey	Morris	Treffry
Dullea	Niewoehner	Tuff
Erickson, McLean	Noben	Wendland
Fedje	O'Brien	Wolf
Fitzgerald	Parkinson	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fjeld	Norheim
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Graham	Oglesby
Bailey, Eddy	Halverson	Olson, Hettinger
Bailey, Dunn	Hanson	Olson, Mountrail
Beggs	Hill	Page
Bilden	Holey	Peterson, Cass
Bjerke	Holte	Place
Borstad	Jensen	Randall
Brunsdale	Langford	Savre
Brusseau	Larson	Scholl
Burgum	Lavik	Shurr
Burke	Levin	Solberg
Caddell	Marks	Symington
Child	Morgan	Thompson
Clarke	McIlraith	Traynor
Dahl, Traill	McLarty	Twischell
Dalzell	Mode	Urschel
Dittmer	Muus	Williams
Erickson, McKenzie	Myers	

Absent and not voting:

Messrs.	Messrs.
Hewitt	Lohrbauer

So the bill was lost.

Mr. Brunsdale moved that the vote by which House Bill No. 290 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Adam: I will explain my vote. I will not act as Pilatus. I say this, the house, is on fire; we can not sit down and let it burn. We Fathers and Grandfathers have to put up our sleeves and control the fire or else it will spread and be from bad to worse.

Mr. Thompson: Two years ago when I was here they told me the beer bill would correct everything—they wouldn't have any more need of hard liquor and there would be plenty of money to run the schools; but there isn't plenty of money to run the schools, and it's just like advocating plenty of rattlesnakes to keep people from getting bit. I vote "no."

Mr. Traynor: "I had suggested an amendment to this bill and could have supported it if that amendment had been adopted. That was an amendment providing this law would be operative only in case Senate Bill No. 175 would be declared unconstitutional, but since that amendment cannot go on, I must vote 'no'."

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant Registrar in Each County in the State. Disposition of the Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Counties of the State of North Dakota and Providing That All Acts or Parts of Acts in Conflict with the Provisions of This Act are Superseded by the Provisions Hereof.

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, 64; nays, 42; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Page
Anderson, Bowman	Hall *	Parkinson
Anfinson	Hill	Peterson, Bottineau
Bailey, Eddy	Holey	Ritter
Bailey, Dunn	Hurd	Sand
Bauer	Isaak	Saumur
Bettenhausen	Jensen	Savre
Bilden	Johnson	Schnell
Bjerke	Kapaun	Seibel
Born	Kubischta	Shurr
Brusseau	Langford	Smith
Burgum	Levin	Solberg
Caddell	Morgan	Symington
Child	Mode	Thompson
Cosgriff	Noben	Treffry
Cunningham	Norheim	Tuff
Dahl, Emmons	O'Brien	Urschel
Dahl, Traill	Odegard	Wendland
Daizell	Oglesby	Williams
Dittmer	Olson, Hettinger	Wolf
Downey	Olson, Mountrail	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Morris
Anderson, Burke	Gilbertson	McIlraith
Anderson, Sargent	Godwin	Muus
Beggs	Goodlaxon	Myers
Biberdorf	Graham	Niewoehner
Black	Halverson	Peterson, Cass
Blaisdell	Hewitt	Place
Borstad	Holthusen	Randall
Brunsdale	Holte	Schantz
Burke	Keidel	Scholl
Pullea	Larson	Schauss
Erickson, McKenzie	Lavik	Shockman
Erickson, McLean	Marks	Stray
Fjeld	Moore	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clarke	Lohrbauer	Thoreson
Fedje	McLarty	Traynor
Hanson		

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 27, 1935.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant Registrar in Each County in the State. Disposition of the Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Counties of the State of North Dakota and Providing That All Acts or Parts of Acts in Conflict with the Provisions of This Act are Superseded by the Provisions Hereof.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN
Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 336. A Bill for an Act Amending Section 5192a15 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Being "The Bank of North Dakota Act," Giving That Bank Additional Powers and Permitting it in Certain Cases to Purchase Assets of Closed and Unliquidated Domestic Banking and Trust Corporations, and to Act and Qualify as Receiver of Such Corporations; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 39; nays, 62; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hewitt	O'Brien
Anderson, Sargent	Hurd	Page
Anfinson	Isaak	Parkinson
Bailey, Dunn	Jensen	Ritter
Bilden	Kubischta	Sand
Bjerke	Langford	Savre
Blaisdell	Larson	Schnell
Cosgriff	Morgan	Symington
Erickson, McKenzie	Morris	Thompson

Messrs.	Messrs.	Messrs.
Fedje	McIlraith	Treffry
Frosaker	McLarty	Urschel
Gessner	Muus	Williams
Hanson	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Norheim
Anderson, Bowman	Dullea	Odegard
Anderson, Burke	Erickson, McLean	Oglesby
Bailey, Eddy	Fitzgerald	Olson, Hettinger
Beggs	Gilbertson	Olson, Mountrail
Bettenhausen	Godwin	Peterson, Bottineau
Biberdorf	Goodlaxon	Peterson, Cass
Black	Hall	Place
Born	Halverson	Randall
Borstad	Hill	Saumur
Brunsdale	Holey	Schantz
Brusseau	Holthusen	Scholl
Burgum	Holte	Schauss
Burke	Johnson	Shockman
Caddell	Kapaun	Shurr
Child	Keidel	Smith
Cunningham	Lavik	Stray
Dahl, Emmons	Marks	Traynor
Dahl, Traill	Moore	Twichell
Dalzell	Mode	Wendland
Dittmer	Niewoehner	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Levin	Solberg
Clarke	Lohrbauer	Thoreson
Fjeld	Noben	Tuff
Graham	Seibel	

So the bill was lost.

Mr. Wolf: I want to explain my vote and have the explanation recorded in the journal. According to recent statements appearing in the press of the state the face value of the assets in closed banks amounts to about twenty-seven million dollars. This bill proposes to give the Bank of North Dakota authority to purchase not to exceed \$200,000.00 worth, of the assets, or about 10% of the total. This small amount will be of no material benefit to the people of this state, but opens wide the door for fraud, and for furnishing financial aid to political friends, and I am opposed to the Bank of North Dakota being used and wrecked in that way. I vote No.

Mr. Godwin moved the House be at ease for one hour and a half.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 27, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith.

Also,

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter 192 of the Session Laws of 1919, Creating a Revolving Fund, and Declaring an Emergency.

Also,

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Attorney General to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Amending Chapter 102 of the Session Laws of North Dakota for the Year 1933 Relating to Bureau of Criminal Identification; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Also,

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 Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

Senate Bill No. 273. A Bill for an Act to Appropriate the Sum of One Thousand Dollars (\$1,000.00) From Any Moneys in the State Highway Fund for the Purpose of Making a Preliminary Survey and Soundings for the Construction of a Bridge Across the Little Missouri River at or Near the Intersection of the Little Missouri River With the Trail Passing South of Independence and Crossing Section Twenty-nine (S. 29), Township One Hundred Forty-eight (T. 148), Range Ninety-one (R. 91) Dunn County, North Dakota, Approximately Six Miles Northwest of the Fort Berthold Bridge, Also Known as the Four Bears Bridge, Under the Provisions of Chapter Seventy-three (73) of the Laws of North Dakota for the year Nineteen Hundred Nineteen (1919) (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913) as Amended and Re-enacted by Chapter 161, Laws of 1927, as Amended and Re-enacted by Chapter 140 of the Laws of 1929, and Directing the State Highway Commissioner Forthwith to Designate Said Trail as a Feeder Road to State and Federal Highway No. 8, and to Forthwith Make Said Soundings and Survey, and Select a Bridge Site; and Directing Said Highway Commissioner Forthwith to Construct Such Bridge, and Do All Necessary Preliminary Acts Therein.

Also,

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Also,

Senate Bill No. 181. A Bill for an Act to Regulate the Employment of Teachers in the Public Schools of the Classified First, Second, and the Third Class High Schools; of the First, Second, and Third Class Graded and Consolidated Schools; and in State Institutions of Higher Learning, and Fixing the Conditions Under Which They May Hold Their Positions, or May Be Discharged.

Also,

Senate Bill No. 107. A Bill for an Act to Amend and Re-enact Section 339 of the Compiled Laws of North Dakota for 1913, Relating to Selection of School Lands for Leasing, Advertising Same, Auction When Held, Commencement of Lease, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Chapter 272 of the Session Laws of 1931, Authorizing the Board of Administration, with the Approval and Consent of the Governor, to Transfer the License of the Radio Station Located at the State University of North Dakota at Grand Forks, North Dakota.

Also,

Senate Bill No. 262. A Bill for an Act Temporarily Extending the Time in Which Redemption May Be Made from Tax Sales and Extending the Time in Which Holders of Tax Sales Certificates May Present the Same for Obtaining Tax Deeds, and Extending the Time in Which Tax Deeds May Be Obtained, and Declaring an Emergency and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 100. A Bill for an Act to Amend and Re-enact Sections 1, 2, 3, Sub-Section (b) of Section 4, and Section 13 of Chapter 215, Session Laws of 1931.

Also,

Senate Bill No. 101. A Bill for an Act to Establish a Standardized and Uniform System of Grading, Labeling and

Inspecting Potatoes and Regulating the Sale and Distribution of the Same, Defining Certain Terms, Designating Standard Grades, Providing for an Inspection Service and for the Fixing of Fees and Other Charges and the Disposition of the Same, Defining Violations and Providing Penalties Therefor, Defining Certain Cooperative Functions, Charging Carriers with Certain Responsibilities, Providing for Enforcement and Prosecution, Providing for Effect of Partial Invalidity, and Providing for Administration of the Act Through the State Seed Commissioner and Giving Him Authority to Make Necessary Rules and Regulations, and to Administer Oaths, and to Have Free Access and Power of Seizure, and Providing for Supersedence of This Act.

Also,

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Section 3263 of the Compiled Laws of North Dakota for 1913, Relating to Re-districting Counties Into Commissioner Districts, Petition of Voters and Election Therefor, Question—How Submitted to Voters, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota, 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise, and Declaring an Emergency.

Also,

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Subsection 2 of Section 2 and Section 5 of Chapter 179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

Also,

Senate Bill No. 209. A Bill for an Act to Amend Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement.

Also,

Senate Bill No. 212. A Bill for an Act Validating, Ratifying, Approving and Confirming Bonds, Warrants and Other Instruments or Obligations Heretofore Issued by

Public Bodies of This State for the Purpose of Financing in Whole or in Part Public Works Projects, and Validating All Proceedings Heretofore Taken for the Incorporation of Any Public Body as Defined in the Act, and Declaring an Emergency.

Also,

Senate Bill No. 216. A Bill for an Act Amending and Re-enacting Section 16 of Chapter 196 of the Laws of North Dakota for 1927, and Relating to the Execution, Registration, Certification and Delivery of Bonds Issued by a Municipality.

Also,

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Also,

Senate Bill No. 222. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 180 of the Session Laws of the State of North Dakota for 1929, Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board, and Declaring an Emergency.

Also,

Senate Bill No. 252. A Bill for an Act Providing for the Speedy Liquidation of Insolvent Banks, Providing Procedure for Liquidating and Closing Receiverships of Insolvent Banks, Granting Additional Powers to the Supreme Court and Directing the Procedure to Be Had by Said Court and Defining the Powers and Duties of the Supreme Court in Bank Receiverships.

Also,

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock, P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half ($N\frac{1}{2}$) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Also,

Senate Bill No. 271. A Bill for an Act Empowering the Board of County Commissioners to Abate, Cancel or Reduce Personal Property Taxes Upon Evidence Satisfying Said Commissioners of the Unjustness of the Assessment of Taxes; Providing a Manner Through Which the Same May Be Done, and Declaring an Emergency.

Also,

Senate Bill No. 275. A Bill for an Act Creating a City Board of Inspectors to Be Known as "Painters and Decorators Inspection Board" in Cities of Two Thousand Population or Over; Providing for the Appointment of the Members of the Said Board; Requiring All Painters, Decorators, and Paperhangers to Obtain Permits From Said City Board; Providing for the Inspection of Work of Painters, Decorators and Paperhangers; Providing for the License Fee and Penalties for the Violation Thereof and Declaring an Emergency.

Also,

Senate Bill No. 282. A Bill for an Act to Permit Mutual Cyclone and Tornado Insurance Companies to Insure Its Members Against Fire or Lightning.

Also,

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 287. A Bill for an Act Authorizing the Workmen's Compensation Bureau to Carry Compensation Insurance on Employees on National Recovery Work Projects and to Calculate and Determine Rates on a State-wide Experience Basis.

Also,

Senate Bill No. 292. A Bill for an Act Amending Section 10254 of the Compiled Laws of 1913, Relating to Jumping of Hotel Bills and Bills for Food, Lodging, or Other Accommodations, at Any Hotel, Lodging House, Inn, Boarding or Eating House.

Also,

Senate Bill No. 300. A Bill for an Act to Amend and Re-enact Section 3591a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Requiring Cities to Publish in the Official Paper Proceedings of the City Councils With Certain Cities Excepted, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 299. A Bill for an Act Authorizing the Governing Boards of Cities to Provide Group Life, Health and Accident Insurance on the Employees of Said City and to Pay the Premiums Thereon and Declaring an Emergency.

Also,

Senate Bill No. 302. A Bill for an Act to Regulate Collection Agencies, and for the Protection of the People in General from Unscrupulous and Irresponsible Agents and Individuals Calling Themselves Collection Agencies.

Also,

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Also,

Senate Bill No. 22. A Bill for an Act Making an Appropriation to pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Also,

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Conservation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Also,

Senate Bill No. 321. A Bill for an Act Providing for the Dissolution of Counties of This State, Providing the Procedure Therefor and Conditions Precedent, Giving Jurisdic-

tion in Relation Thereto to the District Court, Providing for Proclamation by the Governor, Authorizing Attaching Territory of a Dissolved County to Another County for Judicial Purposes, Providing for Future Government and Tax Action, Giving Certain Powers to County Officers of the County to Which Said Territory is Attached, Providing for Liquidation of Indebtedness and Jurisdiction and Duties in Connection Therewith and Providing for Its Obligations and Duties as an Unorganized Territory and the Execution Thereof.

Also,

Senate Bill No. 309. A Bill for an Act Authorizing the Filling in of Printed Blank Instruments Used in the Transfer, Mortgaging, or Leasing of Real and Personal Property and Acquiring Statutory Liens by Others Than a Regularly Licensed Attorney, Repealing Conflicting Laws, and Declaring an Emergency.

Also,

Senate Bill No. 310. A Bill for an Act Authorizing Counties, Cities, Villages, School Districts and Park Districts to Accept Devises, Bequests, Legacies and Gifts, Provided That the Title Thereto Shall Be Held in Trust; Regulating the Handling and Use of Such Property and its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made; and Declaring an Emergency.

Also,

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Insure Their Mortgages with Federal Housing Administration; to Provide for the Conversion of Building and Loan Associations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations.

Also,

Senate Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 243 of the Session Laws of 1933, Relating to Employment of Labor of Prisoners in the State Penitentiary, for the Sale of the Products of Said Labor, the Use of Receipts from Said Sales and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688 All of the 1925 Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Abolition of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Also,

Senate Bill No. 320. A Bill for an Act Providing That Agricultural Co-operative Associations Exempted Under the Provisions of the Federal Law Known as the Capper-Volstead Act Shall Be Exempt from the Filing of State Income Tax Returns and Payment of Income Tax, and Providing that the Attorney General May Require the Filing of Such State Income Tax Returns and Payment of Tax, Upon Proof of Violation of the Capper-Volstead Act and Repeal All Acts or Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd Day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Also,

Senate Bill No. 290. A Bill for an Act Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Liability Insurance on Dogs; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 223. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to the Time, Place and Manner of Holding City Elections in Cities Under the City Council Form of Government, and Providing That Elective Officers Serve Until Their Successors Are Elected and Qualify, and Declaring an Emergency.

Also,

Senate Bill No. 136. A Bill for an Act Amending Sections 2889b4, 2889b5 and 2889b6, Supplement to the Compiled Laws of 1913 Relating to Food and Drugs, and Known as the North Dakota Food and Drugs Act.

Also,

Senate Bill No. 306. A Bill for an Act Authorizing the Governor to Enter Into Agreements with the President of the United States Under an Act of Congress Entitled "An Act for the Relief of Unemployed Through the Performance of Useful Public Work, and for Other Purposes," Approved March 31, 1933, and Other Acts Supplemental Thereto; Authorizing the Governor to Enter Into Agreements With Private Land Owners, Declaring the Rights and Duties of the Conservation Commission and of Such Land Owner Thereunder and Providing Procedure for Giving Notice to Mortgagees and Lien Holders Against Lands Affected, and Declaring an Emergency.

Also,

Senate Bill No. 307. A Bill for an Act Prohibiting Packers from Purchasing or Acquiring Livestock for the Purpose of Feeding and Fattening the Same, and Regulating the Business of Packers Within the State of North Dakota.

Also,

Senate Bill No. 247. A Bill for an Act Providing for the Disposition of Liquor and for the Applying of the Proceeds Thereof to the General Fund of the County Where Such Liquor was Seized or Is Held.

Also,

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 233 of the Session Laws of North Dakota for 1933, Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings, and Declaring an Emergency.

Also,

Senate Bill No. 328. A Bill for an Act Authorizing the State Forester to Accept, Acquire or Lease Land for State Forests and State Parks; Providing for the Management and Development Thereof and the Disposition of Income From Such Lands.

Also,

Senate Bill No. 28. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 274, Session Laws of 1927 and as amended by Chapter 140 of the Session Laws of 1913, Defining Usury.

Also,

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Sections 994, 997, 998 and 1001 of the 1913 Com-

piled Laws of the State of North Dakota, as Amended, Relating to Absent Voter Ballots; Repealing All Acts in Conflict Herewith.

Also,

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

Also,

Senate Bill No. 327. A Bill for an Act Providing for the Disposition of One Million Dollars from the State Hail Insurance Permanent Surplus Fund; Declaring That the Said Permanent Surplus Fund Exceeds the Amount Needed to Carry Out the Purpose for Which Said Fund was Created by the Sum of One Million Dollars; Providing the Manner and Means of Disposing and Disbursing Said Surplus, and Declaring an Emergency in Connection Therewith.

Also,

Senate Bill No. 322. A Bill for an Act to Impose a Tax of One Cent Upon the Sale of All Gasoline; Providing for the Collection Thereof and for the Disposition of the Revenue Therefrom; Fixing Penalties for Violation, and Declaring an Emergency.

Also,

Senate Bill No. 231. A Bill for an Act Amending and Re-enacting Sections 1495, and 1526 of the Compiled Laws of the State of North Dakota for the Year 1913, and Amending and Re-enacting Sections 1518, 1521 and 1523, of the Compiled Laws of the State of North Dakota for the Year 1919 as Amended by Chapter 161 of the Session Laws of the State of North Dakota for the Year 1919, Relating to and Modifying the Provisions of the Teachers' Insurance and Retirement Fund, and Repealing Section 1522 of the Compiled Laws of the State of North Dakota for the Year 1913.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Also,

Senate Bill No. 263. A Bill for an Act to Amend and Re-enact Sections 2350, 2412 and 2417 of the Compiled Laws

of North Dakota of the Year 1913 Relating to the Military Code of the State of North Dakota; Defining Military Forces; Providing a Board of Armory Supervisors and Defining the Powers Thereof; Fixing the Pay and Allowances of Enlisted Men on Active Duty and Further Providing for the Appointment of an Assistant Adjutant General, His Powers and Duties; the Appointment of a Disbursing Officer, His Powers and Duties; Requiring Officers to Furnish Bonds; **Providing** Punishment for False Certificates or Returns and for the Misuse of Funds or Property; Providing that State and Municipal Officers and Employees Shall Not Lose Pay While on Duty; Giving Troops Power to Act Outside of Occupied Territory; Providing for the Service of Process of Military Courts; Providing that the Invalidation of a Portion of This Act Shall Not Invalidate the Remainder Thereof and Repealing Sections 2392, 2421, 2432b and 2434 of the Compiled Laws of North Dakota of the Year 1913 and Sections 2423a and 2442a of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 329. A Bill for an Act to Provide Revenue to the State by Imposing a Tax Upon the Sale of Electricity and Electric Power Consumed Within This State; Providing for the Manner of Collecting the Tax, and Penalty for Violation of This Act.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber.
Bismarck, North Dakota,
February 26, 1935.

Mr. Speaker: I have the honor to transmit the following bills:

Senate Bill No. 192. A Bill for an Act Amending and Re-enacting Section 47 of the 1913 Compiled Laws Relating to the Proposals for State Printing; Providing for the Printing of All Matters Coming Under Class 5 of State Printing; Providing for Each State Department of Office to Designate Newspaper or Job Printing Shop Where Class 5 Printing Shall Be Performed; Providing for State Printing Commission and State Printer to Determine and Fix Price and Cost Thereof and Repeal all Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or

Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts of Systems or Lines or Waterworks, Mains, Distribution System and/or Equipment or Appliances Connected Therewith as Provided in the Act, and Declaring an Emergency.

Also,

Senate Bill No. 201. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the Compiled Laws of the State of North Dakota, Relating to Keeping of Accounts and the Manner of Disbursement of Funds of Common, Special and Independent School Districts, and Providing for the Form of Warrants to Be Used by Said School Districts as Amended by Chapter 228 of the 1933 Session Laws of North Dakota and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 324. A Bill for an Act Authorizing and Empowering the Industrial Commission of the State of North Dakota to Take Such Action as May Be Proper and Necessary to Cooperate with the Emergency Conservation Work Projects of the Federal Government on State, County and Municipally owned Lands, Authorizing the Industrial Commission to Enter Into Such Contracts and Agreements as Are Permissible Under the State Constitution with Municipalities and Private Individuals for the Carrying on of Such Emergency Conservation Work Projects, Making it the Duty of Such Commission to Make a Report of its Proceedings Under This Act to the Next Legislative Assembly, and Declaring an Emergency.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Also,

SENATE CONCURRENT RESOLUTION L

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE BILLS

Senate Bill No. 307. A Bill for an Act Prohibiting Packers from Purchasing or Acquiring Livestock for the Purpose of Feeding and Fattening the Same, and Regulating the Business of Packers Within the State of North Dakota.

Was read the first time and referred to the Committee on Livestock.

Senate Bill No. 247. A Bill for an Act Providing for the Disposition of Liquor and for the Applying of the Proceeds Thereof to the General Fund of the County Where Such Liquor was Seized or Is Held.

Was read the first time and referred to the Committee on Temperance.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 233 of the Session Laws of North Dakota for 1933, Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings, and Declaring an Emergency.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 328. A Bill for an Act Authorizing the State Forester to Accept, Acquire or Lease Land for State Forests and State Parks; Providing for the Management and Development Thereof and the Disposition of Income From Such Lands.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 28. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 274, Session Laws of 1927 and as amended by Chapter 140 of the Session Laws of 1913, Defining Usury.

Was read the first time and referred to the Committee on Banks and Banking.

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Sections 994, 997, 998 and 1001 of the 1913 Compiled Laws of the State of North Dakota, as Amended, Relating to Absent Voter Ballots; Repealing All Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

Was read the first time and referred to the Committee on Elections and Election Privileges.

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688a11 of the Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Abolition of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Was read the first time and referred to the Committee on Railroads.

Senate Bill No. 320. A Bill for an Act Providing That Agricultural Co-operative Associations Exempted Under the Provisions of the Federal Law Known as the Capper-Volstead Act Shall Be Exempt from the Filing of State Income Tax Returns and Payment of Income Tax, and Providing that the Attorney General May Require the Filing of Such State Income Tax Returns and Payment of Tax, Upon Proof of Violation of the Capper-Volstead Act and Repeal All Acts or Parts of Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, Passed by the 23rd Legislative Assmby of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd Day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 290. A Bill for an Act Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Liability Insurance on Dogs; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 223. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota

for 1913, Relating to the Time, Place and Manner of Holding City Elections in Cities Under the City Council Form of Government, and Providing That Elective Officers Serve Until Their Successors Are Elected and Qualify, and Declaring an Emergency.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 136. A Bill for an Act Amending Section 2889b4, 2889b5 and 2889b6 Supplement to Compiled Laws of 1913 Relating to Food and Drugs, and Known as the North Dakota Food and Drugs Act.

Was read the first time and referred to the Committee on Public Health.

Senate Bill No. 306. A Bill for an Act Authorizing the Governor to Enter Into Agreements with the President of the United States Under an Act of Congress Entitled "An Act for the Relief of Unemployed Through the Performance of Useful Public Work, and for Other Purposes," Approved March 31, 1933, and Other Acts Supplemental Thereto; Authorizing the Governor to Enter Into Agreements With Private Land Owners, Declaring the Rights and Duties of the Conservation Commission and of Such Land Owner Thereunder and Providing Procedure for Giving Notice to Mortgagees and Lien Holders Against Lands Affected, and Declaring an Emergency.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Conservation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Was read the first time and referred to the Committee on Drainage and Irrigation.

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 321. A Bill for an Act Providing for the Dissolution of Counties of This State, Providing the Procedure Therefor and Conditions Precedent, Giving Jurisdiction in Relation Thereto to the District Court, Providing for Proclamation by the Governor, Authorizing Attaching Territory of a Dissolved County to Another County for Judicial Purposes, Providing for Future Government and Tax Action, Giving Certain Powers to County Officers of the County to Which Said Territory is Attached, Providing for Liquidation of Indebtedness and Jurisdiction and Duties in Connection Therewith and Providing for Its Obligations and Duties as an Unorganized Territory and the Execution Thereof.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 309. A Bill for an Act Authorizing the Filling in of Printed Blank Instruments Used in the Transfer, Mortgaging, or Leasing of Real and Personal Property and Acquiring Statutory Liens by Others Than a Regularly Licensed Attorney, Repealing Conflicting Laws, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 310. A Bill for an Act Authorizing Counties, Cities, Villages, School Districts and Park Districts to Accept Devises, Bequests, Legacies and Gifts, Provided That the Title Thereto Shall Be Held in Trust; Regulating the Handling and Use of Such Property and its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made; and Declaring an Emergency.

Was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Insure Their Mortgages with Federal Housing Administration; to Provide for the Conversion of Building and Loan Associations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations.

Was read the first time and referred to the Committee on Banks and Banking.

Senate Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 243 of the Session Laws of 1933, Relating to Employment of Labor of Prisoners in the State Penitentiary, for the Sale of the Products of Said Labor, the Use of Receipts from Said Sales and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Insurance.

Senate Bill No. 287. A Bill for an Act Authorizing the Workmen's Compensation Bureau to Carry Compensation Insurance on Employees on National Recovery Work Projects and to Calculate and Determine Rates on a State Wide Experience Basis.

Was read the first time and referred to the Committee on Insurance.

Senate Bill No. 292. A Bill for an Act Amending Section 10254 of the Compiled Laws of 1913, Relating to Jumping of Hotel Bills and Bills for Food, Lodging, or Other Accommodations, at Any Hotel, Lodging House, Inn, Boarding or Eating House.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 300. A Bill for an Act to Amend and Re-enact Section 3591a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Requiring Cities to Publish in the Official Paper Proceedings of the City Councils With Certain Cities Excepted, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 299. A Bill for an Act Authorizing the Governing Boards of Cities to Provide Group Life, Health and Accident Insurance on the Employees of Said City and to Pay the Premiums Thereon and Declaring an Emergency.

Was read the first time and referred to the Committee on Insurance.

Senate Bill No. 302. A Bill for an Act to Regulate Collection Agencies, and for the Protection of the People in General from Unscrupulous and Irresponsible Agents and Individuals Calling Themselves Collection Agencies.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 22. A Bill for an Act Making an Appropriation to pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 222. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 180 of the Session Laws of the State of North Dakota for 1929, Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board, and Declaring an Emergency.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 252. A Bill for an Act Providing for the Speedy Liquidation of Insolvent Banks, Providing Procedure for Liquidating and Closing Receiverships of Insolvent Banks, Granting Additional Powers to the Supreme Court and Directing the Procedure to Be Had by Said Court and Defining the Powers and Duties of the Supreme Court in Bank Receiverships.

Was read the first time and referred to the Committee on Banks and Banking.

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock, P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half (N½) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 271. A Bill for an Act Empowering the Board of County Commissioners to Abate, Cancel or Reduce Personal Property Taxes Upon Evidence Satisfying Said Commissioners of the Unjustness of the Assessment or Taxes; Providing a Manner Through Which the Same May Be Done, and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 275. A Bill for an Act Creating a City Board of Inspectors to Be Known as "Painters and Decorators Inspection Board" in Cities of Two Thousand Population or Over; Providing for the Appointment of the Members of the Said Board; Requiring All Painters, Decorators, and Paperhangers to Obtain Permits From Said City Board; Providing for the Inspection of Work of Painters, Decorators and Paperhangers; Providing for the License Fee and Penalties for the Violation Thereof and Declaring an Emergency.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 282. A Bill for an Act to Permit Mutual Cyclone and Tornado Insurance Companies to Insure Its Members Against Fire or Lightning.

Was read the first time and referred to the Committee on Insurance.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Section 3263 of the Compiled Laws of North Dakota for 1913, Relating to Re-districting Counties Into Commissioner Districts, Petition of Voters and Election Therefor, Question—How Submitted to Voters, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota, 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Subsection 2 of Section 2 and Section 5 of Chapter 179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 209. A Bill for an Act to Amend Section

17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 212. A Bill for an Act Validating, Ratifying, Approving and Confirming Bonds, Warrants and Other Instruments or Obligations Heretofore Issued by Public Bodies of This State for the Purpose of Financing in Whole or in Part Public Works Projects, and Validating All Proceedings Heretofore Taken for the Incorporation of Any Public Body as Defined in the Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 216. A Bill for an Act Amending and Re-enacting Section 16 of Chapter 196 of the Laws of North Dakota for 1927, and Relating to the Execution, Registration, Certification and Delivery of Bonds Issued by a Municipality.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 181. A Bill for an Act to Regulate the Employment of Teachers in the Public Schools of the Classified First, Second, and the Third Class High Schools; of the First, Second, and Third Class Graded and Consolidated Schools; and in State Institutions of Higher Learning, and Fixing the Conditions Under Which They May Hold Their Positions, or May Be Discharged.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 107. A Bill for an Act to Amend and Re-enact Section 339 of the Compiled Laws of North Dakota for 1913, Relating to Selection of School Lands for Leasing,

Advertising Same, Auction When Held, Commencement of Lease, and Repealing All Acts in Conflict Therewith.

Was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Chapter 272 of the Session Laws of 1931, Authorizing the Board of Administration, with the Approval and Consent of the Governor, to Transfer the License of the Radio Station Located at the State University of North Dakota at Grand Forks, North Dakota.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 262. A Bill for an Act Temporarily Extending the Time in Which Redemption May Be Made from Tax Sales and Extending the Time in Which Holders of Tax Sales Certificates May Present the Same for Obtaining Tax Deeds, and Extending the Time in Which Tax Deeds May Be Obtained, and Declaring an Emergency and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 100. A Bill for an Act to Amend and Re-enact Sections 1, 2, 3, Sub-Section (b) of Section 4, and Section 13 of Chapter 215, Session Laws of 1931.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 101. A Bill for an Act to Establish a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Regulating the Sale and Distribution of the Same, Defining Certain Terms, Designating Standard Grades, Providing for an Inspection Service and for the Fixing of Fees and Other Charges and the Disposition of the Same, Defining Violations and Providing Penalties Therefor, Defining Certain Cooperative Functions, Charging Carriers with Certain Responsibilities, Providing for Enforcement and Prosecution, Providing for Effect of Partial Invalidity, and Providing for Administration of the Act Through the State Seed Commissioner and Giving Him Authority to Make Necessary Rules and Regulations, and to Administer Oaths, and to Have Free Access and Power of Seizure, and Providing for Supersedence of This Act.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 264. A Bill for an Act Relating to Licens-

ing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter 192 of the Session Laws of 1919, Creating a Revolving Fund, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Attorney General to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Amending Chapter 102 of the Session Laws of North Dakota for the Year 1933 Relating to Bureau of Criminal Identification; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Was read the first time and referred to the Committee on Highways and Bridges.

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 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.

Senate Bill No. 273. A Bill for an Act to Appropriate the Sum of One Thousand Dollars (\$1,000.00) From Any Moneys

in the State Highway Fund for the Purpose of Making a Preliminary Survey and Soundings for the Construction of a Bridge Across the Little Missouri River at or Near the Intersection of the Little Missouri River With the Trail Passing South of Independence and Crossing Section Twenty-nine (S. 29), Township One Hundred Forty-eight (T. 148), Range Ninety-one (R. 91) Dunn County, North Dakota, Approximately Six Miles Northwest of the Fort Berthold Bridge, Also Known as the Four Bears Bridge, Under the Provisions of Chapter Seventy-three (73) of the Laws of North Dakota for the year Nineteen Hundred Nineteen (1919) (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913) as Amended and Re-enacted by Chapter 161, Laws of 1927, as Amended and Re-enacted by Chapter 140 of the Laws of 1929, and Directing the State Highway Commissioner Forthwith to Designate Said Trail as a Feeder Road to State and Federal Highway No. 8, and to Forthwith Make Said Soundings and Survey, and Select a Bridge Site; and Directing Said Highway Commissioner Forthwith to Construct Such Bridge, and Do All Necessary Preliminary Acts Therein.

Was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 327. A Bill for an Act Providing for the Disposition of One Million Dollars from the State Hail Insurance Permanent Surplus Fund; Declaring That the Said Permanent Surplus Fund Exceeds the Amount Needed to Carry Out the Purpose for Which Said Fund was Created by the Sum of One Million Dollars; Providing the Manner and Means of Disposing and Disbursing Said Surplus, and Declaring an Emergency in Connection Therewith.

Was read the first time and referred to the Committee on State Affairs.

Senate Bill No. 322. A Bill for an Act to Impose a Tax of One Cent Upon the Sale of All Gasoline; Providing for the Collection Thereof and for the Disposition of the Revenue Therefrom; Fixing Penalties for Violation, and Declaring an Emergency.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Senate Bill No. 231. A Bill for an Act Amending and Re-enacting Sections 1495, and 1526 of the Compiled Laws of the State of North Dakota for the Year 1913, and Amending and Re-enacting Sections 1518, 1521 and 1523, of the Compiled Laws of the State of North Dakota for the Year 1919 as Amended by Chapter 161 of the Session Laws of the State of North Dakota for the Year 1919, Relating to and Modifying the Provisions of the Teachers' Insurance and Retirement Fund, and Repealing Section 1522 of the Compiled Laws of the State of North Dakota for the Year 1913.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 263. A Bill for an Act to Amend and Re-enact Sections 2350, 2412 and 2417 of the Compiled Laws of North Dakota of the Year 1913 Relating to the Military Code of the State of North Dakota; Defining Military Forces; Providing a Board of Armory Supervisors and Defining the Powers Thereof; Fixing the Pay and Allowances of Enlisted Men on Active Duty and Further Providing for the Appointment of an Assistant Adjutant General, His Powers and Duties; the Appointment of a Disbursing Officer, His Powers and Duties; Requiring Officers to Furnish Bonds; Providing Punishment for False Certificates or Returns and for the Misuse of Funds or Property; Providing that State and Municipal Officers and Employees Shall Not Lose Pay While on Duty; Giving Troops Power to Act Outside of Occupied Territory; Providing for the Service of Process of Military Courts; Providing that the Invalidation of a Portion of This Act Shall Not Invalidate the Remainder Thereof and Repealing Sections 2392, 2421, 2432b and 2434 of the Compiled Laws of North Dakota of the Year 1913 and Sections 2423a and 2442a of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 and All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Military Affairs.

Senate Bill No. 329. A Bill for an Act to Provide Revenue to the State by Imposing a Tax Upon the Sale of Electricity and Electric Power Consumed Within This State; Providing for the Manner of Collecting the Tax, and Penalty for Violation of This Act.

Was read the first time and referred to the Committee on Taxes and Tax Laws.

Mr. Dahl of Emmons moved all absent members be excused.

Which motion prevailed.

Mr. Dahl of Emmons moved the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FIFTY-FIRST DAY

House of Representatives,
Bismarck, North Dakota,
February 27, 1935.

The House convened pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. Wm. A. Lemke, Hazen, N. D.

Roll Call: All members were present except Representatives Borstad, Brunsdale, Clarke, Cosgriff, Dittmer, Fedje, Fjeld, Godwin, Graham, Hill, Holte, Jensen, Lavik, Levin, Lohrbauer, Olson of Hettinger, Peterson of Cass, Randall, Schantz, Scholl, Treffry and Twichell.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Ninth Day after recess and the Fiftieth day and recommend that the same be corrected as follows:

On page 28, line 16 from bottom of page, change word "facts," to read "acts," and on lines 7 and 8, strike out word "Committee" and insert word "House," also in line 6, insert word "Permanent," before word "Journal."

On page 50, in Representative Noben's explanation, insert word "wet," before word "Democrats."

On page 49, in Representative Morgan's explanation, correct spelling of word "curse."

On page 56, line 2, correct "P. M." to read "A. M."

On page 45, in Journal of previous day, Representative Symington is recorded as voting "aye," whereas he voted "no."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions and Communications were received, signed by the following, and read from the desk:

A. O. Tetrault and Wm. S. McCabe, Walhalla, N. D.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 2, of the original Bill, strike out everything after the word "emergency," and insert the following in lieu thereof: "this act is hereby declared to be an emergency measure, and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as received from the Senate.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 147. A Bill for an Act Creating a State Board to Be Known as "State Council of Public Safety," Purpose, Appointment of Members, Term of Office, Duties of Council and How Financed.

Have had the same under consideration and recommend that the same do pass as received from the Senate.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 172. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Have had the same under consideration and recommend that the same do pass as received from the Senate.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 169. A Bill for an Act Authorizing the Board of Administration to Establish and Operate a Public Restaurant and Lunch Room in the State Capitol, Defining Its Powers and Duties in Relation Thereto, and Prohibiting Any Person, Firm or Corporation From Operating Any Restaurant or Lunch Room in the State Capitol After July 1, 1935.

Have had the same under consideration and recommend that the same do pass as received from the Senate.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 309, Session Laws of 1931. Relating to Veterans' Guardianship, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as received from the Senate.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be referred to Committee on Appropriations.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund.

Have had the same under consideration and recommend that the same do pass as received from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF SENATE BILLS

Senate Bill No. 192. A Bill for an Act Amending and Re-enacting Section 47 of the 1913 Compiled Laws Relating to the Proposals for State Printing; Providing for the Printing of All Matters Coming Under Class 5 of State Printing; Providing for Each State Department of Office to Designate Newspaper or Job Printing Shop Where Class 5 Printing

Shall Be Performed; Providing for State Printing Commission and State Printer to Determine and Fix Price and Cost Thereof and Repeal all Acts and Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Public Printing.

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts of Systems or Lines or Waterworks, Mains, Distribution System and/or Equipment or Appliances Connected Therewith as Provided in the Act, and Declaring an Emergency.

Was read the first time and referred to the Committee on Cities and Municipal Corporations.

Senate Bill No. 201. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the Compiled Laws of the State of North Dakota, Relating to Keeping of Accounts and the Manner of Disbursement of Funds of Common, Special and Independent School Districts, and Providing for the Form of Warrants to Be Used by Said School Districts as Amended by Chapter 228 of the 1933 Session Laws of North Dakota and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the first time and referred to the Committee on Education.

Senate Bill No. 324. A Bill for an Act Authorizing and Empowering the Industrial Commission of the State of North Dakota to Take Such Action as May Be Proper and Necessary to Cooperate with the Emergency Conservation Work Projects of the Federal Government on State, County and Municipally owned Lands, Authorizing the Industrial Commission to Enter Into Such Contracts and Agreements as Are Permissible Under the State Constitution with Municipalities and Private Individuals for the Carrying on of Such Emergency Conservation Work Projects, Making it the Duty of Such Commission to Make a Report of its Proceedings Under This Act to the Next Legislative Assembly, and Declaring an Emergency.

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "L."

Was read the first time and referred to the Committee on State Affairs.

SECOND READING OF SENATE BILLS

Senate Bill No. 94. A Bill for an Act to Provide for Physical Examination and Qualifications of Persons Engaged in Driving Motor Propelled Vehicles Used for the Transporta-

tion of School Children, and to Provide Mechanical Inspection and Requirements of Such Vehicles, Also Providing for the Enforcement of the Provisions of This Act, and Punishment for Violation Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 48; nays, 36; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dalzell	McLarty
Aljets	Downey	Mode
Anderson, Burke	Dullea	Myers
Anderson, Sargent	Fjeld	Niewoehner
Bailey, Eddy	Fitzgerald	O'Brien
Bailey, Dunn	Godwin	Odegard
Bauer	Goodlaxon	Olson, Hettinger
Bettenhausen	Hill	Saumur
Bilden	Hurd	Schnell
Borstad	Johnson	Scholl
Burgum	Kapaun	Seibel
Caddell	Keidel	Schauss
Child	Marks	Smith
Clarke	Moore	Symington
Cunningham	Morris	Wendland
Dahl, Traill	McIlraith	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hewitt	Peterson, Cass
Beggs	Holthusen	Place
Biberdorf	Isaak	Randall
Bjerke	Jensen	Ritter
Black	Kubischta	Shockman
Blaisdell	Langford	Shurr
Brusseau	Larson	Stray
Burke	Lavik	Thompson
Dittmer	Oglesby	Thoreson
Erickson, McKenzie	Olson, Mountrail	Tuff
Erickson, McLean	Parkinson	Urschel
Halverson	Peterson, Bottineau	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Hall	Page
Born	Hanson	Sand
Brunsdale	Holey	Savre
Cosgriff	Holte	Schantz
Dahl, Emmons	Levin	Solberg
Fedje	Lohrbauer	Traynor
Frosaker	Morgan	Treffry
Gessner	Muus	Twichell

Messrs.	Messrs.	Messrs.
Gilbertson	Noben	Wolf
Graham	Norheim	

So the bill was lost.

Mr. Blaisdell moved that the vote by which Senate Bill No. 94 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 75; nays, 11; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dullea	Niewoehner
Aljets	Fedje	Noben
Anderson, Bowman	Fjeld	O'Brien
Anderson, Burke	Fitzgerald	Odegard
Anderson, Sargent	Gilbertson	Oglesby
Anfinson	Godwin	Parkinson
Bailey, Eddy	Goodlaxon	Peterson, Bottineau
Bailey, Dunn	Halverson	Place
Bauer	Hewitt	Randall
Beggs	Hill	Ritter
Bettenhausen	Hurd	Sand
Biberdorf	Isaak	Saumur
Bjerke	Jensen	Schnell
Black	Johnson	Scholl
Blaisdell	Kapaun	Seibel
Borstad	Keidel	Schauss
Brusseau	Kubischta	Shockman
Burgum	Langford	Smith
Burke	Larson	Stray
Caddell	Lavik	Thompson
Child	Marks	Thoreson
Clarke	Morris	Treffry
Dahl, Traill	McLarty	Tuff
Dittmer	Mode	Urschel
Downey	Myers	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bilden	McIlraith	Symington
Cunningham	Olson, Mountrail	Wendland
Dahl, Emmons	Shurr	Mr. Speaker
Dalzell	Solberg	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Hanson	Norheim
Brunsdale	Holey	Olson, Hettinger
Cosgriff	Holthusen	Page
Erickson, McKenzie	Holte	Peterson, Cass
Erickson, McLean	Levin	Savre
Frosaker	Lohrbauer	Schantz
Gessner	Moore	Traynor
Graham	Morgan	Twichell
Hall	Muus	Wolf

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Aljets moved that the vote by which Senate Bill No. 119 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved House Bill No. 128 be carried over one Legislative Day.

Which motion prevailed.

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 64; nays, 17; absent and not voting, 32.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Niewoehner
Anderson, Bowman	Goodlaxon	Noben
Anderson, Burke	Halverson	O'Brien
Anderson, Sargent	Hewitt	Oglesby
Anfinson	Hill	Olson, Mountrail
Bailey, Eddy	Holthusen	Parkinson
Bailey, Dunn	Hurd	Peterson, Bottineau
Bauer	Johnson	Peterson, Cass
Bettenhausen	Kapaun	Place
Biberdorf	Keidel	Randall
Black	Kubischta	Ritter
Brusseau	Langford	Sand
Burgum	Larson	Saumur
Burke	Lavik	Schnell
Clarke	Marks	Shockman
Cosgriff	Moore	Shurr
Dahl, Emmons	Morris	Smith

Messrs.	Messrs.	Messrs.
Dalzell	McIlraith	Solberg
Dullea	McLarty	Stray
Fjeld	Mode	Thoreson
Fitzgerald	Myers	Urschel
Gilbertson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Treffry
Blaisdell	Isaak	Tuff
Borstad	Jensen	Wendland
Caddell	Odegard	Williams
Child	Olson, Hettinger	Mr. Speaker
Dahl, Trail	Seibel	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Gessner	Page
Bilden	Graham	Savre
Bjerke	Hall	Schantz
Born	Hanson	Scholl
Brunsdale	Holey	Schauss
Cunningham	Holte	Symington
Dittmer	Levin	Thompson
Erickson, McKenzie	Lohrbauer	Traynor
Erickson, McLean	Morgan	Twichell
Fedje	Muus	Wolf
Frosaker	Norheim	

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Godwin moved to defer action on Senate Bills Nos. 137, 149, 90, 148 and 85 for one Legislative Day.

Which motion prevailed.

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 48; nays, 62; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Godwin	Mode
Anderson, Sargent	Goodlaxon	Myers
Anfinson	Halverson	Noben
Black	Hill	O'Brien
Blaisdell	Holthusen	Olson, Mountrail
Burke	Holte	Parkinson

Messrs.	Messrs.	Messrs.
Child	Hurd	Peterson, Cass
Clarke	Johnson	Saumur
Cosgriff	Kapaun	Schnell
Cunningham	Keidel	Scholl
Dahl, Emmons	Langford	Schauss
Dalzell	Larson	Smith
Erickson, McKenzie	Lavik	Solberg
Fjeld	Moore	Symington
Fitzgerald	Morris	Thompson
Gilbertson	McIlraith	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Traill	Place
Anderson, Bowman	Dittmer	Randall
Anderson, Burke	Downey	Ritter
Bailey, Eddy	Erickson, McLean	Sand
Bailey, Dunn	Hewitt	Seibel
Bauer	Isaak	Shockman
Beggs	Jensen	Shurr
Bettenhausen	Kubischta	Stray
Biberdorf	Marks	Thoreson
Bjerke	Niewoehner	Treffry
Borstad	Odegard	Tuff
Brusseau	Oglesby	Urschel
Burgum	Olson, Hettinger	Wendland
Caddell	Peterson, Bottineau	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Hall	Norheim
Born	Hanson	Page
Brunsdale	Holey	Savre
Dullea	Levin	Schantz
Fedje	Lohrbauer	Traynor
Frosaker	Morgan	Twichell
Gessner	McLarty	Wolf
Graham	Muus	

So the bill was lost.

Mr. Caddell moved that the vote by which Senate Bill No. 184 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Oglesby: I have been requested to support this bill by the clubs. I have nothing against the clubs, but I feel it is more important to keep the schools open than the clubs. Therefore I vote "no."

Mr. Godwin moved that consideration of Senate Bill No. 18 be deferred one Legislative Day.

Which motion prevailed.

The Speaker called Mr. Aljets to the Chair.

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Governor and Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 95; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Olson, Hettinger
Aljets	Godwin	Page
Anderson, Bowman	Graham	Parkinson
Anderson, Sargent	Hall	Peterson, Bottineau
Anfinson	Halverson	Peterson, Cass
Bailey, Dunn	Hanson	Place
Bauer	Hewitt	Randall
Beggs	Hill	Ritter
Bilden	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Born	Isaak	Schnell
Borstad	Jensen	Scholl
Brusseau	Johnson	Seibel
Burke	Kapaun	Schauss
Caddell	Kubischta	Shoekman
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzel	Morris	Traynor
Dittmer	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	Odegard	Mr. Speaker
Gessner	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.
Anderson, Burke	Biberdorf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Goodlaxon	McIlraith
Bettenhausen	Holey	O'Brien
Blaisdell	Keidel	Olson, Mountrail
Brunsdale	Lohrbauer	Schantz
Burgum	Marks	Symington
Fedje		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Borrowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Oglesby
Aljets	Frosaker	Olson, Mountrail
Anderson, Bowman	Gessner	Page
Anderson, Burke	Gilbertson	Peterson, Bottineau
Anderson, Sargent	Graham	Peterson, Cass
Anfinson	Hall	Place
Bailey, Dunn	Halverson	Randall
Bauer	Hanson	Ritter
Beggs	Hill	Sand
Bettenhausen	Holthusen	Saumur
Biberdorf	Hurd	Savre
Bilden	Isaak	Schnell
Bjerke	Jensen	Scholl
Black	Johnson	Schauss
Blaisdell	Kapaun	Shockman
Born	Keidel	Shurr
Borstad	Kubischta	Smith
Brusseau	Langford	Solberg
Burke	Levin	Stray
Caddell	Marks	Symington
Child	Moore	Thompson
Clarke	Morgan	Thoreson
Cosgriff	Morris	Traynor
Cunningham	McLarty	Treffry
Dahl, Emmons	Mode	Tuff

Messrs.	Messrs.	Messrs.
Dahl, Traill	Muus	Twichell
Dalzell	Myers	Urschel
Dittmer	Niewoehner	Wendland
Downey	Noben	Williams
Dullea	Norheim	Wolf
Erickson, McKenzie	Odegard	Mr. Speaker
Fedje		

Those voting in the negative were:

Messrs.
Bailey, Eddy

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Hewitt	McIlraith
Burgum	Holey	O'Brien
Erickson, McLean	Holte	Olson, Hettinger
Fjeld	Larson	Parkinson
Godwin	Lavik	Schantz
Goodlaxon	Lohrbauer	Seibel

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to the Board of Pardons for the Biennium period expiring June 30, 1935, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 83; nays, 13; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Oglesby
Aljets	Fitzgerald	Olson, Hettinger
Anderson, Bowman	Gilbertson	Olson, Mountrail
Anderson, Burke	Godwin	Page
Anderson, Sargent	Hall	Peterson, Bottineau
Anfinson	Halverson	Peterson, Cass
Bailey, Eddy	Hanson	Place
Bailey, Dunn	Hewitt	Ritter
Bauer	Hill	Sand
Beggs	Holthusen	Saumur
Bettenhausen	Holte	Scholl
Biberdorf	Hurd	Schauss
Bilden	Isaak	Shockman
Ejerke	Johnson	Shurr
Black	Kapaun	Smith
Born	Keidel	Solberg
Borstad	Kubischta	Stray
Burke	Langford	Symington

Messrs.	Messrs.	Messrs.
Child	Larson	Thompson
Clarke	Levin	Thoreson
Cosgriff	Marks	Traynor
Cunningham	Moore	Treffry
Dahl, Traill	Morgan	Tuff
Dalzell	Muus	Twichell
Dittmer	Myers	Urschel
Dullea	Niewoehner	Wendland
Erickson, McKenzie	Noben	Williams
Erickson, McLean	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	Graham	Randall
Dahl, Emmons	Morris	Savre
Downey	McLarty	Seibel
Frosaker	Odegard	Wolf
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Holey	O'Brien
Brusseau	Jensen	Parkinson
Burgum	Lavik	Schantz
Caddell	Lohrbauer	Schnell
Fjeld	McIlraith	Mr. Speaker
Goodlaxon	Mode	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 27, 1935.

Mr. Speaker: I have the honor to transmit herewith the following:

SENATE CONCURRENT RESOLUTION "A-d"

Also,

SENATE CONCURRENT RESOLUTION "X"

Also,

SENATE CONCURRENT RESOLUTION "V"

Also,

SENATE CONCURRENT RESOLUTION "A-b"

Also,

SENATE CONCURRENT RESOLUTION "S"

Also,

SENATE CONCURRENT RESOLUTION "A-f"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST READING OF SENATE CONCURRENT
RESOLUTIONS

SENATE CONCURRENT RESOLUTION "A-d"

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION X

Was read the first time and referred to the Committee on Agriculture.

SENATE CONCURRENT RESOLUTION "V"

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "A-b"

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "S"

Was read the first time and referred to the Committee on State Affairs.

SENATE CONCURRENT RESOLUTION "A-f"

Was read the first time and referred to the Committee on Warehouse and Grain Grading.

Mr. Downey moved the House recess until 12:45 tomorrow.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Ben Krebsbach, Mc Clusky, N. D.; Nick Schrader, Mc Clusky, N. D.; Ben Lauringer, Esmond, N. D.; Clifford Daniel, Sykeston, N. D.; Mr. and Mrs. O. T. Hoakinson, Mandan, N. D.; Miss Ellen Hoakenson, Mandan, N. D.; Roscus Striffle, Esmond, N. D.; Mike Lauringer, Esmond, N. D.; Sebastin Hoffner, Esmond, N. D.; Martin Schmalitz, Wolford, N. D.; Romalders Bortsch, Esmond, N. D.; J. J. Leier, Esmond, N. D.; John Leier, Esmond, N. D.; Lambert Leier, Esmond, N. D.; Seb Bortsch, Esmond, N. D.; Otto Olsen, Minot, N. D.; Arnold Hague, Minot, N. D.; Fred Groniger, Minot, N. D.; Carl Zietlow, Minot, N. D.; August Kaibel, Anamoose, N. D.; A. Beck, McClusky, N. D.; Mrs. Harvey Brusseau, Walhalla, N. D.; W. Norling, Napoleon, N. D.; L. B. Burns, Alexander,

N. D.; T. J. Stewart, Arthur, N. D.; Tom Burgum, (member of House 1905 and 1907), Arthur, N. D.; Miss Ollie Burgum, Arthur, N. D.; Henry Schmidt, Wishek, N. D.; E. A. Haedt, Cathay, N. D.; Fred Reddig; C. E. Ligor, Bismarck, N. D.; T. R. Thompson, Mott, N. D.; Mike Leeddee, Mott, N. D.; Geo. Schwartz, Mott, N. D.; A. L. Maxwell, Turtle Lake, N. D.; Geo. O. Parish, Valley City, N. D.; Mrs. Fred M. Wanner, Jamestown, N. D.; Mrs. Cecil Hansen, Bismarck, N. D.; McKinellsy Nelson, Mandan, N. D.; Cerol Kibson, Mandan, N. D.; Edwin Maasjo, Valley City, N. D.; Elmer Gregerson, Valley City, N. D.; Mrs. James G. Thoreson, Fingal, N. D.; Mrs. Enoch Rodland, Kathryn, N. D.; Enoch Rodland, Kathryn, N. D.; Wm. Ritter, Wishek, N. D.; E. P. Pfeifle, Wishek, N. D.; Mrs. Christ Sapp, Halliday, N. D.; Ane Leneska, Kief, N. D.; Nick Schroeder, McClusky, N. D.; Sam Roesler, Anamoose; Steve Lemanko, Kief, N. D.; Sam Lemenko, Kief, N. D.; and the following from the Steele High School—Mr. Eric Solberg, Patron; Mrs. A. Dornacker, President Board of Education; Mr. Lee Davis, Patron; Mrs. Totdahl; Mr. L. Totdahl, Supt.; Mr. H. Snortland, Principal; Mr. B. Curtis, Instructor; also the following pupils: Sylvia Klope, Elenor McCabe, Howard Shipley, Wyman Marsh, Edwin Madsen, Ida Selness, Virgie Powell, Doris Stiles, Lucille Ritchie, Thomas Ritchie, Perry Robinson, Gaylord Hild, Laveria Remboldt, Wayne Wallin, James Ryder, Myrtle Berg, Mildred Boehrenson, Willis Waters, Doris Tompt, Francis White, Phyllis Loerch, Louis Wigton, Roy Mode, George Wood, Alice Bear, Elsie Tompt, Chester Zech, Eva Miller, Andrew Kennelly, Augusta Solberg, Robert Swett, Donald Dalenberg, Alice Hild, Gertrude Phyllips, Kathryn Wilson, John Smokov, Clare Smith, Reinholdt Schwarzwalter, Helen Mead, Leonard Lippert, Harold Hanson, Grace Robb.

FIFTY-FIRST DAY AFTER RECESS AND THE
FIFTY-SECOND DAY

House of Representatives,
Bismarck, North Dakota,
February 28, 1935.

The House convened at 12:45 P. M., Speaker Crockett presiding.

GENERAL ORDERS

Mr. Blaisdell moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Blaisdell to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 9, in the title of the bill, on page 4, of the Senate Journal of February the 11th, strike out the word "and," and in line 10, after the apostrophe and before the word "by" insert the following language, "Highway Department and Motor Vehicle Registration Department" and Game and Fish Department.

On page 5, Section 1, line 13, strike out the word and, and in line 14, after the apostrophe and before the word, immediately, insert the following language, "Highway Department and Motor Vehicle Registration Department" and Game and Fish Department.

At the bottom of Section 1, add the following lines and figures: "The Highway Department and Motor Vehicle Department \$3,500.00; The Game and Fish Department \$750.00."

And the further amendments:

Amend the amendments of the standing committee which are made on the engrossed bill by striking from the amendments the words: "and Motor Vehicle Registration Department" wherever they occur in the amendments.

And when so amended recommend the same do pass.

Also,

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In sub-division (e) of the engrossed bill as received from the Senate, in line 10, after the word "done," cross out the word "by," and substitute the word "for," and after the word "farmer," strike out the following: "for their neighbors in transporting agricultural products to or from market, and substitute the following: "in transporting agricultural products to or from the local railroad station."

In line 19, Sub-division "e" of the engrossed bill, as received from the Senate, cross out the period following the word "farmer" and insert a comma and add the following: "nor to any one not licensed as a commercial freighter hauling native or lignite coal from the mine to the consumer, provided, that he does not haul to exceed 15 miles from the point of production, nor to farmers hauling lignite coal regardless of the distance hauled, provided such hauling is done for other farmers and in exchange for work and not for cash."

And recommend Senate Bill No. 88 back to the House without action.

Also,

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Subdivision (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In sub-division "d" of the engrossed bill, as received from the Senate, at line 25, after the word "to," insert the following: "or from the local railroad station," and in line 26, cross out the following: "the market by the producer or producers in exchange of labor."

At the end of Section "d" cross out the period and insert a semi-colon and insert the following: "nor to any one not licensed as an auto transportation company hauling native or lignite coal from the mine to the consumer, provided that he does not haul to exceed 15 miles from the point of production; nor to farmers hauling lignite coal regardless of the distance hauled, provided such hauling is done for other farmers and in exchange for work and not for cash."

And recommend that Senate Bill No. 156 be indefinitely postponed.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 2 of the original Bill, strike out everything after the word "emergency," and insert the following in lieu thereof: "this act is hereby declared to be an emergency measure, and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

J. C. BLAISDELL,
Chairman.

Mr. Noben requested a division of the report of the Committee of the Whole as to Senate Bill No. 156.

Which request was granted.

Mr. Godwin moved the adoption of the remainder of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Noben moved Senate Bill No. 156 be returned to the Standing Committee on Highways and Bridges.

Which motion prevailed.

Mr. Noben moved Senate Bill No. 88 be returned to the Standing Committee on Highways and Bridges.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Niewoehner moved all absent members be excused.

Mr. Godwin moved the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FIFTY-SECOND DAY

The House convened at two o'clock P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington, N. D.

All members were present except Representatives Adams, Biberdorf, Child, Cunningham, Fedje, Lohrbauer, Sand, Traynor and Twichell.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fiftieth Day after recess and the Fifty-First day and recommend that the same be corrected as follows:

From page 2, to page 59 inclusive, change date on first line of each page to read February 26th.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions and Communications were received signed by the following, and read from the desk:

Joseph W. Byrns, Washington, D. C.

E. R. Garner, Sec'y to the Vice President, Washington, D. C.

Mrs. D. C. Debra, Montpieler, N. D., and others.

Mrs. R. A. Ward, Montpieler, N. D., and others.

Jack Bower, Fargo, N. D.

Edwin E. Kval, Sheldon, N. D., and others.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 28, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Borrowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Also,

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to

the Board of Pardons for the Biennium period expiring June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Which the House has passed unchanged.

Also,

Senate Bill No. 94. A Bill for an Act to Provide for Physical Examination and Qualifications of Persons Engaged in Driving Motor Propelled Vehicles Used for the Transportation of School Children, and to Provide Mechanical Inspection and Requirements of Such Vehicles, Also Providing for the Enforcement of the Provisions of This Act, and Punishment for Violation Thereof.

Also,

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Which the House has indefinitely postponed.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Governor and Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Which the House has amended.

Very respectfully,
WALTER S. MARTIN,
Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION "Z"

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North

Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of Session Laws of 1929 and Section 3 of Chapter 211, Session Laws of 1927, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and all Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Banking Institutions and Depositors, Including the Act Creating the Federal Deposit Insurance Corporation and Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

Have had the same under consideration and recommend that the same be amended as follows:

On line 25, page 2 of the printed bill following the word "Dakota," strike out the period and insert in lieu thereof a comma and following "nor to any policy of any mutual company on which no commission shall be paid to any local agent."

And when so amended recommend the same do pass.

MARTIN LARSON,
Acting Chairman.

Mr. Noben moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 183. A Bill for an Act Authorizing and Empowering the Governing Board of Any Political Subdivision to Compromise and Settle Obligations Other Than Taxes Due and Owing to or Held by Such Political Subdivisions, Validating Settlements Heretofore Made, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 From Certain Fund in Office of State Treasurer, Derived From the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future From Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the "Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 266. A Bill for an Act Authorizing and Directing the Board of Administration of the State of North Dakota to Re-touch and Repair the Portraits and Paintings of the Former Governors and Legislative Assemblies of North Dakota or Other Paintings and Portraits Having Been Damaged by Exposure to Moisture and Change of Temperature and Making an Appropriation, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 281. A Bill for an Act Relating to the Incorporation of Mutual Aid Non-Profit Corporations, and Defining Their Purposes and Powers and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deeds, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin requested that House Resolution "M" be read from the desk, and moved its adoption.

Which request was granted, and the motion prevailed.

SECOND READING OF HOUSE RESOLUTION "M"

ROLL CALL

The question being on the adoption of House Resolution "M," the roll was called and there were ayes, 61; nays, 37; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Ritter
Anderson, Bowman	Fitzgerald	Sand
Anderson, Burke	Godwin	Savre
Anfinson	Graham	Schnell
Bailey, Dunn	Hanson	Scholl
Bauer	Hill	Seibel
Beggs	Holey	Schauss
Bettenhausen	Isaak	Shockman
Biberdorf	Keidel	Shurr
Bilden	Kubischta	Solberg
Bjerke	Marks	Stray
Blaisdell	Morgan	Symington
Born	McLarty	Thoreson
Borstad	Myers	Treffry
Brusseau	Noben	Tuff
Caddell	Odegard	Urschel
Child	Olson, Hettinger	Wendland
Dahl, Emmons	Olson, Mountrail	Williams
Dahl, Traill	Peterson, Bottineau	Wolf
Dalzell	Place	Mr. Speaker
Downey		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Halverson	McIlraith
Bailey, Eddy	Hewitt	Niewoehner
Black	Holte	Norheim
Brunsdale	Hurd	O'Brien
Burke	Jensen	Oglesby
Cosgriff	Johnson	Page
Dullea	Langford	Randall
Erickson,McKenzie	Larson	Saumur
Field	Lavik	Smith
Gessner	Levin	Thompson
Gilbertson	Moore	Traynor
Goodlaxon	Morris	Twichell
Hall		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fedje	Mode
Burgum	Frosaker	Muus
Clarke	Holthusen	Parkinson
Cunningham	Kapaun	Peterson, Cass
Dittmer	Lohrbauer	Schantz

So the resolution was adopted.

Mr. Godwin moved House Resolution "M" be printed in the Journal.

Which motion prevailed.

HOUSE RESOLUTION "M"

Introduced by Representative Godwin

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA THAT,

WHEREAS, There recently occurred at Fargo, North Dakota, a disturbance which involved the alleged constitutional rights of citizens of this state and also involved the question of the legality of the acts of certain peace officers, and other officers, of the State and County of Cass;

WHEREAS: A large number of citizens were arrested and not brought to trial;

WHEREAS, The said disturbance and the prosecutions resulting therefrom is a matter of concern to the people of the State of North Dakota; and

WHEREAS, The complained of acts of the officers were done under the alleged authority and power given by the legislative acts of the legislature of the State of North Dakota; and

WHEREAS, the large number of the arrests made, and other facts, raises a question as to whether or not the present law of this State giving the States Attorney the power

to bring citizens to a criminal trial by simply filing a criminal information, instead of requiring the action of a Grand Jury and the finding of an indictment by such Grand Juries is wise; and

WHEREAS, This House adopted a Resolution condemning the officials involved in such disturbance without making a thorough investigation of the facts;

NOW THEREFORE, BE IT RESOLVED, In order no injustice shall be done to any citizen of the State of North Dakota, that a committee of five members of this House be appointed by the Speaker to inquire into, and investigate, the facts concerning said disturbance, and the arrests that followed, with power to subpoena persons, books and papers, including officials of the State or any County or municipality, and with the power to employ counsel and to take such testimony as may be deemed necessary by the committee of five members or the sub-committee, which committee or sub-committee may sit for such purpose at any place within the state convenient to such committee for the purpose of taking such testimony, to sit during the term of the present legislative session and to report back to this House, its findings, its recommendations as to what action if any should be taken in the matter and what, if any, future legislation should be enacted.

Mr. Hill moved that Senate Bill No. 175 be re-referred from the Committee on Taxes and Lax Laws to the Committee on Temperance.

Which motion prevailed.

Mr. Godman moved that the vote by which Senate Bill No. 184 was declared lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved the Senate be requested to return Senate Bill No. 184.

Which motion prevailed.

Mr. Twichell moved Senate Bill No. 184 when returned to the House, the rules be suspended and it be placed at the head of the calendar.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 28, 1935.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 184.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Hurd moved that Senate Bill No. 18 be re-referred from the calendar to the Committee on Appropriations.

Which motion prevailed.

House Concurrent Resolution No. "A-19" was read from the desk.

Mr. Smith moved that House Concurrent Resolution No. "A-19" be printed in the Journal, and placed on the calendar for the Fifty-third Legislative Day.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. A-19

Introduced by Representatives Smith, Cunningham, Blaisdell and Downey.

Federal Emergency Relief Administration Investigation.

WHEREAS: Discontent is rampant throughout the State of North Dakota with administration of Federal Emergency Relief funds; and

WHEREAS: It is claimed that many out-of-state residents have been brought into the state to administer and work in the various state and county relief offices to the detriment of the North Dakota employment situation; and

WHEREAS: It is apparent that the present relief set-up in North Dakota is not only top-heavy and unwieldy but because of its complicated structure is conducive to waste of public funds; and

WHEREAS: It is evident that favoritism has been displayed in the issuance of relief orders in many counties; and

WHEREAS: Salaries being paid certain department heads in the state offices in Bismarck are out of proportion to salaries being paid to state employees, college professors, and professional men; and

WHEREAS: Mis-management is apparent in the state offices as evidenced by the many months it takes for persons doing business with the administration to obtain compensation for services rendered; and

WHEREAS: Livestock feed supplies purchased by the FERA at low prices are being doled out at exorbitant prices in comparison to their original value; and

WHEREAS: There is much unnecessary duplication of work between state and county offices to the detriment of our poor; and

WHEREAS: It is apparent that administration of relief should be lodged in the counties where the proper authorities are in a position to administer relief at much less cost to the taxpayer and with much more fairness to the recipient; and

WHEREAS: It is freely charged that the FERA is shot through with politics and that politics controls the allocation of positions in the various relief offices; and

WHEREAS: The character and morale of our people have been weakened rather than strengthened by the way relief has been administered in this state; and

WHEREAS: Administration of such a vast system requires business leadership more than an ephemeral social service training; and

WHEREAS: Our wage earners and farmers have been exploited by a cumbersome system whose administrative costs are excessive for the results accomplished; and

WHEREAS: The relief system is undermining our democratic form of government by spreading the seed of socialization which already has adversely affected and harmed not only our farmers and various business enterprises but also the various professions;

THEREFORE: BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA; THE SENATE CONCURRING:

That this deplorable condition be brought to the attention of the President of the United States, the Congress of the United States and Mr. Harry L. Hopkins, national administrator of Federal Emergency Relief funds; and they be urged to take immediate steps to investigate the administration of relief in North Dakota and that where mis-management and inefficiency is found that the persons responsible for such work be immediately dismissed; and

That if any evidence is discovered of graft, fraud, misfeasance or malfeasance, embezzlement or other crimes against the government that such persons or persons responsible be punished to the full extent of the law; and

Be It Further Resolved: That the Speaker of the House of Representatives and the President of the Senate be authorized to appoint a committee of three members of their respective chambers to act as a joint committee to investigate any state or private agencies set up through federal funds allocated by the Federal Emergency Relief Administration and report their findings to the legislative assembly at the proper time and place; and

Be It Further Resolved: That authenticated copies thereof be mailed to President Franklin D. Roosevelt, The Speaker of the National House of Representatives, the President of the U. S. Senate, Mr. Harry L. Hopkins, The North Dakota Senators and Representatives in Congress; Gov. Walter Wellford and the local relief administrator.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 28, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 124.

Very respectfully,

F. E. TUNELL,
Secretary.

Also,

Mr. Speaker: I have the honor to return herewith the following bills:

Also transmit:

SENATE CONCURRENT RESOLUTION No. "A-c"

Which the President has signed and your signature is respectfully requested.

Also return:

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9023 of the 1913 Compiled Laws of the State of North Dakota Relating to the Time for Defendant's Appearance in Justice Court.

Which the Senate has indefinitely postponed.

Also return:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

SENATE CONCURRENT RESOLUTION "A-c"
Cost of Production Plus, Etc.

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
February 28, 1935.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION No. A-c

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

The Speaker called Mr. Symington to the chair.

SECOND READING OF SENATE BILLS

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Sub-divisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associations or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Sub-divisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

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, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Oglesby
Aljets	Graham	Olson, Hettinger
Anderson, Bowman	Hall	Olson, Mountrail
Anderson, Burke	Halverson	Page
Anfinson	Hanson	Parkinson
Bailey, Eddy	Hewitt	Peterson, Bottineau
Bailey, Dunn	Holey	Peterson, Cass
Bauer	Holthusen	Place
Beggs	Holte	Randall

Messrs.	Messrs.	Messrs.
Bettenhausen	Hurd	Ritter
Biberdorf	Isaak	Sand
Bjerke	Jensen	Saumur
Black	Johnson	Savre
Blaisdell	Kapaun	Schantz
Born	Keidel	Schnell
Borstad	Kubischta	Scholl
Brunsdale	Langford	Seibel
Brusseau	Larson	Schauss
Burgum	Lavik	Shockman
Burke	Levin	Shurr
Caddell	Marks	Smith
Child	Moore	Solberg
Cosgriff	Morgan	Stray
Dahl, Traill	Morris	Symington
Dalzell	McIlraith	Thoreson
Dittmer	McLarty	Treffry
Downey	Mode	Tuff
Erickson, McLean	Muus	Twichell
Fjeld	Myers	Urschel
Fitzgerald	Niewoehner	Wendland
Frosaker	Noben	Williams
Gessner	Norheim	Wolf
Godwin	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Dullea	Lohrbauer
Bilden	Erickson, McKenzie	Odegard
Clarke	Fedje	Thompson
Cunningham	Gilbertson	Traynor
Dahl, Emmons	Hill	Mr. Speaker

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Morris moved that the vote by which Senate Bill No. 128 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 28, 1935.

Mr. Speaker: I have the honor to return herewith the following :

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Which the House has requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes 56; nays, 45; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Graham	Norheim
Aljets	Hall	O'Brien
Anderson, Burke	Hewitt	Oglesby
Bjerke	Holthusen	Page
Black	Holte	Parkinson
Blaisdell	Hurd	Peterson, Cass
Born	Johnson	Saumur
Brunsdale	Kapaun	Schantz
Burgum	Keidel	Smith
Burke	Kubischta	Solberg
Cosgriff	Langford	Stray
Dalzell	Larson	Symington
Downey	Lavik	Treffry
Dullea	Moore	Tuff
Fitzgerald	Morris	Twichell
Frosaker	McIlraith	Urschel
Gessner	McLarty	Wendland
Godwin	Muus	Wolf
Goodlaxon	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dittmer	Olson, Hettinger
Anfinson	Erickson, McKenzie	Olson, Mountrail
Bailey, Eddy	Erickson, McLean	Peterson, Bottineau
Bailey, Dunn	Fjeld	Place
Bauer	Halverson	Randall
Beggs	Hanson	Ritter
Bettenhausen	Holey	Savre
Biberdorf	Isaak	Schnell
Bilden	Jensen	Scholl
Borstad	Levin	Seibel
Brusseau	Marks	Schauss
Caddell	Morgan	Shockman
Child	Mode	Shurr
Dahl, Emmons	Myers	Thoreson
Dahl, Traill	Noben	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Sand
Clarke	Hill	Thompson

Messrs.	Messrs.	Messrs.
Cunningham	Lohrbauer	Traynor
Fedje	Odegard	Mr. Speaker

So the bill was lost.

Mr. Dahl of Emmons moved that the vote by which Senate Bill No. 137 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Mr. Blaisdell requested a call of the House as to Senate Bill No. 184.

Which request was not granted.

Mr. Blaisdell moved that Senate Bill No. 184 be placed at the foot of the calendar.

Which motion was lost.

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 70; nays, 34; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Goodlaxon	Myers
Anderson, Burke	Graham	Niewoehner
Anfinson	Hall	O'Brien
Bailey, Dunn	Halverson	Odegard
Bilden	Hewitt	Olson, Mountrail
Black	Hill	Page
Blaisdell	Holey	Parkinson
Born	Holthusen	Peterson, Bottineau
Brunsdale	Holte	Peterson, Cass
Burgum	Hurd	Saumur
Burke	Johnson	Schantz
Child	Kapaun	Schnell
Cosgriff	Keidel	Scholl
Cunningham	Kubischta	Schauss
Dahl, Emmons	Langford	Smith
Dalzell	Larson	Solberg
Dittmer	Lavik	Symington
Downey	Levin	Thoreson
Dullea	Moore	Traynor
Erickson, McKenzie	McIlraith	Tuff
Fjeld	McLarty	Twichell
Fitzgerald	Mode	Urschel
Frosaker	Muus	Wolf
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Randall
Anderson, Bowman	Hanson	Ritter
Bailey, Eddy	Isaak	Savre
Bauer	Jensen	Seibel
Beggs	Marks	Shockman
Bettenhausen	Morgan	Shurr
Biberdorf	Morris	Stray
Bjerke	Noben	Thompson
Borstad	Norheim	Treffry
Brusseau	Oglesby	Wendland
Caddell	Place	Williams
Dahl, Traill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Olson, Hettinger
Clarke	Godwin	Sand
Fedje	Lohrbauer	Mr. Speaker

So the bill passed and the title was agreed to.

Mr. Saumur moved that the vote by which Senate Bill No. 184 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof, and Making an Appropriation Therefor, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 81; nays, 3; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Noben
Aljts	Godwin	O'Brien
Anderson, Bowman	Goodlaxon	Odegard
Anderson, Burke	Graham	Oglesby
Anderson, Sargent	Halverson	Olson, Hettinger
Bailey, Eddy	Hewitt	Page
Bailey, Dunn	Hill	Parkinson
Bauer	Holey	Peterson, Cass
Beggs	Holthusen	Place
Bettenhausen	Holte	Randall
Biberdorf	Hurd	Saumur
Blaisdell	Isaak	Savre
Born	Keidel	Schantz
Borstad	Kubischta	Schnell
Brusseau	Langford	Scholl

Messrs.	Messrs.	Messrs.
Burke	Larson	Shurr
Child	Lavik	Smith
Cosgriff	Levin	Solberg
Dahl, Traill	Marks	Symington
Dalzell	Moore	Thompson
Dittmer	Morgan	Traynor
Downey	Morris	Tuff
Erickson, McKenzie	McIlraith	Twichell
Erickson, McLean	McLarty	Urschel
Fjeld	Muus	Wendland
Fitzgerald	Myers	Williams
Frosaker	Niewoehner	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Stray	Thoreson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Fedje	Olson, Mountrail
Bilden	Gilbertson	Peterson, Bottineau
Black	Hall	Ritter
Brunsdale	Hanson	Sand
Burgum	Jensen	Seibel
Caddell	Johnson	Schauss
Clarke	Kapaun	Shockman
Cunningham	Lohrbauer	Treffry
Dahl, Emmons	Mode	Mr. Speaker
Dullea	Norheim	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Downey moved that the vote by which Senate Bill No. 149 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin asked unanimous consent of the House to amend Senate Bill No. 90.

Which request was granted.

Mr. Godwin moved to amend Senate Bill No. 90 as follows:

Strike out the title of the printed bill after the words "A Bill," and insert in lieu thereof the following:

"For an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for the Year 1927 as amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931, and as Amended by Chapter 163 of the Session Laws of North Dakota for the Year 1933, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles that May be Driven or Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof, and Declaring an Emergency."

Also,

Strike out Section 1, of the printed bill and insert in lieu thereof:

“Section 1. AMENDMENT. That Section 36 of Chapter 162 of the Session Laws of North Dakota for the year 1927 as amended by Chapter 190 of the Session Laws of North Dakota for the year 1931, and as amended by Chapter 163 of the Session Laws of North Dakota for the year 1933 be amended and re-enacted to read as follows:”

Mr. Godwin moved that the rules be suspended and Senate Bill No. 90 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Chapter 163 of the Session Laws of 1933, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven and Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 58; nays, 45; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Norheim
Anderson, Bowman	Fjeld	Odegard
Anderson, Burke	Gessner	Oglesby
Anderson, Sargent	Godwin	Page
Bauer	Goodlaxon	Peterson, Cass
Beggs	Halverson	Randall
Bettenhausen	Hill	Schantz
Biberdorf	Holte	Seibel
Bilden	Isaak	Schauss
Bjerke	Kapaun	Shockman
Brunsdale	Larson	Smith
Brusseau	Lavik	Traynor
Burke	Levin	Treffry
Caddell	Marks	Tuff
Clarke	Morgan	Twichell
Cosgriff	Morris	Urschel
Dahl, Emmons	McIlraith	Wendland
Dahl, Traill	Muus	Williams
Dalzell	Niewoehner	Wolf
Dittmer		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Graham	Olson, Mountrail
Anfinson	Hanson	Parkinson
Bailey, Dunn	Hewitt	Peterson, Bottineau
Black	Holey	Place
Blaisdell	Hurd	Ritter

Messrs.	Messrs.	Messrs.
Born	Jensen	Sand
Borstad	Keidel	Saumur
Child	Kubischta	Savre
Cunningham	Langford	Schnell
Dullea	Moore	Scholl
Erickson,McKenzie	McLarty	Solberg
Erickson, McLean	Mode	Stray
Fitzgerald	Myers	Symington
Frosaker	O'Brien	Thompson
Gilbertson	Olson, Hettinger	Thoreson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Holthusen	Noben
Burgum	Johnson	Shurr
Fedje	Lohrbauer	Mr. Speaker
Hall		

So the bill passed and the title was agreed to, the emergency clause was declared lost.

Mr. O'Brien voted "no" for the purpose of reconsideration.

Mr. Downey moved that the vote by which Senate Bill No. 90 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Thirty Thousand (\$30,000.00) Dollars, or so Much Thereof as May Be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 71; nays, 14; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Norheim
Aljets	Hall	O'Brien
Anderson, Burke	Halverson	Olson, Mountrail
Anfinson	Hewitt	Page
Bailey, Eddy	Hill	Parkinson
Bailey, Dunn	Hurd	Peterson,Bottineau
Bauer	Johnson	Peterson, Cass
Beggs	Kapaun	Place
Bettenhausen	Kubischta	Ritter
Blaisdell	Langford	Sand
Born	Larson	Saumur
Borstad	Levin	Savre
Brusseau	Marks	Schantz
Burke	Moore	Schnell

Messrs.	Messrs.	Messrs.
Caddell	Morgan	Schauss
Child	Morris	Shurr
Clarke	McIlraith	Solberg
Dalzell	McLarty	Stray
Dittmer	Mode	Symington
Erickson,McKenzie	Muus	Thompson
Erickson, McLean	Myers	Urschel
Frosaker	Niewoehner	Wendland
Gessner	Noben	Wolf
Gilbertson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Hanson	Randall
Black	Isaak	Shockman
Brunsdale	Jensen	Thoreson
Dahl, Traill	Odegard	Williams
Dullea	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fjeld	Olson, Hettinger
Biberdorf	Fitzgerald	Scholl
Bilden	Goodlaxon	Seibel
Bjerke	Graham	Smith
Burgum	Holey	Traynor
Cosgriff	Holthusen	Treffry
Cunningham	Holte	Tuff
Dahl, Emmons	Keidel	Twichell
Downey	Lavik	Mr. Speaker
Fedje	Lohrbauer	

So the bill passed and the title was agreed to. The emergency clause was declared lost.

Mr. Godwin moved that the vote by which Senate Bill No. 148 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 85. A Bill for an Act Providing for Means and Method of Obtaining Service Upon a Non-resident Using the Highways of the State of North Dakota, and Providing the Time Within Which Such Defendant May Answer.

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, 88; nays, 0; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Gilbertson	O'Brien
Anderson,Bowman	Godwin	Odegard
Anderson, Burke	Hall	Oglesby
Anfinson	Halverson	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hanson	Parkinson
Bailey, Dunn	Hewitt	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holthusen	Place
Bilden	Holte	Randall
Bjerke	Hurd	Ritter
Black	Isaak	Sand
Born	Jensen	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shockman
Burke	Langford	Shurr
Caddell	Larson	Solberg
Child	Levin	Symington
Clarke	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McLarty	Tuff
Dullea	Muus	Twichell
Erickson, McKenzie	Myers	Urschel
Erickson, McLean	Niewoehner	Wendland
Fjeld	Noben	Wolf
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Goodlaxon	Page
Bettenhausen	Graham	Saumur
Biberdorf	Holey	Savre
Blaisdell	Lavik	Scholl
Cosgriff	Lohrbauer	Smith
Cunningham	McIlraith	Stray
Downey	Mode	Williams
Fedje	Olson, Hettinger	Mr. Speaker
Fitzgerald		

So the bill passed and the title was agreed to.

Mr. Cosgriff moved that the vote by which Senate Bill No. 85 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 92; nays, 3; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard
Aljets	Gessner	Oglesby
Anderson, Bowman	Gilbertson	Olson, Mountrail
Anderson, Burke	Goodlaxon	Parkinson
Anderson, Sargent	Graham	Peterson, Bottineau
Anfinson	Hall	Peterson, Cass
Bailey, Eddy	Halverson	Randall
Bailey, Dunn	Hanson	Sand
Bauer	Hewitt	Saumur
Bettenhausen	Hill	Savre
Biberdorf	Holthusen	Schantz
Bilden	Holte	Schnell
Bjerke	Hurd	Scholl
Black	Isaak	Seibel
Born	Jensen	Schauss
Brunsdale	Johnson	Shockman
Brusseau	Kapaun	Shurr
Burgum	Keidel	Smith
Burke	Kubischta	Solberg
Caddell	Larson	Symington
Clarke	Lavik	Thompson
Cosgriff	Marks	Thoreson
Dahl, Emmons	Morgan	Traynor
Dahl, Traill	Morris	Treffry
Dalzell	Mode	Tuff
Dittmer	Muus	Twichell
Downey	Myers	Urschel
Dullea	Niewoehner	Wendland
Erickson, McKenzie	Noben	Williams
Erickson, McLean	Norheim	Wolf
Fjeld	O'Brien	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Godwin	Place
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Blaisdell	Holey	McLarty
Borstad	Langford	Olson, Hettinger
Child	Levin	Page
Cunningham	Lohrbauer	Ritter
Fedje	Moore	Stray
Fitzgerald	McIlraith	Mr. Speaker

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Morris moved that the vote by which Senate Bill No. 220 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Dalzell moved Senate Bill No. 147 be indefinitely postponed.

Which motion prevailed.

Mr. Brunsdale moved the vote by which Senate Bill No. 147 was indefinitely postponed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved Senate Bill No. 182 be held over one Legislative Day.

Which motion prevailed.

Mr. Godwin moved Senate Bill No. 169 be returned to General Orders for amendment.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 172. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 71; nays, 30; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Muus
Aljets	Gilbertson	Norheim
Anfinson	Goodlaxon	O'Brien
Bailey, Eddy	Graham	Odegard
Bjerke	Hall	Oglesby
Black	Halverson	Olson, Hettinger
Born	Hewitt	Page
Borstad	Holthusen	Peterson, Bottineau
Brunsdale	Hurd	Peterson, Cass
Burgum	Isaak	Randall
Burke	Jensen	Ritter
Child	Johnson	Saumur
Clarke	Kapaun	Savre
Cosgriff	Keidel	Schnell
Cunningham	Kubischta	Schauss
Dahl, Traill	Langford	Smith
Dalzell	Larson	Solberg
Dittmer	Lavik	Symington
Downey	Levin	Thompson
Dullea	Moore	Traynor
Erickson, McKenzie	Morris	Twichell
Fjeld	McLarty	Wendland
Fitzgerald	Mode	Wolf
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dahl, Emmons	Noben
Anderson, Burke	Erickson, McLean	Olson, Mountrail
Anderson, Sargent	Godwin	Place
Bauer	Hanson	Sand
Beggs	Hill	Seibel
Bettenhausen	Holey	Shockman
Biberdorf	Marks	Shurr
Bilden	Morgan	Thoreson
Brusseau	Myers	Treffry
Caddell	Niewoehner	Tuff

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	McIlraith	Stray
Blaisdell	Parkinson	Urschel
Fedje	Schantz	Williams
Holte	Scholl	Mr. Speaker
Lohrbauer		

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which Senate Bill No. 172 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker resumed the Chair.

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 67; nays, 31; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Oglesby
Aljets	Gilbertson	Olson, Mountrail
Anderson, Sargent	Goodlaxon	Page
Anfinson	Graham	Peterson, Cass
Bailey, Eddy	Halverson	Place
Bauer	Hill	Ritter
Beggs	Holte	Sand
Bettenhausen	Hurd	Schnell
Biberdorf	Johnson	Schauss
Born	Kapaun	Shockman
Borstad	Keidel	Shurr
Brunsdale	Kubischta	Smith
Brusseau	Langford	Solberg
Burgum	Larson	Stray
Burke	Moore	Symington
Cosgriff	McLarty	Thompson

Messrs.	Messrs.	Messrs.
Cunningham	Muus	Thoreson
Dahl, Emmons	Myers	Traynor
Dahl, Traill	Niewoehner	Twichell
Dalzell	Noben	Urschel
Dittmer	Norheim	Wendland
Dullea	O'Brien	Wolf
Erickson,McKenzie		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hall	Odegard
Bailey, Dunn	Holey	Olson, Hettinger
Bjerke	Holthusen	Peterson,Bottineau
Black	Isaak	Randall
Caddell	Jensen	Savre
Child	Lavik	Seibel
Clarke	Levin	Treffry
Erickson, McLean	Marks	Tuff
Fjeld	Morgan	Williams
Frosaker	Morris	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Godwin	Mode
Bilden	Hanson	Parkinson
Blaisdell	Hewitt	Saumur
Downey	Lohrbauer	Schantz
Fedje	McIlraith	Scholl

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Morgan moved that the vote by which Senate Bill No. 232 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
February 23, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 163 and the President has appointed as a Conference Committee, Senators: Fredrickson, Miklethun and Greene of Cavalier.

Very respectfully,

F. E. TUNELL,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Traynor moved to defer action on Senate Bill No. 74.

Mr. Erickson of McKenzie moved as a substitute motion

that Senate Bill No. 74 be re-referred to the Committee on Appropriations.

Which motion prevailed.

Mr. Brunsdale moved the Chair appoint a Conference Committee of three to act with a like Committee from the Senate as to Senate Bill No. 163.

Which motion prevailed, and the Speaker appointed Representatives Beggs, Place and Holte to serve on such Committee.

REPORT OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 75. A Bill for an Act to Provide for Liens in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons Injured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgments Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurer of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Thorson moved that the report be adopted which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 2, line 7, after the word "mortgage" and before the word "in," insert the words "or lien."

In Section 2, lines 7 and 8, after the word "States" in line 7, strike out the following words: "or of any department or agency thereof" and insert in lieu thereof "the state, any county, or any department or agency of either thereof, including the Bank of North Dakota."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Have had the same under consideration and recommend that the same be amended as follows:

On page 5, Section 2, sub-section h, end of line 67 and beginning of line 68, strike out "and the State Historical Society."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, Section 3, line 1, after the parentheses around "Emergency" and before the word "this," insert the following words: "an emergency is hereby declared to exist and."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Myers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Thorson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429 of the 1913 Compiled Laws of the State of North Dakota, Relating to Service of Summons by Publication.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, after the word "witness" and before the word "has," strike out "that" and insert "who" in lieu thereof.

On page 2, in Section 1, line 13, after the word "defendant," strike out the following: "if on bail."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Myers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 11119, line 8, after the word defendant and up to the word shall, in line 9, strike out the following: "or

the undertaking of such other person, if the money or bonds are deposited with another."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 243. A Bill for an Act to Amend and Re-enact Section 10606, Compiled Laws of 1913, Relating to Preliminary Examinations of Persons Accused of Crime, and Permitting the Defendant to Make Unsworn Statements in Answer to the Charge Against Him.

Have had the same under consideration and recommend that the same be indefinitely postponed.

EDW. SAVRE,
Chairman.

Mr. Fitzgerald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the vote by which Senate Bill No. 243 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 244. A Bill for an Act to Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Bjerke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Blaisdell moved as a substitute motion to the report of the Committee on Judiciary that Senate Bill No. 244 do pass, that the bill be indefinitely postponed.

Which motion was lost.

So the question reverted to the motion of Mr. Bjerke for the adoption of the report of the Committee for Senate Bill No. 244 to pass.

Which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Hill moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Downey moved the House do now recess until 1:00 P. M., tomorrow.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Rev. Theo. C. Torgerson, McKenzie, N. D.; Adam Schnabel, Napoleon, N. D.; Jacob Albrecht, Napoleon, N. D.; G. Gardner, Jamestown, N. D.; Mrs. James Thoresen, Fingal, N. D.; Mrs. Enock Rodlend, Kathryn, N. D.; Ed Nathen, Wishek, N. D.; Jacob Roth, Wishek, N. D.; Rose Solberg, Zahl, N. D.; Aug. Martel, Wishek, N. D.; Jacob Zoller, Goodrich, N. D.; Mrs. J. Zoller, Goodrich, N. D.; Pat Cosgriff, Fargo, N. D.; John Belland, Fargo, N. D.; Theo. Arntz, Burnstad, N. D.; Joe Fredricks, Dickinson, N. D.; Alle Fleckten, Kenmare, N. D.; Josephine Marsh, Minot, N. D.; J. J. Coyle, Minot, N. D.; J. F. McEntee, New England, N. D.; Perry Brown, Sherwood, N. D.; M. J. Burns, Sherwood, N. D.; S. D. Pettis, Williston, N. D.; Walter D. Lagerberg, Fargo, N. D.; Theo. Randolph, Lansford, N. D.; Mrs. N. S. Randolph, Lansford, N. D.; Mr. F. S. Randolph, Lansford, N. D.; Geo. Walf, Wishek, N. D.; Jacob Brosy, Wishek, N. D.

**FIFTY-SECOND DAY AFTER RECESS AND THE
FIFTY-THIRD DAY**

House of Representatives,
Bismarck, North Dakota,
March 1, 1935.

The House convened at 1:00 P. M., pursuant to recess, Speaker Crockett presiding.

The Speaker announced the appointments as to House Resolution "M," Representatives Symington, Dahl of Emmons, Hurd, Blaisdell and Parkinson.

Mr. Godwin moved the rules be suspended and the House resolve itself into a Committee of the Whole, for the purpose of Consideration of General Orders.

Which motion prevailed.

GENERAL ORDERS

The Speaker called Mr. Hurd to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

And recommend the adoption of the Standing Committee's amendments as follows:

Page 1 of the printed bill, line 3 after the word "shall" strike out everything in line 3 and insert in lieu thereof the word "Issue."

Page 2, line 2 of Section 2, strike out the word "Write" and in lieu thereof insert the word "Issue."

Page 2, line three of Section 2 of printed bill after the word "Solicit" insert the following words: "Negotiate and Effect" and strike out the word "And."

Page 2, line 4, of Section 2 of printed bill strike out the word "Obtain".

Page 5, Section 8, line 2 of the printed bill, strike out everything after the word "State" and strike out all of line 3 of Section 8, and strike out the first 2 words of line 4 of Section 8 and insert in lieu thereof "This Act shall not apply to."

Section 8, line 2 of the printed bill after the word "State" insert the following "Licensed to countersign policies."

Section 8, line 6 of the printed bill after the period insert the following: "Provided however that the company shall pay the usual brokerage commission to 'Local Agent' as herein specified."

On line 25, page 2, of the printed bill following the word "Dakota," strike out the period and insert in lieu thereof a comma and following "nor to any policy of any mutual company on which no commission shall be paid to any local agent."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 169. A Bill for an Act Authorizing the Board of Administration to Establish and Operate a Public Restaurant and Lunch Room in the State Capitol, Defining Its Powers and Duties in Relation Thereto, and Prohibiting Any Person, Firm or Corporation From Operating Any Restaurant or Lunch Room in the State Capitol After July 1, 1935.

And recommend that Senate Bill No. 169 be indefinitely postponed.

Also,

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 9, in the title of the bill, on page 4, of the Senate Journal of February the 11th, strike out the word "and," and in line 10, after the apostrophe and before the word "by" insert the following language, "Highway Department and

Motor Vehicle Registration Department" and Game and Fish Department.

On page 5, Section 1, line 13, strike out the word and, and in line 14, after the apostrophe and before the word, immediately, insert the following language, "Highway Department and Motor Vehicle Registration Department" and Game and Fish Department.

At the bottom of Section 1, add the following lines and figures: "The Highway Department and Motor Vehicle Department \$3,500.00; The Game and Fish Department \$750.00."

And the further amendments:

Amend the amendments of the standing committee which are made on the engrossed bill by striking from the amendments the words: "and Motor Vehicle Registration Department" wherever they occur in the amendments.

And recommend Senate Bill No. 74 back to the House without action.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 2, line 7, after the word "mortgage" and before the word "in," insert the words "or lien."

In Section 2, lines 7 and 8, after the word "States" in line 7, strike out the following words: "or of any department or agency thereof" and insert in lieu thereof "the state, any county, or any department or agency of either thereof, including the Bank of North Dakota."

And recommend Senate Bill No. 120 back to the House without action.

Also,

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International

Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 5, Section 2, sub-section h, end of line 67 and beginning of line 68, strike out "and the State Historical Society."

And the further amendment:

Page 5, line 67, strike out the comma following the word "Corporation" and insert in lieu thereof a period.

Re-number lines "69-70 and 71" as "68-69-70."

And when so further amended recommend the same do pass.

Also,

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, Section 3, line 1, after the parentheses around "Emergency" and before the word "this," insert the following words: "an emergency is hereby declared to exist and."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1, line 2, after the word "witness" and before the word "has," strike out "that" and insert "who" in lieu thereof.

On page 2, in Section 1, line 13, after the word "defendant," strike out the following: "if on bail."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 11119, line 8, after the word defendant and up to the word shall, in line 9, strike out the following: "or the undertaking of such other person, if the money or bonds are deposited with another."

And the further amendments:

In line 8 of Section 11119, strike out the comma following the word "defendant." Also in line 9 of the same section, strike out the comma following the word "another" which has just been taken from the bill.

And when so further amended recommend the same do pass.

F. D. HURD,
Chairman.

Mr. Erickson of McKenzie moved the adoption of the report of the Committee of the Whole, with the exception of Senate Bill Nos. 120 and 74.

Which motion prevailed.

Mr. Blaisdell moved as a substitute motion that the report of the Committee of the Whole as to Senate Bill No. 120 be adopted.

Which motion prevailed.

Mr. Erickson of McKenzie moved that Senate Bill No. 120 be re-referred to the Committee on Judiciary.

Mr. Twichell moved as a substitute motion that Senate Bill No. 120 be placed upon the calendar.

Which motion was lost.

The question reverted to the original motion of Mr. Erickson of McKenzie.

Which motion prevailed.

Mr. Godwin moved that Senate Bill No. 74 be re-referred to the Committee on Appropriations.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Biberdorf moved all absent members be excused.

Which motion prevailed.

Mr. Godwin moved the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FIFTY-THIRD DAY

House of Representatives,
Bismarck, North Dakota,
March 1, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, N. E. McCoy, Carrington.

Roll call: All members were present except Representatives Bailey of Dunn, Fedje, Keidel, McLarty and Traynor.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-first day after recess and Fifty-second day and recommend that the same be corrected as follows:

On page 24, between lines 20 and 21, insert the following: Representative O'Brien voted "no" for the purpose of reconsideration.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the Journal of the House as of February 28th, be corrected as follows:

In General Orders of that date, correct "House Bill No. 169" to read "Senate Bill No. 269."

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

HOUSE RESOLUTION "M"

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the report be adopted, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 31, of the printed bill, strike out the figures "\$6,000" and insert "\$5,000."

Line 35, strike out the figures "\$289,581.20" and insert in lieu thereof "\$288,581.20."

On page 3, line 38, of the printed bill, strike out the figures "\$247,581.20" and insert in lieu thereof "\$246,581.20."

On line 43, item 3, strike out the Senate amendment "\$800.00" and insert in lieu thereof the figures "\$500.00."

Reinstate line 49, item 5, Refrigerating Plant "\$2,300.00"

On line 51 strike out the figures "\$3,000" and insert in lieu thereof "\$2,000."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 28. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 274, Session Laws of 1927 and as amended by Chapter 140 of the Session Laws of 1913, Defining Usury.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL. P. WOLF,
Chairman.

Mr. Savre moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Wolf moved that the vote by which Senate Bill No. 28 was indefinitely postponed be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

Have had the same under consideration and recommend that the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 2, of the original bill, strike out all of lines 1, 2, 3, and 4, to and including the word "persons" and the comma thereafter and insert in lieu thereof the following: "For the purposes herein provided, the board of directors of the State Historical Society, is hereby empowered to create a State Park Committee of five persons, with the advise and consent of the governor."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 201. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the Compiled Laws of the State of North Dakota, Relating to Keeping of Accounts and the Manner of Disbursement of Funds of Common, Special and Independent School Districts, and Providing for the Form of Warrants to Be Used by Said School Districts

as Amended by Chapter 228 of the 1933 Session Laws of North Dakota and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GUS. A. SCHAUSS,
Chairman.

Mr. Lavik moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved that the report of the Standing Committee as to Senate Bill No. 201 was indefinitely postponed be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Subsection 2 of Section 2 and Section 5 of Chapter 179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 209. A Bill for an Act to Amend Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter 192 of the Session Laws of 1919, Creating a Revolving Fund, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Irrigation and Drainage made the following report:

Mr. Speaker: Your Committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wildlife Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Smith moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Drainage and Irrigation made the following report:

Mr. Speaker: Your Committee on Drainage and Irrigation to whom was referred:

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Smith moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Odegard moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Drainage and Irrigation made the following report:

Mr. Speaker: Your Committee on Drainage and Irrigation to whom was referred:

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Sections 8320a13, 8320a14, 8320a19, 8320a20 and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Scholl moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 236. A Bill for an Act to Regulate Ownership and Operation of Pharmacies, Requiring the Registration and Inspection and Prescribing Penalties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Morgan moved the report of the Standing Committee as to Senate Bill No. 236 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real Estate Belonging to or Controlled by the State of North Dakota or Any of Its Political Subdivisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 249. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as amended by the Senate.

Senate amendments found on page 14, February 20.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 279. A Bill for an Act Amending and Re-enacting Section 4440a1 and 4446 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Custody and Assignment of Children Prohibited in Certain Cases, Requiring Consent in Writing for Adoption of Child, Prohibiting Transfer of Guardianship Without Notice to the Board of Administration, Petition for Adoption, Notice to Board of Administration, Report of Board, Petition When Granted, and Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 292. A Bill for an Act Amending Section 10254 of the Compiled Laws of 1913, Relating to Jumping of Hotel Bills and Bills for Food, Lodging, or Other Accommodations, at Any Hotel, Lodging House, Inn, Boarding or Eating House.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Dullea moved the report of the Standing Committee by which Senate Bill No. 292 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Drainage and Irrigation made the following report:

Mr. Speaker: Your Committee on Drainage and Irrigation to whom was referred:

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Conservation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

R. R. SCHOLL,
Chairman.

Mr. Tuff moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 300. A Bill for an Act to Amend and Re-enact Section 3591a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Requiring Cities to Publish in the Official Paper Proceedings of the City Councils With Certain Cities Excepted, and Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Hewitt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 302. A Bill for an Act to Regulate Collection Agencies, and for the Protection of the People in General from Unscrupulous and Irresponsible Agents and Individuals Calling Themselves Collection Agencies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Morgan moved that the vote by which Senate Bill No. 302 was indefinitely postponed be reconsidered, and the motion to re-consider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 309. A Bill for an Act Authorizing the Filling in of Printed Blank Instruments Used in the Transfer, Mortgaging, or Leasing of Real and Personal Property and Acquiring Statutory Liens by Others Than a Regularly Licensed Attorney, Repealing Conflicting Laws, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Thoreson moved that the vote by which Senate Bill No. 309 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts of Systems or Lines or Waterworks, Mains, Distribution System and/or Equipment or Appliances Connected Therewith as Provided in the Act, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Hewitt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 282. A Bill for an Act to Permit Mutual Cyclone and Tornado Insurance Companies to Insure its Members Against Fire or Lightning.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Mr. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brusseau moved the vote by which Senate Bill No. 282 was indefinitely postponed be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

BEN. FEDJE,
Chairman.

Mr. Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 287. A Bill for an Act Authorizing the Workmen's Compensation Bureau to Carry Compensation Insurance on Employees on National Recovery Work Projects and to Calculate and Determine Rates on a State Wide Experience Basis.

Have had the same under consideration and recommend that the same do pass.

BEN FEDJE,
Chairman.

Mr. Noben moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 163 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Have had the same under consideration and recommend: That the Senate do concur in the House Amendments to Senate Bill No. 163.

For the Senate:

L. O. FREDRICKSON,
JOHN L. MIKLETHUN,
ED GREENE.

For the House:

W. S. PLACE,
ARLO E. BEGGS,
M. H. HOLTE.

Representative Place moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Twichell moved the Conference Committee as to Senate Bill No. 163 be discharged.

Which motion prevailed, and the committee was discharged.

SEVENTH ORDER OF BUSINESS

Mr. Burke moved that House Resolution "N" be read from the desk at this time.

Which motion prevailed, and House Resolution "N" was read from the desk.

Mr. Burke moved that House Resolution "N" be printed in the Journal and placed upon the calendar for the next Legislative day.

Which motion prevailed.

HOUSE RESOLUTION N

Introduced by Representatives Burke, Smith, Blaisdell, Downey and Clarke.

WHEREAS, the several departments of government of the State of North Dakota have made requests to the 24th Legislative Assembly for appropriations in excess of One Hundred Fifty Thousand (\$150,000.00) Dollars to cover deficits incurred in such departments during the past biennium, and

WHEREAS, under the provisions of Section 640a1 of the Supplement to the Compiled Laws of 1913 it is made a misdemeanor for any state official or state board or the head of any state institution to spend more money than is appropriated by the State Legislature for the biennium, and

WHEREAS, all indebtedness incurred by such officials for their respective departments in excess of such appropriations is by law declared to be absolutely void and,

WHEREAS, the 24th Legislative Assembly due to unusual contingencies and emergencies has seen fit to make deficit appropriations and to honor debts incurred in excess of the appropriations for the past biennium; and

WHEREAS, This House does not wish its actions in this respect to be interpreted as creating a precedent with regard to deficit appropriations nor as condoning the acts of such state officials in violating the statutes of this state and

WHEREAS, it is the desire of this House, that the public be fully informed as to the laws applicable to this situation to the end that all persons may know when they enter into any contract with any state officer, state board or the head of any state institution, calling for the expenditure of money in excess of the appropriation for such state office, board or institution that as to such excess the contract is absolutely void:

BE IT THEREFORE RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 24TH LEGISLATIVE ASSEMBLY THAT THESE ACTS of state officials in exceeding the legislative appropriations for their respective offices are hereby condemned, and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the head of every state department so that

they may govern their future actions accordingly and copies hereof be given to the daily newspapers, the representatives of the press associations so that the public may be fully informed as to its rights and liabilities.

Mr. Aljets moved that Senate Bill No. 161 be re-referred from the Committee on State Affairs to the Committee on Livestock.

Which motion prevailed.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Also,

HOUSE CONCURRENT RESOLUTION "M"

Fargo Strike

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 1, 1935.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on Senate Bill No. 163, Representatives Beggs, Place and Holte.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associa-

tions or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Sub-divisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

Also,

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Also,

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof, and Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Thirty Thousand (\$30,000.00) Dollars, or so Much Thereof as May Be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands.

Also,

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota, and Declaring an Emergency.

Also,

Senate Bill No. 172. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Also,

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund.

Which the House has passed unchanged.

Also,

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION No. Z

Also,

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Also,

Senate Bill No. 147. A Bill for an Act Creating a State Board to Be Known as "State Council of Public Safety," Purpose, Appointment of Members, Term of Office, Duties of Council and How Financed.

Also,

Senate Bill No. 243. A Bill for an Act to Amend and Re-enact Section 10606, Compiled Laws of 1913, Relating to Preliminary Examinations of Persons Accused of Crime, and Permitting the Defendant to Make Unsworn Statements in Answer to the Charge Against Him.

Also,

Senate Bill No. 266. A Bill for an Act Authorizing and Directing the Board of Administration of the State of North Dakota to Re-touch and Repair the Portraits and Paintings of the Former Governors and Legislative Assemblies of North Dakota or Other Paintings and Portraits Having Been Damaged by Exposure to Moisture and Change of Temperature and Making an Appropriation, and Declaring an Emergency.

Which the House has indefinitely postponed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 1, 1935.

Mr. President: I have the honor to return:

Senate Bill No. 85. A Bill for an Act Providing for Means and Methods of Obtaining Service Upon a Non-resident Using

the Highways of the State of North Dakota, and Providing the Time Within Which Such Defendant May Answer.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 107; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Aljets	Frosaker	Odegard
Anderson, Bowman	Gessner	Oglesby
Anderson, Burke	Godwin	Olson, Hettinger
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Halverson	Parkinson
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Bilden	Holthusen	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Solberg
Child	Levin	Stray
Clarke	Lohrbauer	Symington
Cosgriff	Marks	Thompson
Cunningham	Moore	Thoreson
Dahl, Emmons	Morgan	Traynor
Dahl, Trail	Morris	Treffry
Dalzell	McIlraith	Tuff
Dittmer	McLarty	Twichell
Downey	Mode	Urschel

Messrs.	Messrs.	Messrs.
Dullea	Muus	Wendland
Erickson, McKenzie	Myers	Williams
Erickson, McLean	Niewoehner	Wolf
Fedje	Noben	Mr. Speaker
Fjeld	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Hall	Schantz
Gilbertson	Holte	Smith

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 85; nays, 15; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Mode
Aljets	Gilbertson	Muus
Anderson, Burke	Godwin	Myers
Anderson, Sargent	Goodlaxon	Niewoehner
Anfinson	Graham	Norheim
Bailey, Eddy	Halverson	O'Brien
Bailey, Dunn	Hewitt	Odegard
Bauer	Hill	Oglesby
Beggs	Holey	Olson, Hettinger
Biberdorf	Holthusen	Page
Black	Holte	Parkinson
Blaisdell	Hurd	Peterson, Bottineau
Born	Isaak	Peterson, Cass
Borstad	Jensen	Place
Brusseau	Johnson	Saumur
Burgum	Kapaun	Schnell
Burke	Keidel	Scholl
Clarke	Kubischta	Schauss
Cosgriff	Langford	Solberg
Cunningham	Larson	Symington
Dahl, Traill	Lavik	Thoreson
Dalzell	Levin	Traynor
Downey	Lohrbauer	Treffry
Dullea	Moore	Twichell
Erickson, McLean	Morgan	Urschel
Fedje	Morris	Wendland
Fjeld	McIlraith	Williams
Fitzgerald	McLarty	Wolf
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Olson, Mountrail	Shockman
Bjerke	Randall	Shurr
Caddell	Ritter	Stray
Child	Savre	Tuff
Marks	Seibel	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McKenzie	Sand
Bilden	Hall	Schantz
Brunsdale	Hanson	Smith
Dahl, Emmons	Noben	Thompson
Dittmer		

So the bill passed and the title was agreed to.

FIFTH ORDER OF BUSINESS

Mr. Fedje moved to accept the reports of the Committee on Insurance as to Senate Bill No. 159 and Senate Bill No. 96.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on Insurance made the following report:

Mr. Speaker: The majority of your Committee on Insurance to whom was referred:

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Have had the same under consideration and recommend that the same be indefinitely postponed.

MARTIN LARSON,
FRED SEIBEL,
J. A. DAHL,
A. J. McLARTY,
J. A. ERICKSON,
LEONAS MYERS,
WM. O. BIBERDORF,
O. C. OLSON,
J. H. LANGFORD,

MARTIN LARSON,
Acting Chairman.

BEN FEDJE,
Chairman.

Mr. Langford moved that the report be adopted.

The Committee on Insurance made the following report:

Mr. Speaker: The minority of your Committee on Insurance to whom was referred:

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Have had the same under consideration and recommend that the same do pass.

ED. COSGRIFF,
FRANKLIN PAGE,
M. H. HOLTE,
NELS P. NOBEN.
BEN FEDJE, Chairman.

Mr. Aljets moved that the report of the minority as to Senate Bill No. 159 be substituted for that of the majority.

Which motion prevailed and Senate Bill No. 159 was placed on the calendar.

The Committee on Insurance made the following report:

Mr. Speaker: The majority of your Committee on Insurance to whom was referred:

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes; Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed Bill, in Section 9, on page 10, in line 17, strike out the period and insert a comma and the following language: "including the tax levied in case of cancellation."

In the engrossed Bill, in Section 10, on page 10, in line 13, following the word "tenant," insert a comma and "or their authorized agents."

In Section 10 of the engrossed Bill, on page 11, line 1, following the word "tenant," insert a comma and "or such authorized agents."

In the engrossed Bill, in Section 12, on page 13, in line 9, strike out the balance of the line after the word "for" and insert in lieu thereof, the following language: "a loss of less than ten per cent."

In line 10, strike out all of the line, commencing with the word "but."

In line 11, strike out all of the line up to and including the comma after the word "carried."

In the engrossed Bill, in Section 17, on page 18, in line 4, strike out the words "the official paper" and insert in lieu thereof, "a legal newspaper."

And when so amended recommend the same do pass.

MARTIN LARSON,
FRED SEIBEL,
J. A. DAHL,
A. J. McLARTY,
NELS P. NOBEN,
J. O. ERICKSON,
WM. F. BIBERDORF,
LEONAS MYERS,
O. C. OLSON,
BEN FEDJE, Chairman.

The Committee on Insurance made the following report:

Mr. Speaker: The Minority of your Committee on Insurance to whom was referred:

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. COSGRIFF,
J. H. LANGFORD,
FRANKLING PAGE,
M. H. HOLTE,
CARL H. DITTMER,
H. F. NIEWOEHNER,
EINAR LOHRBAUER,
BEN FEDJE, Chairman.

Mr. Olson of Hettinger moved to accept the report of the

Majority of the Committee on Insurance as to Senate Bill No. 96.

Mr. Burke moved as a substitute motion that the report of the Minority be substituted for that of the Majority as to Senate Bill No. 96.

Which motion was lost.

The question reverted to the previous motion of Mr. Olson of Hettinger.

Which motion prevailed and Senate Bill No. 96 was placed in General Orders.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 1, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 163.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 1, 1935.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Dahl of Emmons was called to the chair by the Speaker.

SECOND READING OF SENATE BILLS

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the

roll was called and there were ayes, 49; nays, 52; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Holthusen	Norheim
Anderson, Bowman	Holte	Olson, Hettinger
Anderson, Sargent	Hurd	Olson, Mountrail
Anfinson	Keidel	Parkinson
Beggs	Larson	Peterson, Cass
Biberdorf	Lavik	Place
Black	Lohrbauer	Ritter
Brunsdale	Moore	Schantz
Burke	Morris	Schnell
Dahl, Emmons	McIlraith	Schauss
Erickson, McKenzie	McLarty	Shockman
Erickson, McLean	Mode	Shurr
Frosaker	Muus	Thompson
Gilbertson	Myers	Twichell
Godwin	Niewoehner	Wendland
Halverson	Noben	Wolf
Holey		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Dalzell	O'Brien
Bailey, Eddy	Downey	Odegard
Bailey, Dunn	Dullea	Oglesby
Bauer	Fjeld	Page
Bettenhausen	Fitzgerald	Peterson, Bottineau
Bilden	Gessner	Randall
Bjerke	Goodlaxon	Savre
Blaisdell	Graham	Seibel
Born	Hanson	Smith
Borstad	Hewitt	Stray
Brusseau	Isaak	Symington
Burgum	Jensen	Thoreson
Caddell	Johnson	Traynor
Child	Kapaun	Treffry
Clarke	Kubischta	Tuff
Cosgriff	Langford	Urschel
Cunningham	Marks	Williams
Dahl, Traill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Saumur
Dittmer	Levin	Scholl
Fedje	Morgan	Solberg
Hall	Sand	Mr. Speaker

So the bill was declared lost.

Mr. Blaisdell: Mr. Speaker, I wish to explain my vote.

I vote "no," for the reason I see no good in passing the bill.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 73; nays, 23; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Noben
Anderson, Burke	Goodlaxon	Norheim
Anderson, Sargent	Graham	O'Brien
Anfinson	Hall	Odegard
Bailey, Eddy	Halverson	Olson, Mountrail
Bauer	Hewitt	Page
Beggs	Holey	Parkinson
Bettenhausen	Holthusen	Peterson, Cass
Blaisdell	Holte	Place
Born	Hurd	Ritter
Brunsdale	Keidel	Saumur
Burgum	Langford	Schnell
Burke	Larson	Scholl
Clarke	Lavik	Schauss
Cosgriff	Levin	Shurr
Cunningham	Lohrbauer	Smith
Dahl, Emmons	Marks	Symington
Dalzel	Morgan	Thompson
Downey	Morris	Thoreson
Dullea	McIlraith	Traynor
Erickson, McKenzie	Mode	Treffry
Fjeld	Muus	Twichell
Fitzgerald	Myers	Urschel
Frosaker	Niewoehner	Wendland
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Traill	Savre
Anderson, Bowman	Hanson	Schantz
Biberdorf	Isaak	Seibel
Bjerke	Jensen	Stray
Borstad	Kubischta	Tuff
Brusseau	Moore	Williams
Caddell	Oglesby	Wolf
Child	Randall	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Godwin	Peterson, Bottineau
Bilden	Hill	Sand
Black	Johnson	Shockman
Dittmer	Kapaun	Solberg
Erickson, McLean	McLarty	Mr. Speaker
Fedje	Olson, Hettinger	

So the bill passed and the title was agreed to.

Mr. Cosgriff moved that the vote by which Senate Bill No. 17 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin requested unanimous consent of the House to amend Senate Bill No. 57.

Which request was not granted.

Mr. Godwin moved that Senate Bill No. 57 be returned to General Orders.

Which motion prevailed.

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and all Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Banking Institutions and Depositors, Including the Act Creating the Federal Deposit Insurance Corporation and Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Graham	Olson, Hettinger
Anderson, Bowman	Hall	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anderson, Burke	Halverson	Page
Anfinson	Hanson	Peterson,Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Holthusen	Place
Beggs	Holte	Randall
Biberdorf	Jensen	Ritter
Bilden	Kapaun	Sand
Bjerke	Keidel	Saumur
Born	Kubischta	Savre
Brunsdale	Langford	Schantz
Brusseau	Larson	Seibel
Burgum	Levin	Schauss
Burke	Lohrbauer	Shockman
Child	Marks	Shurr
Cosgriff	Moore	Smith
Cunningham	Morgan	Solberg
Dahl, Emmons	McIlraith	Stray
Dahl, Traill	McLarty	Thompson
Dalzell	Mode	Thoreson
Dittmer	Myers	Traynor
Downey	Niewoehner	Treffry
Erickson, McLean	Noben	Tuff
Fitzgerald	Norheim	Urschel
Frosaker	O'Brien	Wendland
Gessner	Odegard	Williams
Goodlaxon	Oglesby	Wolf

Those voting in the negative were:

Messrs.

Bailey, Eddy

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fedje	Lavik
Anderson, Sargent	Fjeld	Morris
Bettenhausen	Gilbertson	Muus
Black	Godwin	Parkinson
Blaisdell	Hewitt	Schnell
Borstad	Holey	Scholl
Caddell	Hurd	Symington
Clarke	Isaak	Twichell
Dullea	Johnson	Mr. Speaker
Erickson,McKenzie		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Page moved that the vote by which Senate Bill No. 132 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker resumed the chair.

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Deben-

tures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 53; nays, 38; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	Olson, Hettinger
Bailey, Eddy	Goodlaxon	Olson, Mountrail
Bauer	Graham	Page
Bettenhausen	Hall	Ritter
Black	Halverson	Sand
Blaisdell	Holte	Saumur
Born	Johnson	Schantz
Burgum	Kapaun	Schauss
Burke	Kubischta	Shockman
Child	Lavik	Shurr
Clarke	Lohrbauer	Smith
Dalzell	Moore	Solberg
Dittmer	Mellraith	Symington
Dullea	Muus	Thompson
Erickson,McKenzie	Niewoehner	Treffry
Fedje	Norheim	Twichell
Frosaker	O'Brien	Urschel
Gessner	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Traill	Myers
Anderson,Bowman	Erickson, McLean	Noben
Anderson, Burke	Hanson	Peterson,Bottineau
Anfinson	Hill	Randall
Bailey, Dunn	Holey	Savre
Biberdorf	Holthusen	Seibel
Bilden	Isaak	Stray
Bjerke	Jensen	Thoreson
Borstad	Langford	Tuff
Brunsdale	Larson	Williams
Brusseau	Marks	Wolf
Caddell	Morgan	Mr. Speaker
Dahl, Emmons	McLarty	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hewitt	Parkinson
Beggs	Hurd	Peterson, Cass
Cosgriff	Keidel	Place
Cunningham	Levin	Schnell
Downey	Morris	Scholl

Messrs.	Messrs.	Messrs.
Fjeld	Mode	Traynor
Fitzgerald	Oglesby	Wendland
Gilbertson		

So the bill was lost.

Mr. Brunsdale changed his vote from "aye" to "no" for the purpose of reconsideration.

Mr. Godwin moved further consideration of Senate Bill No. 183 be indefinitely postponed.

Which motion prevailed.

Mr. Dahl of Emmons moved that the vote by which Senate Bill No. 183 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 From Certain Fund in Office of State Treasurer, Derived From the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future From Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 101; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Noben
Aljets	Fitzgerald	Norheim
Anderson, Bowman	Frosaker	O'Brien
Anderson, Burke	Gessner	Odegard
Anderson, Sargent	Gilbertson	Oglesby
Anfinson	Godwin	Olson, Hettinger
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Hall	Page
Bauer	Halverson	Parkinson
Bettenhausen	Hanson	Peterson, Bottineau
Biberdorf	Hill	Peterson, Cass
Bilden	Holey	Place
Bjerke	Holthusen	Randall
Black	Holte	Ritter
Blaisdell	Hurd	Sand
Born	Isaak	Saumur
Borstad	Jensen	Savre
Brunsdale	Johnson	Schantz
Brusseau	Kapaun	Seibel
Burke	Kubischta	Schauss

Messrs.	Messrs.	Messrs.
Caddell	Langford	Shockman
Child	Larson	Shurr
Clarke	Lavik	Smith
Cosgriff	Levin	Solberg
Cunningham	Lohrbauer	Stray
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Urschel
Dullea	Mode	Wendland
Erickson, McKenzie	Muus	Wolf
Erickson, McLean	Myers	Mr. Speaker
Fedje	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Keidel	Symington
Burgum	Morris	Traynor
Goodlaxon	Schnell	Twichell
Hewitt	Scholl	Williams

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the "Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 105; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Noben
Aljets	Fitzgerald	Norheim
Anderson, Bowman	Frosaker	O'Brien
Anderson, Burke	Gessner	Odegard
Anderson, Sargent	Gilbertson	Oglesby
Anfinson	Godwin	Olson, Hettinger
Bailey, Eddy	Goodlaxon	Olson, Mountrail
Bailey, Dunn	Graham	Page
Bauer	Hall	Parkinson
Beggs	Halverson	Peterson, Bottineau
Bettenhausen	Hanson	Peterson, Cass
Biberdorf	Hill	Place
Bilden	Holey	Randall
Bjerke	Holthusen	Ritter
Black	Hurd	Sand

Messrs.	Messrs.	Messrs.
Blaisdell	Isaak	Saumur
Born	Jensen	Savre
Borstad	Johnson	Schantz
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Schauss
Burke	Kubischta	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Urschel
Dullea	Mode	Wendland
Erickson,McKenzie	Muus	Williams
Erickson, McLean	Myers	Wolf
Fedje	Niewoehner	Mr. Speaker

Those voting in the negative were:

Messrs.
Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Burgum	Langford	Seibel
Hewitt	Schnell	Twichell
Holte		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Schantz moved that the vote by which Senate Bill No. 261 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that Senate Bill No. 280 be returned to General Orders.

Which motion prevailed.

Mr. Godwin moved that Senate Bill No. 281 be carried over one Legislative day.

Which motion prevailed.

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deeds, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 84; nays, 2; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Myers
Aljets	Fjeld	Noben
Anderson, Burke	Fitzgerald	O'Brien
Anderson, Sargent	Frosaker	Odegard
Bailey, Eddy	Gessner	Oglesby
Bailey, Dunn	Gilbertson	Olson, Mountrail
Bauer	Goodlaxon	Page
Beggs	Hanson	Peterson, Bottineau
Bettenhausen	Hill	Peterson, Cass
Bilden	Holthusen	Place
Bjerke	Holte	Randall
Black	Isaak	Ritter
Born	Jensen	Savre
Borstad	Johnson	Scholl
Brunsdale	Kapaun	Seibel
Brusseau	Keidel	Schauss
Burgum	Kubischta	Shurr
Caddell	Langford	Smith
Clarke	Larson	Solberg
Cosgriff	Lavik	Thompson
Cunningham	Levin	Thoreson
Dahl, Traill	Lohrbauer	Traynor
Dalzell	Marks	Treffry
Dittmer	Moore	Tuff
Downey	Morgan	Twichell
Dullea	McIlraith	Williams
Erickson, McKenzie	Mode	Wolf
Erickson, McLean	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Child	Holey

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Halverson	Sand
Anfinson	Hewitt	Saumur
Biberdorf	Hurd	Schantz
Blaisdell	Morris	Schnell
Burke	McLarty	Shockman
Dahl, Emmons	Niewoehner	Stray
Godwin	Norheim	Symington
Graham	Olson, Hettinger	Urschel
Hall	Parkinson	Wendland

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 182. A Bill for an Act to Amend and Re-

enact Section 8 of Chapter 309, Session Laws of 1931, Relating to Veterans' Guardianship, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 30; nays, 55; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Hall	McIlraith
Black	Hill	Muus
Brunsdale	Holey	Norheim
Burgum	Holte	O'Brien
Clarke	Keidel	Odegard
Cosgriff	Kubischta	Peterson, Cass
F'jeld	Langford	Ritter
Fitzgerald	Larson	Scholl
Frosaker	Lohrbauer	Thompson
Gessner	Moore	Twichell
Goodlaxon		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Page
Anderson, Burke	Erickson, McKenzie	Peterson, Bottineau
Anderson, Sargent	Erickson, McLean	Place
Bailey, Eddy	Fedje	Randall
Bailey, Dunn	Hanson	Savre
Bauer	Isaak	Schnell
Beggs	Jensen	Seibel
Bettenhausen	Johnson	Schauss
Bilden	Lavik	Shurr
Bjerke	Levin	Smith
Born	Marks	Solberg
Borstad	Morgan	Stray
Brusseau	McLarty	Thoreson
Caddell	Myers	Treffry
Child	Noben	Tuff
Dahl, Traill	Oglesby	Williams
Dalzell	Olson, Hettinger	Wolf
Dittmer	Olson, Mountrail	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Graham	Parkinson
Anfinson	Halverson	Sand
Biberdorf	Hewitt	Saumur
Blaisdell	Holthusen	Schantz
Burke	Hurd	Shockman
Cunningham	Kapaun	Symington
Dahl, Emmons	Morris	Traynor

Messrs.	Messrs.	Messrs.
Dullea	Mode	Urschel
Gilbertson	Niewoehner	Wendland
Godwin		

So the bill was lost.

Mr. Page voted "no" on Senate Bill No. 182, for the purpose of reconsideration.

Senate Bill No. 75. A Bill for an Act to Provide for Liens in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons Injured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgment Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurers of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 91; nays, 12; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Oglesby
Anderson, Bowman	Gilbertson	Olson, Hettinger
Anderson, Sargent	Godwin	Olson, Mountrail
Bailey, Eddy	Goodlaxon	Page
Bailey, Dunn	Graham	Parkinson
Bauer	Hall	Peterson, Cass
Beggs	Hewitt	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Blaisdell	Isaak	Schnell
Born	Jensen	Seibel
Borstad	Johnson	Schauss
Brusseau	Kapaun	Shockman
Burgum	Keidel	Shurr
Burke	Kubischta	Smith
Clarke	Larson	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Moore	Thompson

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Morgan	Thoreson
Dalzell	McIlraith	Traynor
Dittmer	McLarty	Treffry
Downey	Mode	Tuff
Dullea	Muus	Twichell
Erickson,McKenzie	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Norheim	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Traill	Odegard
Anfinson	Erickson, McLean	Peterson,Bottineau
Caddell	Hanson	Solberg
Child	Marks	Urschel

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Lavik	O'Brien
Brunsdale	Levin	Schantz
Halverson	Morris	Scholl
Langford		

So the bill passed and the title was agreed to.

Mr. Dullea 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. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

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, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	O'Brien
Aljets	Gessner	Odegard
Anderson,Bowman	Gilbertson	Oglesby
Anderson, Burke	Godwin	Olson, Hettinger
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Hall	Parkinson
Bauer	Hanson	Peterson,Bottineau
Beggs	Holey	Peterson, Cass
Bettrnhausen	Holthusen	Place

Biberdorf	Holte	Randall
Bilden	Hurd	Ritter
Bjerke	Isaak	Sand
Black	Jensen	Saumur
Blaisdell	Johnson	Savre
Born	Kapaun	Schnell
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Schauss
Brusseau	Langford	Shockman
Burgum	Larson	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg
Child	Lohrbauer	Stray
Clarke	Marks	Symington
Cosgriff	Moore	Thompson
Cunningham	Morgan	Thoreson
Dahl, Emmons	McIlraith	Treffry
Dahl, Traill	McLarty	Tuff
Dittmer	Mode	Twichell
Dullea	Muus	Urschel
Erickson,McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fjeld	Norheim	Mr. Speaker
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Hewitt	Schantz
Dalzell	Hill	Scholl
Downey	Morris	Traynor
Halverson		

So the bill passed and the title was agreed to.

Mr. Godwin moved that Senate Bill No. 227 be returned to General Orders.

Which motion prevailed.

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 75; nays, 23; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dittmer	Niewoehner
Aliets	Downey	Noben
Anderson, Burke	Erickson,McKenzie	Norheim

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Erickson, McLean	Oglesby
Anfinson	Fitzgerald	Peterson, Bottineau
Bailey, Eddy	Frosaker	Peterson, Cass
Bailey, Dunn	Gessner	Ritter
Bauer	Godwin	Sand
Beggs	Goodlaxon	Schnell
Bettenhausen	Graham	Seibel
Biberdorf	Holey	Schauss
Bilden	Holthusen	Shockman
Bjerke	Holte	Smith
Black	Kubischta	Solberg
Blaisdell	Larson	Stray
Born	Lavik	Thompson
Borstad	Levin	Thoreson
Brunsdale	Lohrbauer	Traynor
Brusseau	Marks	Treffry
Burke	Moore	Twichell
Caddell	Morgan	Urschel
Child	McIlraith	Wendland
Clarke	Mode	Williams
Dahl, Traill	Muus	Wolf
Dalzell	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Isaak	Olson, Hettinger
Burgum	Jensen	Olson, Mountrail
Cosgriff	Johnson	Page
Cunningham	Kapaun	Place
Fjeld	Keidel	Randall
Hall	Langford	Saumur
Hanson	O'Brien	Savre
Hurd	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Hewitt	Schantz
Dullea	Hill	Scholl
Fedje	Morris	Shurr
Gilbertson	McLarty	Symington
Halverson	Parkinson	Tuff

So the bill passed and the title was agreed to.

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

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, 88; nays, 3; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	O'Brien
Aljets	Gessner	Odegard
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Burke	Graham	Olson, Hettinger
Anderson, Sargent	Hall	Olson, Mountrail
Bailey, Eddy	Hanson	Parkinson
Bailey, Dunn	Holey	Peterson, Bottineau
Bauer	Holthusen	Peterson, Cass
Beggs	Hurd	Place
Bettenhausen	Isaak	Ritter
Biberdorf	Jensen	Sand
Bilden	Johnson	Saumur
Bjerke	Kapaun	Savre
Born	Keidel	Schnell
Borstad	Kubischta	Seibel
Brunsdale	Larson	Schauss
Brusseau	Lavik	Smith
Burgum	Levin	Solberg
Burke	Lohrbauer	Stray
Clarke	Marks	Thompson
Cosgriff	Moore	Thoreson
Cunningham	Morgan	Traynor
Dahl, Traill	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Muus	Twichell
Dullea	Myers	Wendland
Erickson, McKenzie	Niewoehner	Williams
Erickson, McLean	Noben	Wolf
Fjeld	Norheim	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Black	Page
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Blaisdell	Halverson	Randall
Caddell	Hewitt	Schantz
Child	Hill	Scholl
Dahl, Emmons	Holte	Shockman
Dalzell	Langford	Shurr
Fedje	Morris	Symington
Gilbertson	Mode	Urschel
Godwin		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Smith moved that the vote by which Senate Bill No. 233 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 Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

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, 98; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Aljets	Gessner	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hill	Place
Bauer	Holey	Randall
Beggs	Holthusen	Ritter
Bettenhausen	Hurd	Sand
Biberdorf	Isaak	Saumur
Bilden	Jensen	Savre
Bjerke	Johnson	Schnell
Blaisdell	Kapaun	Seibel
Born	Keidel	Schauss
Borstad	Kubischta	Shockman
Brusseau	Langford	Shurr
Burgum	Larson	Smith
Burke	Lavik	Solberg
Caddell	Levin	Stray
Child	Lohrbauer	Thompson
Clarke	Marks	Thoreson
Cosgriff	Moore	Traynor
Cunningham	Morgan	Treffry
Dahl, Emmons	McIlraith	Tuff
Dalzell	McLarty	Twichell
Dittmer	Mode	Urschel
Downey	Muus	Wendland
Dullea	Myers	Williams
Erickson, McKenzie	Niewoehner	Wolf
Fedje	Noben	Mr. Speaker
Fjeld	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Holte	Peterson, Cass
Dahl, Traill	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Halverson	Schantz
Erickson, McLean	Hewitt	Scholl

Messrs.	Messrs.	Messrs.
Frosaker	Morris	Symington
Gilbertson		

So the bill passed and the title was agreed to.

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

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, 96; nays, 6; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Oglesby
Aljets	Godwin	Olson, Hettinger
Anderson, Bowman	Goodlaxon	Olson, Mountrail
Anderson, Burke	Hall	Page
Anderson, Sargent	Hanson	Parkinson
Anfinson	Hill	Peterson, Bottineau
Bailey, Eddy	Holey	Peterson, Cass
Bailey, Dunn	Holthusen	Place
Bauer	Holte	Randall
Beggs	Hurd	Ritter
Bettenhausen	Isaak	Sand
Biberdorf	Jensen	Saumur
Bjerke	Johnson	Savre
Black	Kapaun	Schnell
Born	Keidel	Seibel
Borstad	Kubischta	Schauss
Brunsdale	Larson	Shockman
Brusseau	Lavik	Shurr
Burke	Levin	Smith
Caddell	Lohrbauer	Solberg
Child	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thompson
Dahl, Traill	McIlraith	Thoreson
Dittmer	McLarty	Traynor
Downey	Mode	Treffry
Erickson, McKenzie	Muus	Tuff
Erickson, McLean	Myers	Twichell
Fedje	Noben	Wendland
Fjeld	Norheim	Williams
Fitzgerald	O'Brien	Wolf
Frosaker	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burgum	Dullea	Graham
Dalzell	Gilbertson	Langford

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Halverson	Schantz
Blaisdell	Hewitt	Scholl
Clarke	Morris	Urschel
Dahl, Emmons	Niewoehner	

So the bill passed and the title was agreed to.

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 95; nays, 10; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Olson, Hettinger
Aljets	Godwin	Olson, Mountrail
Anderson, Bowman	Goodlaxon	Page
Anderson, Burke	Graham	Parkinson
Anderson, Sargent	Hall	Peterson, Bottineau
Anfinson	Hanson	Peterson, Cass
Bailey, Eddy	Hill	Place
Bailey, Dunn	Holey	Randall
Bauer	Holthusen	Ritter
Beggs	Holte	Sand
Bettenhausen	Hurd	Saumur
Biberdorf	Isaak	Savre
Bilden	Jensen	Seibel
Black	Johnson	Schauss
Blaisdell	Kapaun	Shockman
Born	Keidel	Shurr
Borstad	Kubischta	Smith
Brunsdale	Larson	Solberg
Burke	Lavik	Stray
Caddell	Lohrbauer	Symington
Child	Moore	Thompson
Cosgriff	Morgan	Thoreson
Dahl, Emmons	McIlraith	Traynor
Dahl, Traill	McLarty	Treffry
Downey	Mode	Tuff
Erickson, McKenzie	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Dullea	Marks
Brusseau	Langford	Odegard
Burgum	Levin	Oglesby
Cunningham		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Clarke	Halverson	Schantz
Dalzell	Hewitt	Schnell
Dittmer	Morris	Scholl

So the bill passed and the title was agreed to.

HOUSE CONCURRENT RESOLUTION "A-19"

Was read the second time.

Mr. Smith asked unanimous consent of the House to amend House Concurrent Resolution "A-19."

Which request was granted.

Mr. Smith moved that House Concurrent Resolution "A-19" be amended as follows:

In the paragraph of the Resolution commencing with the word "Therefore," after the word "inefficiency," insert the word "are" in lieu of the word "is."

Which motion prevailed.

Mr. Brunsdale moved as a substitute motion that further consideration of House Concurrent Resolution "A-19" be indefinitely postponed.

Which motion was lost.

The question reverted to the original motion of Mr. Smith to amend the Resolution.

Mr. Twichell demanded a roll call.

Which request was granted.

ROLL CALL

The question being on the adoption of House Concurrent Resolution "A-19" as amended, the roll was called and there were ayes, 80; nays, 25; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Olson, Hettinger
Aljets	Godwin	Olson, Mountrail
Anderson, Bowman	Goodlaxon	Parkinson
Anderson, Burke	Hall	Peterson, Bottineau
Anderson, Sargent	Hanson	Place
Anfinson	Hill	Randall

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Holey	Ritter
Bailey, Dunn	Hurd	Sand
Bauer	Isaak	Saumur
Bettenhausen	Jensen	Seibel
Biberdorf	Johnson	Schauss
Bilden	Kapaun	Shockman
Bjerke	Keidel	Shurr
Black	Kubischta	Smith
Blaisdell	Larson	Solberg
Born	Lavik	Stray
Borstad	Levin	Symington
Brusseau	Marks	Thompson
Caddell	Morgan	Thoreson
Child	McLarty	Treffry
Dahl, Emmons	Mode	Tuff
Dahl, Traill	Myers	Twichell
Downey	Niewoehner	Wendland
Erickson, McLean	Noben	Williams
Fedje	O'Brien	Wolf
Fjeld	Odegard	Mr. Speaker
Fitzgerald	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Dullea	Lohrbauer
Brunsdale	Erickson, McKenzie	Moore
Burgum	Frosaker	McIlraith
Burke	Gilbertson	Muus
Clarke	Graham	Norheim
Cosgriff	Holthusen	Page
Cunningham	Holte	Peterson, Cass
Dalzell	Langford	Traynor
Dittmer		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Halverson	Savre	Scholl
Hewitt	Schantz	Urschel
Morris	Schnell	

So the resolution was adopted.

Mr. Twichell voted "aye" for the purpose of reconsideration during the next Legislative Day.

Mr. Schauss moved the Senate be requested to return Senate Bill No. 137.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 1, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

SENATE CONCURRENT RESOLUTION "A-h"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Also,

Senate Bill No. 85. A Bill for an Act Providing for Means and Methods of Obtaining Service Upon a Non-resident Using the Highways of the State of North Dakota, and Providing the Time Within Which Such Defendant May Answer.

Which the President has signed and your signature is respectfully requested.

Also return:

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Which the President has signed.

Also,

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 29 of Chapter 160 of the 1933 Session Laws, Relating to Registration of Motor Vehicles.

Also,

House Bill No. 115. A Bill for an Act to Repeal All of Article 7a of the Political Code as Found in the 1925 Supplement to the 1913 Compiled Codes with All Amendments Thereof, Relating to State Transportation Officer. Repeal.

Also,

House Bill No. 197. A Bill for an Act to Repeal Section 2, of Chapter 106 Session Laws of North Dakota 1927, and Declaring an Emergency.

Also,

House Bill No. 146. A Bill for an Act Providing for the Revision and Passage of Village Ordinances.

Which the Senate has indefinitely postponed.

Senate Chamber,
Bismarck, North Dakota,
March 1, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

HOUSE CONCURRENT RESOLUTION "A-10"

Which the Senate has adopted unchanged.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Also,

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163A4 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Also,

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Also,

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Which the Senate has passed unchanged.

Also,

Mr. Speaker I have the honor to transmit herewith the following bills:

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to the Board of Pardons for the Biennium period expiring June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Bor-

rowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Which the President has signed and your signature is respectfully requested.

Also,

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Which the Senate has passed unchanged.

Also,

HOUSE CONCURRENT RESOLUTION "A-15"

Which the Senate has adopted unchanged.

Also,

Mr. Speaker: I have the honor to return:

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required.

Which the Senate has amended as shown in the Senate Journal of February 21, page 38.

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

Which the Senate has amended as shown in the Senate Journal of February 28, page 20.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

Which the Senate has amended as shown in Senate Journal of February 18, page 42.

Also,

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Which the Senate has amended as shown in Senate Journal of February 28, page 5.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

Which the Senate has amended as shown in the Senate Journals of February 25, on page 111, and February 28, on page 18.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Smith moved the House do not concur in the Senate amendments to House Bill No. 72, and that the Speaker appoint a Conference Committee of three to confer with a like committee from the Senate as to the Bill.

Which motion prevailed, and the Speaker appointed Representatives McIlraith, Smith and Dalzell to serve on such committee.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 169.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that House Bill No. 169 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North

Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Niewoehner
Aljets	Fjeld	Noben
Anderson, Bowman	Fitzgerald	Norheim
Anderson, Burke	Frosaker	O'Brien
Anderson, Sargent	Gessner	Odegard
Anfinson	Gilbertson	Oglesby
Bailey, Eddy	Godwin	Page
Bailey, Dunn	Goodlaxon	Parkinson
Beggs	Graham	Peterson, Bottineau
Bettenhausen	Hall	Peterson, Cass
Biberdorf	Hanson	Place
Bilden	Hill	Sand
Bjerke	Holey	Saumur
Black	Holthusen	Savre
Blaisdell	Holte	Scholl
Born	Hurd	Seibel
Brunsdale	Isaak	Schauss
Brusseau	Kapaun	Shurr
Burgum	Keidel	Smith
Burke	Kubischta	Solberg
Caddell	Langford	Symington
Child	Lavik	Thompson
Cosgriff	Levin	Thoreson
Cunningham	Lohrbauer	Traynor
Dahl, Emmons	Marks	Tuff
Dahl, Traill	Moore	Twichell
Dalzell	Morgan	Urschel
Dittmer	McLarty	Wendland
Downey	Mode	Williams
Dullea	Muus	Wolf
Erickson, McKenzie	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Olson, Mountrail	Stray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Jensen	Randall
Borstad	Johnson	Ritter
Clarke	Larson	Schantz
Erickson, McLean	Morris	Schnell

Messrs.	Messrs.	Messrs.
Halverson	McIlraith	Shockman
Hewitt	Olson, Hettinger	Treffry

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 64, and that the Speaker appoint a conference committee as to the same.

Which motion prevailed, and the Speaker appointed Representatives Adam, Borstad and Downey to serve on such committee.

Mr. Brunsdale moved the House concur in the Senate amendments as to House Bill No. 158.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and House Bill No. 158 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913, Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same."

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 78; nays, 8; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Niewoehner
Aljets	Fjeld	Noben
Anderson, Bowman	Fitzgerald	O'Brien
Anderson, Burke	Frosaker	Odegard
Anderson, Sargent	Gessner	Oglesby
Anfinson	Gilbertson	Page
Bailey, Eddy	Godwin	Parkinson
Biberdorf	Goodlaxon	Peterson, Bottineau
Bilden	Graham	Peterson, Cass
Black	Hanson	Saumur
Blaisdell	Hill	Savre
Born	Holey	Scholl
Borstad	Holthusen	Schauss
Brunsdale	Kapaun	Shurr
Brusseau	Keidel	Smith
Burgum	Kubischta	Solberg
Burke	Langford	Thompson
Cosgriff	Larson	Thoreson
Cunningham	Lavik	Traynor

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Levin	Tuff
Dahl, Traill	Lohrbauer	Twichell
Dalzell	Moore	Wendland
Dittmer	Morgan	Williams
Downey	McLarty	Wolf
Dullea	Mode	Mr. Speaker
Erickson, McKenzie	Myers	
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Olson, Mountrail	Seibel
Caddell	Place	Stray
Marks	Sand	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Holte	Olson, Hettinger
Bauer	Hurd	Randall
Beggs	Isaak	Ritter
Bettenhausen	Jensen	Schantz
Child	Johnson	Schnell
Clarke	Morris	Shockman
Hall	McIlraith	Symington
Halverson	Muus	Treffry
Hewitt	Norheim	Urschel

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Odegard moved that the vote by which House Bill No. 158 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Brunsdale moved the House refuse to concur in the Senate amendments to House Bill No. 93, and the chair appoint a conference committee.

Mr. Twichell moved as a substitute motion the House do concur in the Senate amendments to House Bill No. 93.

Which motion was lost.

The question reverted to Mr. Brunsdale's original motion.

Which motion prevailed.

The Chair appointed Representatives Caddell, Stray and Langford to serve on such committee.

Mr. Godwin moved the House now recess until 12:45 P. M. tomorrow, with the understanding all members do not need to be present until 1:00 P. M.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Stephen Heinlie, Lehr, N. D.; Albert Anderson, Slope, N. D.; Gordon Stewart, Regent, N. D.; Mrs. Gordon Stewart, Regent, N. D.; Mrs. E. A. Child, Regent, N. D.; Richard Child, Regent, N. D.; A. F. Lane, Minot, N. D.; E. J. Forsburg, Minot, N. D.; W. K. Welum, Mandan, N. D.; R. B. Cummins, Mandan, N. D.; Ambrose Walsh, Bismarck, N. D.; Karl Wiest, Wishek, N. D.; Doris Dittmer, Casselton, N. D.; Rachael Dittmer, Casselton, N. D.; Ferdinand Rohn, Hazen, N. D.; Ben Stoeltinger, Hazen, N. D.; Bennie Stoelting, Hazen, N. D.; George Standish, Fargo, N. D.; Wm. O'Neill, Fargo, N. D.; John Nilles, Fargo, N. D.; Mrs. Mary Wendland, Kulm, N. D.; Mrs. Guy Hammond, Clyde, N. D.; Guy Hammond, Clyde, N. D.; Alice Larson, Clyde, N. D.; Jerome Larson, Clyde, N. D.; Mr. Jacob Holweger, Northwood, N. D.; Mrs. Jacob Holweger, Northwood, N. D.; Christ Holweger, Northwood, N. D.; Mrs. Christ Holweger, Northwood, N. D.; B. Iszler, Ashley, N. D.; A. W. Mudinger, Ashley, N. D.; Lawrence Siedel, Presek, N. D.; Geo. Kunkel, Fessenden, N. D.; George Maulsby, Sykeston, N. D.; Forest Daniels, Sykeston, N. D.; A. F. Belcher, Fessenden, N. D.; George Newgand, Hillsboro, N. D.; W. M. Gander, Dickinson, N. D.; Aug. Diers, Dickinson, N. D.; John F. Lukman, Dickinson, N. D.; Elmer Diers, Dickinson, N. D.; John Borg, Dunn Center, N. D.; Frank Regeth, Jr., Manning, N. D.; A. B. O'Corien, Cavalier, N. D.; James Swarzrock, Wahpeton, N. D.; Joe La Faunisce, Wahpeton, N. D.; Martin Engh, Wahpeton, N. D.; Harvey Smith, Wahpeton, N. D.; Joe Najswinick, Wahpeton, N. D.; Robert Collan, Wahpeton, N. D.; Rogers Kimber, Wahpeton, N. D.; Robert Wilson, Wahpeton, N. D.; Harvey Rife, Wahpeton, N. D.; Peter Stroh, Manning, N. D.

FIFTY-THIRD DAY AFTER RECESS AND THE
FIFTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

The House convened at 12:45 P. M., pursuant to recess,
Speaker Crockett presiding.

MESSAGE FROM THE GOVERNOR
State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

To the House of Representatives of the
State of North Dakota:

This is to notify you that I have today approved and filed
with the Secretary of State:

House Bill No. 8. A Bill for an Act to Amend and Re-enact
Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An
Act to Regulate the Practice of Chiropody, to Create a State
Board of Chiropody, to Provide for the Examination and
Licensing of Chiropodists and Providing Penalties for the
Violation Thereof."

Very truly yours,

WALTER WELFORD,
Governor.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made
the following report:

Mr. Speaker: Your Committee on Enrollment and En-
grossment respectfully report that:

House Bill No. 126. A Bill for an Act to Amend and Re-
enact Section 7730 of the Compiled Laws of North Dakota
for 1913, Defining Absolute Exemptions.

Was delivered to the Governor for his approval at the hour of 11:15 o'clock A. M., March 2, 1935.

VAL. P. WOLF,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

HOUSE RESOLUTION "M"

Was delivered to the Secretary of State March 2, 1935.

VAL. P. WOLF,
Chairman

Senate Concurrent Resolution "A-h" was read the first time and referred to the Committee on State Affairs.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Also,

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary

Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Also,

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Also,

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163ab of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Also,

HOUSE CONCURRENT RESOLUTION A-10

Also,

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State, and Declaring an Emergency.

Also,

HOUSE CONCURRENT RESOLUTION A-15

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to the Board of Pardons for the Biennium period expiring June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Borrowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Also,

Senate Bill No. 85. A Bill for an Act Providing for Means and Method of Obtaining Service Upon a Non-resident Using the Highways of the State of North Dakota, and Providing the Time Within Which Such Defendant May Answer.

Also,

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Also,

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 231. A Bill for an Act to Amend and Re-

enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163A4 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Also,

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Also,

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and

1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 231, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Also,

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

HOUSE CONCURRENT RESOLUTION "A-10"

Also,

HOUSE CONCURRENT RESOLUTION "A-15"

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State, and Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

Mr. Morgan moved the rules be suspended, and that the House have under consideration at this time General Orders.

Which motion prevailed.

GENERAL ORDERS

Mr. Morgan moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Which motion prevailed.

The Speaker called Mr. Morgan to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, line 31, of the printed bill, strike out the figures "\$6,000" and insert "\$5,000."

Line 35, strike out the figures "\$289,581.20" and insert in lieu thereof "\$288,581.20."

On page 3, line 38, of the printed bill, strike out the figures "\$247,581.20" and insert in lieu thereof "\$246,581.20."

On line 43, item 3, strike out the Senate Amendment "\$800.00" and insert in lieu thereof the figures "\$500.00."

Reinstate line 49, item 5, Refrigerating Plant "\$2,300.00."

On line 51, strike out the figures "\$3,000" and insert in lieu thereof "\$2,000."

And the further amendments:

Amend the report of the Standing Committee where it reads: "On line 43," to read "On line 42."

And when so amended, recommend the same do pass.

Also,

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In the engrossed Bill, in Section 9, on page 10, in line 17,

strike out the period and insert a comma and the following language: "including the tax levied in case of cancellation."

In the engrossed Bill, in Section 10, on page 10, in line 13, following the word "tenant," insert a comma and "or their authorized agents."

In Section 10 of the engrossed Bill, on page 11, line 1, following the word "tenant," insert a comma and "or such authorized agents."

In the engrossed Bill, in Section 12, on page 13, in line 9, strike out the balance of the line after the word "for" and insert in lieu thereof, the following language: "a loss of less than ten per cent."

In line 10, strike out all of the line, commencing with the word "but."

In line 11, strike out all of the line up to and including the comma after the word "carried."

In the engrossed Bill, in Section 17, on page 18, in line 4, strike out the words "the official paper" and insert in lieu thereof, "a legal newspaper."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of Session Laws of 1929 and Section 3 of Chapter 211, Session Laws of 1927, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

And recommend the following amendments:

Amend the bill by striking from the bill in Section 487, page 3, lines 15, 16 and 17.

And when so amended recommend the same do pass.

Also,

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

And recommend Senate Bill No. 280 to pass as originally introduced.

Also,

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429 of the 1913 Compiled Laws of the State of North Dakota, Relating to Service of Summons by Publication.

And recommend Senate Bill No. 227 for passage as it came from the Senate.

Also,

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 2, of the original bill, strike out all of lines 1, 2, 3, and 4, to and including the word "persons" and the comma thereafter and insert in lieu thereof the following: "For the purposes herein provided, the board of directors of the State Historical Society, is hereby empowered to create a State Park Committee of five persons, with the advise and consent of the governor."

And when so amended recommend the same do pass.

C. H. MORGAN,
Chairman.

Mr. Brunsdale moved the adoption of the report of the Committee of the Whole, as to Senate Bills Nos. 19, 280, 227 and 150.

Which motion prevailed.

Mr. Godwin moved the adoption of the report of the Committee of the Whole as to Senate Bills Nos. 96 and 57.

Which motion prevailed.

Mr. Twichell moved the House do now adjourn.

FIFTY-FOURTH DAY

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. Ira E. Herzberg, Bismarck.

Roll Call: All members were present except Representatives Born, Erickson of McLean, Hall, Halverson, Hewitt, Peterson of Bottineau and Ritter.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-Second day after recess and Fifty-Third day and recommend that the same be corrected as follows:

Page 31, Journal of February 27th, strike out the clincher motion.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions and communications were received and read at the desk, signed by the following:

Norman Monaghan, Director Farm Credit Administration,
Washington, D. C.

Elwood Eck, Bismarck, N. D.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to return:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 137.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to inform you that the

House has concurred in the Senate amendment to House Bill No. 169.

Also,

House Bill No. 158.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 72, and the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate, Representatives McIlraith, Smith and Dalzell.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 93, and the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate, Representatives Caddell, Stray and Langford.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 64, and the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate, Representatives Adam, Borstad and Downey.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Also,

Senate Bill No. 183. A Bill for an Act Authorizing and Empowering the Governing Board of Any Political Sub-division to Compromise and Settle Obligations Other Than Taxes Due and Owing to or Held by Such Political Sub-divisions, Validating Settlements Heretofore Made, and Declaring an Emergency.

Also,

Senate Bill No. 169. A Bill for an Act Authorizing the Board of Administration to Establish and Operate a Public Restaurant and Lunch Room in the State Capitol, Defining Its Powers and Duties in Relation Thereto, and Prohibiting Any Person, Firm or Corporation From Operating Any Restaurant or Lunch Room in the State Capitol After July 1, 1935.

Also,

Senate Bill No. 28. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 274, Session Laws of 1927 and as amended by Chapter 140 of the Session Laws of 1913, Defining Usury.

Also,

Senate Bill No. 201. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the Compiled Laws of the State of North Dakota, Relating to Keeping of Accounts and the Manner of Disbursement of Funds of Common, Special and Independent School Districts, and Providing for the Form of Warrants to Be Used by Said School Districts as Amended by Chapter 228 of the 1933 Session Laws of North Dakota and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 236. A Bill for an Act to Regulate Ownership and Operation of Pharmacies, Requiring the Registration and Inspection and Prescribing Penalties.

Also,

Senate Bill No. 292. A Bill for an Act Amending Section 10254 of the Compiled Laws of 1913, Relating to Jumping of Hotel Bills and Bills for Food, Lodging, or Other Accommodations, at Any Hotel, Lodging House, Inn, Boarding or Eating House.

Also,

Senate Bill No. 302. A Bill for an Act to Regulate Col-

lection Agencies, and for the Protection of the People in General from Unscrupulous and Irresponsible Agents and Individuals Calling Themselves Collection Agencies.

Also,

Senate Bill No. 309. A Bill for an Act Authorizing the Filling in of Printed Blank Instruments Used in the Transfer, Mortgaging, or Leasing of Real and Personal Property and Acquiring Statutory Liens by Others Than a Regularly Licensed Attorney, Repealing Conflicting Laws, and Declaring an Emergency.

Also,

Senate Bill No. 282. A Bill for an Act to Permit Mutual Cyclone and Tornado Insurance Companies to Insure Its Members Against Fire or Lightning.

Which the House has indefinitely postponed.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Also,

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and all Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Banking Institutions and Depositors, Including the Act Creating the Federal Deposit Insurance Corporation and Prescribing,

Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Also,

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 From Certain Fund in Office of State Treasurer, Derived From the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future From Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the "Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

Also,

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deeds, and Declaring an Emergency.

Also,

Senate Bill No. 75. A Bill for an Act to Provide for Liens in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons Injured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgment Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurers of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Also,

Senate Bill No. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

Also,

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the House has passed unchanged.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

Also,

Senate Bill No. 244. A Bill for an Act to Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

Also,

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

Also,

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Which the House has passed unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION "A-d"

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION "A-b"

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION "S"

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION "L"

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION "V"

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved the vote by which Senate Concurrent Resolution "V" was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

SENATE CONCURRENT RESOLUTION No. W
A Concurrent Resolution Providing for the Amendment of
Section 25 of Article 2 of the Constitution of the State of
North Dakota, Relating to the Legislative Power of the
State, and the Initiative and Referendum.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out the Senate amendment \$110,106.20 and insert in lieu thereof \$120,106.20.

After the line 31, add an additional line numbered 31½ and insert item 20 and the following language: "To supplement receipts from counties and individuals for the care of patients whom the board of administration may transfer from San Haven for treatment elsewhere under the direction and supervision of the Sanatorium, and insert the figures \$10,000.00.

In line 33, strike out Senate amendments \$328,111.20 and insert in lieu thereof \$338,111.20.

In line 36, strike out the Senate amendments \$86,056.20 and insert in lieu thereof \$96,056.20.

In line 53, strike out the Senate amendments \$110,106.20 and insert in lieu thereof \$120,106.20.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 3 of the printed bill, strike out the figures "1938" and insert in lieu thereof the figures "1936."

Page 6, Section 9, line 5 of the printed bill, strike out the figures "300" and insert in lieu thereof the figures "600."

On page 8, Section 11, starting with line 5, strike out the remainder of that Section.

On page 9, Section 14, line 2, strike out the figures "1938" and insert in lieu thereof the figures "1936."

On page 9, Section 14, line 2, strike out the balance of line 2 after the period, and also lines 3, 4, 5, 6, 7, and line 8 down to the word "hereof."

And when so amended recommend the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

Senate Bill No. 43. A Bill for an Act to Prevent Fraud and Deception in the Sale of Live Stock Remedies; Providing

for the Registration and Labeling of Live Stock Remedies; Authorizing Rules and Regulations for the Administration of This Act; Prescribing the Method of Revocation of Such Registration and Prescribing a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Thoreson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In sub-division (e) of the engrossed bill as received from the Senate, in line 10, after the word "done," cross out the word "by," and substitute the word "for," and after the word "farmer," strike out the following: "for their neighbors in transporting agricultural products to or from market," and substitute the following: "in transporting agricultural products to or from the local railroad station."

In line 19 of Subdivision "e," of the engrossed bill as received from the Senate, cross out the period following the word "farmer" and insert a comma and add the following: "nor to any one not licensed as a commercial freighter hauling native or lignite coal from the mine to the consumer, provided, that he does not haul to exceed 15 miles from the point of production, nor to farmers hauling lignite coal regardless of the distance hauled, provided such hauling is done for other farmers and in exchange for work and not for cash."

And when so amended recommend the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 98. A Bill for an Act to Amend and Re-

enact Subsection (3) of Section 1, Chapter 196, Session Laws of North Dakota for the Year 1927, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1 of the original bill, after the words "Compiled Laws of 1913" insert the words "of North Dakota." After the comma, following the word "however" strike out the following: "that this Act shall apply only to the refunding of evidences of indebtedness issued and outstanding prior to January 1st, 1935" and insert in lieu thereof the following: "said full and true 100% value shall apply only to the refunding of evidences of indebtedness issued and outstanding prior to January 1, 1935."

And when so amended recommend the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Schantz moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 100. A Bill for an Act to Amend and Re-enact Sections 1, 2, 3, Sub-Section (b) of Section 4, and Section 13 of Chapter 215, Session Laws of 1931.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

L. C. ODEGARD,
Chairman.

Mr. Downey moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In subdivision "d" of the engrossed bill, as received from the Senate, at line 25, after the word "to," insert the following: "or from the local railroad station," and in line 26, cross out the following: "the market by the producer or producers in exchange of labor."

At the end of Section "d," cross out the period and insert a semi-colon and insert the following: "nor to any one not licensed as an auto transportation company hauling native or lignite coal from the mine to the consumer, provided that he does not haul to exceed 15 miles from the point of production; nor to farmers hauling lignite coal regardless of the distance hauled, provided such hauling is done for other farmers and in exchange for work and not for cash."

And when so amended recommend the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: The majority of your Committee on Livestock to whom was referred:

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud or Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1, of the title of the engrossed bill, after the word "act," strike out the word "and."

In line 2, of the title of the engrossed bill, after the word "livestock," strike out the comma and insert the words: "and poultry."

In line 5, Section 1, of the engrossed bill, after the word "hogs," strike out the word "and," and insert a comma; and after the word "sheep," in the same line insert the words "and poultry," and strike out the comma after the word "sheep."

In Section 1, page 2, line 6 from the top of the engrossed bill, following the word "than," strike out the word "fifty," and insert in lieu thereof the words "twenty-five."

In line 12, from the top on page 2, of the engrossed bill, following the word "machinery," strike out the balance of Section 1 and insert in lieu thereof the following: "provided that any person, co-partnership, association or corporation licensed for the year 1935 under the provision of Chapter 7 of the Session Laws for the year 1933 at the time of the taking effect of this act shall not be required to qualify hereunder until the year 1936."

In Section 2, page 3, of the engrossed bill, line 19 from the top, strike out the entire paragraph, beginning with the words "Each applicant shall * * * *" to and including line 6, from the top of the page on page 4 and in lieu thereof insert the following paragraph:

"Each applicant shall file with his application a surety company bond to be approved as to amount, form and sufficiency and surety by the Commission in the sum of not less than \$1500.00 for principal's bond and that the amount of said bond be increased not less than \$500.00 for each applicant appointed by the dealer and licensed by the Commission, in which the Commissioners shall be the obligee but which shall be for the benefit and purpose of protecting any person dealing with the dealer in livestock from loss by reason of acts of deceit, fraud, dishonesty, forgery, and theft on the part of the principal or his agent provided however, that a separate bond for each agent appointed and licensed, may be given in the sum of \$1500.00, in lieu of the additional amount on the principal bond; provided further that the Commission may demand at any time additional bond for either principal or agent when in the discretion and judgment of the Commission the volume of business of the principal or any agent named by such principal warrants it."

In Section 5, of the engrossed bill, line 9, strike out the words "The dealer," and insert in lieu thereof the words: "All dealers, at any concentration point,"

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 180. A Bill for an Act to Amend and Re-enact Section 860 of the Compiled Laws of North Dakota of the Year 1913.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers, Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the printed bill after the word "papers," strike out the word "beer" and at the end of the title after the word "Dakota," strike out the period and insert in lieu thereof a comma and insert the following words: "and repealing Section 2 of Chapter 106 of the Session Laws of North Dakota for the Year 1927."

In the preamble, line 2, after the word "snuff," insert "and."

In the preamble, line 3, strike out the words "and beer."

In Section 1, line 4, after the word "snuff," insert the word "or."

In Section 1, line 5, strike out the words "or beer, or other articles or products."

Strike out all of Section 7; and then renumber all Sections after Section 6.

In the engrossed bill, line 4, Section 16, strike out "\$5.00" and insert in lieu thereof "\$2.50."

At the end of Section 17, strike out the period and insert in lieu thereof a comma, and insert the following words: "except

that this specifically repeals Section 2 of Chapter 106 of the Session Laws of North Dakota for the year 1927."

And when so amended recommend the same do pass.

ED A. HILL,
Chairman.

Mr. Brunsdale moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 233 of the Session Laws of North Dakota for 1933, Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

G. A. SCHAUSS,
Chairman.

Mr. Schauss moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota, 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 212. A Bill for an Act Validating, Rati-
fying, Approving and Confirming Bonds, Warrants and
Other Instruments or Obligations Heretofore Issued by
Public Bodies of This State for the Purpose of Financing in
Whole or in Part Public Works Projects, and Validating All
Proceedings Heretofore Taken for the Incorporation of Any
Public Body as Defined in the Act, and Declaring an Emer-
gency.

Have had the same under consideration and recommend
that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which mo-
tion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made
the following report:

Mr. Speaker: Your Committee on Cities and Municipal
Corporations to whom was referred:

Senate Bill No. 222. A Bill for an Act to Amend and
Re-enact Section 4058 of the Compiled Laws of North Dakota
for 1913, as Amended by Section 1 of Chapter 180 of the
Session Laws of the State of North Dakota for 1929, Relating
to the Organization of a Board of Park Commissioners, De-
fining the Qualifications, Mode of Election and Term of
Office of Such Commissioners and Prescribing the Manner
of Filling Vacancies of Said Board, and Declaring an Emer-
gency.

Have had the same under consideration and recommend
that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Schantz moved that the report be adopted, which
motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made
the following report:

Mr. Speaker: Your Committee on Cities and Municipal
Corporations to whom was referred:

Senate Bill No. 223. A Bill for an Act to Amend and
Re-enact Section 3666 of the Compiled Laws of North Dakota
for 1913, Relating to the Time, Place and Manner of Holding
City Elections in Cities Under the City Council Form of
Government, and Providing That Elective Officers Serve
Until Their Successors Are Elected and Qualify, and
Declaring an Emergency.

Have had the same under consideration and recommend
that the same do pass.

L. C. ODEGARD,
Chairman.

Mr. Hewitt moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections and Election Privileges made the following report:

Mr. Speaker: Your Committee on Elections and Election Privileges to whom was referred:

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Sections 994, 997, 998 and 1001 of the 1913 Compiled Laws of the State of North Dakota, as Amended, Relating to Absent Voter Ballots; Repealing All Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

PETER PETERSON, of Bottineau,
Chairman.

Mr. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 237. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Survey, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Standing Committee's amendments to Senate Bill No. 237:

At the conclusion of Section 2, insert the following subsection:

Section 2-A—DEFINITIONS.) The term "professional engineer" as used in this Act shall mean a person who, by reason of his knowledge of mathematics, the physical sciences, and the principles of engineering, acquired by professional education and practical experience, is qualified to engage in engineering practice as hereinafter defined.

The practice of professional engineering within the meaning and intent of this Act, includes any professional service, such as consultation investigation, evaluation, planning, design, or responsible supervision of construction or operation, wherein the public welfare, or the safeguarding of life, health or property is concerned or involved, when such professional service requires the application of engineering principles and data.

The term "land surveyor" as used in this Act shall mean a person who engages in the practice of land surveying as hereinafter defined.

The practice of land surveying within the meaning and intent of this Act includes surveying of areas for their correct determination and description and for conveyancing, or for the establishment or re-establishment of land boundaries and the plotting of lands and sub-divisions thereof.

Strike out all of the subject matter in Section 17 and insert in lieu thereof the following: "This law shall in on manner effect or nullify the provisions of Chapter 58 of the Session Laws of 1917 as amended by Chapter 130 of the Session Laws of 1923 as further amended and re-enacted by Chapter 195 of the Session Laws of 1929, providing for the construction of public buildings by architects. All other Acts or parts of Acts in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted.

Mr. Aljets moved as a substitute motion that Senate Bill No. 237 be indefinitely postponed.

Which motion prevailed.

Mr. Aljets moved the vote by which Senate Bill No. 237 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 276. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Railroads made the following report:

Mr. Speaker: Your Committee on Railroads to whom was referred:

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688a11 of the Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Aboli-

tion of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Have had the same under consideration and recommend that the same do pass.

MARTIN LARSON,
Chairman.

Mr. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 320. A Bill for an Act Providing That Agricultural Co-operative Associations Exempted Under the Provisions of the Federal Law Known as the Capper-Volstead Act Shall Be Exempt from the Filing of State Income Tax Returns and Payment of Income Tax, and Providing that the Attorney General May Require the Filing of Such State Income Tax Returns and Payment of Tax, Upon Proof of Violation of the Capper-Volstead Act and Repeal All Acts or Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved as a substitute motion Senate Bill No. 320 be referred to General Orders without recommendation.

Which motion was lost.

The question reverted to the original motion for the adoption of the report of the Committee on Taxes and Tax Laws for the indefinite postponement of Senate Bill No. 320.

Which motion prevailed.

Mr. Wolf moved the vote by which Senate Bill No. 320 was indefinitely postponed be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 85. A Bill for an Act Providing for Means and Method of Obtaining Service Upon a Non-resident Using the Highways of the State of North Dakota, and Providing the Time Within Which Such Defendant May Answer.

Also,

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Borrowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Also,

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to the Board of Pardons for the Biennium Period Expiring June 30, 1935, and Declaring an Emergency.

Also,

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Providing the Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Which the Speaker has signed.

Also transmit:

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Also,

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163A4 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Also,

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Also,

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Also,

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the

Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

HOUSE CONCURRENT RESOLUTION A-15

Also,

HOUSE CONCURRENT RESOLUTION A-10

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associations or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

Also,

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota, and Declaring an Emergency.

Also,

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Also,

Senate Bill No. 172. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Also,

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Also,

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof, and Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Thirty Thousand (\$30,000.00) Dollars, or so Much Thereof as May Be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands.

Also,

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund.

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Also,

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota, and Declaring an Emergency.

Also,

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Also,

Senate Bill No. 172. A Bill for an Act Authorizing the

Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Also,

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Also,

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof, and Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Thirty Thousand (\$30,000.00) Dollars, or so Much Thereof as May Be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands.

Also,

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund.

Also,

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associations or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees,

and Other Fiduciaries, the State of North Dakota and its Political Sub-divisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

And the Speaker signed the same in the presence of the House.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1935.

Mr. Speaker: I have the honor to request you to return Senate Bill No. 198 to the Senate.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1935.

Mr. Speaker: I have the honor to request you to return Senate Bill No. 198 to the Senate.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

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, 90; nays, 14; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Anderson, Bowman	Gessner	O'Brien
Anderson, Burke	Gilbertson	Odegard
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Graham	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Randall
Black	Holthusen	Ritter
Blaisdell	Holte	Sand
Brunsdale	Hurd	Saumur
Brusseau	Johnson	Schantz
Burgum	Kapaun	Schnell
Burke	Keidel	Scholl
Caddell	Kubischta	Shockman
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Moore	Symington
Dahl, Traill	Morgan	Thompson
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	McLarty	Twichell
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Fedje	Seibel
Bilden	Isaak	Schauss
Bjerke	Olson, Mountrail	Thoreson
Borstad	Page	Wolf
Erickson, McLean	Savre	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Halverson	Marks
Born	Jensen	Noben
Hall	Lohrbauer	Traynor

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Downey moved that the vote by which Senate Bill No.

138 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Adam moved the vote by which Senate Bill No. 133 was declared lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved Senate Bill No. 133 be placed at the head of the calendar.

Which motion prevailed.

Mr. Caddell moved to reconsider the vote by which Senate Bill No. 137 was lost.

Which motion prevailed.

Mr. Schauss moved that Senate Bill No. 137 be place at the foot of the calendar.

Which motion prevailed.

Mr. Godwin moved the Senate be asked to return Senate Bill No. 147.

Which motion prevailed.

TWELFTH ORDER OF BUSINESS

Mr. Traynor moved the House concur in the Senate amendments to House Bill No. 339.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill

No. 339 be considered properly re-engrossed and placed for second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 103; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	O'Brien
Anderson, Bowman	Gilbertson	Oglesby
Anderson, Burke	Godwin	Olson, Hettinger
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hewitt	Parkinson
Bauer	Hill	Peterson, Bottineau
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holthusen	Place
Bilden	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Borstad	Johnson	Schantz
Brunsdale	Kapaun	Schnell
Brusseau	Keidel	Schoil
Burgum	Kubischta	Seibel
Burke	Langford	Schauss
Caddell	Larson	Shockman
Child	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Hanson	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Halverson	Randall
Born	Odegard	Shurr
Hall		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Traynor moved that the vote by which House Bill No. 339 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Traynor moved the engrossing force be instructed to properly engross House Bill No. 339 to be prepared for signature by the Speaker, President of the Senate and the Governor.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 147.

Also,

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 339.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Subdivisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in

Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associations or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Sub-divisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

Also,

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund.

Also,

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Thirty Thousand (\$30,000.00) Dollars, or so Much Thereof as May Be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands.

Also,

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof, and Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Also,

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota, and Declaring an Emergency.

Also,

Senate Bill No. 172. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Also,

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Which the Speaker has signed.

Also transmit:

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Anfinson moved to re-refer Senate Bill No. 290 from the Committee on Ways and Means to the Committee on Livestock.

Which motion prevailed.

Mr. Gilbertson moved to suspend the rules, dispense with the reading of Senate Bill No. 133, and place the same on final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 66; nays, 37; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Noben
Aljets	Gilbertson	Norheim

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	O'Brien
Anfinson	Goodlaxon	Odegard
Bailey, Dunn	Graham	Olson, Hettinger
Bauer	Hill	Page
Bettenhausen	Holey	Parkinson
Black	Holthusen	Peterson, Cass
Blaisdell	Hurd	Saumur
Brunsdale	Johnson	Schnell
Burgum	Kapaun	Schauss
Burke	Keidel	Smith
Child	Kubischta	Solberg
Clarke	Langford	Stray
Cosgriff	Lavik	Symington
Cunningham	Lohrbauer	Thompson
Dalzell	Moore	Traynor
Downey	Morgan	Treffry
Dullea	Morris	Twichell
Fjeld	McIlraith	Urschel
Fitzgerald	Muus	Wendland
Frosaker	Niewoehner	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McKenzie	Peterson, Bottineau
Anderson, Burke	Erickson, McLean	Place
Bailey, Eddy	Fedje	Randall
Beggs	Hanson	Ritter
Biberdorf	Isaak	Savre
Bilden	Jensen	Scholl
Bjerke	Larson	Seibel
Borstad	Levin	Shockman
Brusseau	Marks	Thoreson
Caddell	McLarty	Tuff
Dahl, Emmons	Oglesby	Williams
Dahl, Traill	Olson, Mountrail	Mr. Speaker
Dittmer		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Holte	Sand
Hall	Mode	Schantz
Halverson	Myers	Shurr
Hewitt		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Godwin moved Senate Bill No. 159 be placed at the head of the calendar.

Which motion prevailed.

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 57; nays, 42; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	O'Brien
Aljets	Fitzgerald	Page
Anderson, Burke	Godwin	Parkinson
Anfinson	Goodlaxon	Peterson, Bottineau
Bailey, Eddy	Hewitt	Peterson, Cass
Bailey, Dunn	Hill	Sand
Bauer	Holthusen	Saumur
Beggs	Holte	Schantz
Bettenhausen	Johnson	Scholl
Bjerke	Keidel	Schauss
Black	Kubischta	Smith
Brunsdale	Levin	Symington
Burke	Lohrbauer	Thompson
Child	Marks	Traynor
Cosgriff	Moore	Treffry
Dahl, Emmons	Morgan	Twichell
Dalzell	Myers	Wendland
Dittmer	Niewoehner	Williams
Fedje	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gessner	Olson, Mountrail
Anderson, Sargent	Isaak	Place
Biberdorf	Jensen	Randall
Bilden	Kapaun	Ritter
Borstad	Langford	Savre
Brusseau	Larson	Schnell
Burgum	Lavik	Seibel
Caddell	Morris	Shockman
Cunningham	McLarty	Solberg
Dahl, Traill	Mode	Stray
Downey	Norheim	Thoreson
Dullea	Odegard	Tuff
Erickson, McKenzie	Oglesby	Urschel
Erickson, McLean	Olson, Hettinger	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Graham	Hurd
Born	Hall	McIlraith
Clarke	Halverson	Muus
Frosaker	Hanson	Shurr
Gilbertson	Holey	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which Senate Bill No.

159 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Peterson of Cass: I think this bill has been killed by another bill; therefore I vote "aye."

Mr. Brunsdale moved the House do now recess until 3:45 P. M.

At 3:45 P. M. the House re-convened, Speaker Crockett presiding.

Mr. Brusdale moved Senate Bill No. 296 be placed at the head of the calendar.

Which motion prevailed.

The Speaker called Mr. Dahl of Emmons to the Chair.

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Conservation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 34; nays, 58; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Gilbertson	Muus
Burke	Holthusen	Odegard
Clarke	Holte	Page
Cosgriff	Hurd	Parkinson
Cunningham	Johnson	Peterson, Cass
Dahl, Traill	Keidel	Saumur
Dalzell	Langford	Schantz
Downey	Lavik	Smith
Dullea	Lohrbauer	Symington
Fedje	Moore	Tuff
Frosaker	Morris	Twichell
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Hanson	Olson, Mountrail
Aljets	Hewitt	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hill	Place
Anderson, Burke	Holey	Randall
Anfinson	Isaak	Ritter
Bailey, Eddy	Jensen	Sand
Bailey, Dunn	Kubischta	Savre
Bauer	Larson	Schnell
Beggs	Marks	Seibel
Bettenhausen	Morgan	Schauss
Biberdorf	McLarty	Shockman
Bjerke	Mode	Shurr
Brusseau	Myers	Thompson
Caddell	Niewoehner	Thoreson
Child	Noben	Treffry
Dahl, Emmons	Norheim	Urschel
Dittmer	O'Brien	Wendland
Erickson, McKenzie	Oglesby	Williams
Erickson, McLean	Olson, Hettinger	Wolf
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fjeld	Levin
Bilden	Godwin	McIllraith
Black	Goodlaxon	Scholl
Blaisdell	Graham	Solberg
Born	Hall	Stray
Borstad	Halverson	Traynor
Burgum	Kapaun	Mr. Speaker

So the bill was lost.

Mr. Erickson of McKenzie changed his vote from "aye" to "no" for the purpose of reconsideration.

ELEVENTH ORDER OF BUSINESS

Mr. Burke moved the adoption of House Resolution "N."

Mr. Aljets moved as a substitute motion that House Resolution "N" be referred to General Orders.

Which motion prevailed.

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts

of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Odegard
Anderson, Bowman	Gessner	Oglesby
Anderson, Burke	Gilbertson	Olson, Hettinger
Anfinson	Godwin	Olson, Mountrail
Bailey, Eddy	Goodlaxon	Page
Bailey, Dunn	Hanson	Parkinson
Bauer	Hewitt	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holey	Place
Biberdorf	Holthusen	Randall
Bilden	Holte	Ritter
Bjerke	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Brunsdale	Johnson	Schantz
Brusseau	Kubischta	Seibel
Burgum	Langford	Schauss
Burke	Lavik	Shockman
Caddell	Levin	Shurr
Child	Lohrbauer	Smith
Clarke	Marks	Solberg
Cosgriff	Moore	Stray
Cunningham	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dahl, Traill	McIlraith	Treffry
Dalzell	McLarty	Tuff
Dittmer	Muus	Urschel
Dullea	Myers	Wendland
Erickson, McKenzie	Niewoehner	Williams
Erickson, McLean	Noben	Wolf
Fjeld	Norheim	Mr. Speaker
Fitzgerald	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Graham	Mode
Anderson, Sargent	Hall	Schnell
Born	Halverson	Scholl
Borstad	Kapaun	Symington
Downey	Keidel	Traynor
Fedje	Larson	Twichell

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Cosgriff moved that the vote by which Senate Bill No. 131 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 86; nays, 10; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Olson, Hettinger
Anderson, Bowman	Godwin	Olson, Mountrail
Anderson, Burke	Goodlaxon	Parkinson
Anfinson	Hanson	Peterson, Bottineau
Bailey, Eddy	Hewitt	Place
Bauer	Hill	Randall
Beggs	Holey	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Saumur
Bilden	Hurd	Savre
Bjerke	Isaak	Schnell
Black	Johnson	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shockman
Burke	Lavik	Shurr
Child	Levin	Smith
Clarke	Marks	Solberg
Cosgriff	Moore	Stray
Cunningham	Morgan	Symington
Dahl, Emmons	McIlraith	Thoreson
Dahl, Traill	McLarty	Treffry
Dalzell	Myers	Tuff
Dittmer	Niewoehner	Urschel
Dullea	Noben	Wendland
Erickson, McKenzie	Norheim	Williams
Erickson, McLean	O'Brien	Wolf
Fitzgerald	Odegard	Mr. Speaker
Gessner	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	Lohrbauer	Peterson, Cass

Messrs.	Messrs.	Messrs.
Fjeld	Morris	Schantz
Frosaker	Muus	Thompson
Jensen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Downey	Keidel
Anderson, Sargent	Fedje	Mode
Bailey, Dunn	Graham	Page
Born	Hall	Traynor
Borstad	Halverson	Twichell
Caddell	Kapaun	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 73; nays, 18; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Parkinson
Anderson, Bowman	Godwin	Peterson, Bottineau
Anfinson	Goodlaxon	Peterson, Cass
Bailey, Eddy	Hanson	Place
Bailey, Dunn	Hewitt	Randall
Bauer	Hill	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Johnson	Saumur
Bjerke	Kubischta	Savre
Black	Langford	Schnell
Blaisdell	Larson	Scholl
Brunsdale	Lavik	Schauss
Brusseau	Lohrbauer	Shockman
Burke	Marks	Shurr
Clarke	Moore	Smith
Cosgriff	Morris	Solberg
Dahl, Emmons	McLarty	Stray
Dahl, Traill	Myers	Thompson
Dittmer	Niewoehner	Thoreson
Dullea	Noben	Treffry
Erickson, McKenzie	Norheim	Tuff
Erickson, McLean	O'Brien	Urschel
Fjeld	Odegard	Wendland
Fitzgerald	Oglesby	Williams
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Holey	Olson, Hettinger
Burgum	Holte	Olson, Mountrail
Caddell	Isaak	Page
Child	Jensen	Schantz
Cunningham	Levin	Symington
Dalzell	McIlraith	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Morgan
Anderson, Sargent	Graham	Mode
Beggs	Hall	Muus
Bilden	Halverson	Seibel
Born	Hurd	Traynor
Borstad	Kapaun	Twichell
Downey	Keidel	Mr. Speaker
Fedje		

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which Senate Bill No. 241 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 85; nays, 3; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Goodlaxon	O'Brien
Anderson, Bowman	Hanson	Odegard
Anderson, Burke	Hewitt	Oglesby
Anderson, Sargent	Hill	Olson, Hettinger
Anfinson	Holey	Olson, Mountrail
Bailey, Eddy	Holthusen	Page
Bailey, Dunn	Holte	Parkinson
Beggs	Hurd	Peterson, Bottineau
Bettenhausen	Isaak	Peterson, Cass
Biberdorf	Jensen	Place
Bjerke	Johnson	Randall
Black	Kubischta	Ritter
Blaisdell	Langford	Sand
Brunsdale	Larson	Saumur
Brusseau	Lavik	Savre
Burke	Levin	Schantz

Messrs.	Messrs.	Messrs.
Caddell	Lohrbauer	Schnell
Child	Marks	Shockman
Clarke	Moore	Shurr
Cosgriff	Morgan	Smith
Dahl, Traill	Morris	Stray
Dittmer	McIlraith	Thompson
Erickson, McKenzie	McLarty	Thoreson
Erickson, McLean	Muus	Treffry
Fjeld	Myers	Tuff
Fitzgerald	Niewoehner	Urschel
Frosaker	Noben	Wendland
Gessner	Norheim	Williams
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burgum	Dahl, Emmons	Dalzell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Seibel
Bauer	Graham	Schauss
Bilden	Hall	Solberg
Born	Halverson	Symington
Borstad	Kapaun	Traynor
Cunningham	Keidel	Twichell
Downey	Mode	Wolf
Dullea	Scholl	Mr. Speaker
Fedje		

So the bill passed and the title was agreed to.

Mr. Smith moved that the vote by which Senate Bill No. 242 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker resumed the chair.

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

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, 73; nays, 27; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Olson, Hettinger
Anderson, Bowman	Godwin	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anfinson	Goodlaxon	Peterson, Bottineau
Bauer	Hewitt	Peterson, Cass
Beggs	Hill	Place
Bettenhausen	Holey	Sand
Biberdorf	Holthusen	Savre
Black	Holte	Schantz
Blaisdell	Hurd	Schnell
Borstad	Johnson	Schauss
Brunsdale	Kubischta	Shockman
Brusseau	Larson	Shurr
Caddell	Lavik	Smith
Child	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Downey	McLarty	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Niewoehner	Wendland
Erickson, McLean	Noben	Williams
Fedje	Norheim	Wolf
Fjeld	Odegard	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Cunningham	O'Brien
Anderson, Burke	Dittmer	Oglesby
Anderson, Sargent	Fitzgerald	Parkinson
Bailey, Eddy	Hanson	Randall
Bailey, Dunn	Jensen	Ritter
Bjerke	Langford	Saumur
Burgum	Moore	Symington
Burke	McIlraith	Thoreson
Clarke	Myers	Tuff

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Halverson	Mode
Born	Isaak	Page
Gilbertson	Kapaun	Scholl
Graham	Keidel	Seibel
Hall		

So the bill passed and the title was agreed to.

Mr. Wolf moved that the vote by which Senate Bill No. 134 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 2, 1935.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Subsection 2 of Section 2 and Section 5 of Chapter 179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

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, 82; nays, 10; absent and not voting, 20; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Odegard
Aljets	Fitzgerald	Oglesby
Anderson, Bowman	Frosaker	Olson, Hettinger
Anderson, Burke	Gessner	Page
Anderson, Sargent	Godwin	Parkinson
Anfinson	Goodlaxon	Peterson, Bottineau
Bailey, Eddy	Hewitt	Randall
Bailey, Dunn	Hill	Ritter
Bauer	Holthusen	Saumur
Beggs	Holte	Savre
Bettenhausen	Hurd	Schnell
Biberdorf	Johnson	Scholl
Bjerke	Kubischta	Schauss
Black	Langford	Shurr
Blaisdell	Larson	Smith
Brusseau	Lavik	Solberg
Burgum	Levin	Stray
Burke	Lohrbauer	Symington
Child	Moore	Thompson
Clarke	Morgan	Thoreson
Cosgriff	Morris	Treffry
Cunningham	McIlraith	Tuff
Dahl, Emmons	McLarty	Twichell
Dahl, Traill	Muus	Urschel
Dittmer	Niewoehner	Williams
Downey	Norheim	Wolf
Erickson, McKenzie	O'Brien	Mr. Speaker
Fedje		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Caddell	Isaak	Noben
Dalzell	Marks	Olson, Mountrail
Erickson, McLean	Myers	Shockman
Hanson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Hall	Place
Born	Halverson	Sand

Messrs.	Messrs.	Messrs.
Borstad	Jensen	Schantz
Brunsdale	Kapaun	Seibel
Dullea	Keidel	Traynor
Gilbertson	Mode	Wendland
Graham	Peterson, Cass	

Passed:

Messrs.
Holey

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Blaisdell: I vote "no," for the reason I haven't been able to get a copy of the bill until this minute, and was told by one of the pages it was not printed.

Mr. Holey: I can't vote on this bill because I didn't have a copy of it.

Senate Bill No. 209. A Bill for an Act to Amend Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement.

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, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Norheim
Aljets	Fjeld	O'Brien
Anderson, Bowman	Fitzgerald	Odegard
Anderson, Burke	Frosaker	Oglesby
Anderson, Sargent	Gessner	Olson, Hettinger
Anfinson	Godwin	Olson, Mountrail
Bailey, Eddy	Goodlaxon	Page
Bailey, Dunn	Hanson	Parkinson
Bauer	Hewitt	Peterson, Bottineau
Beggs	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Ritter
Bjerke	Holte	Saumur
Black	Hurd	Savre
Blaisdell	Isaak	Schnell
Borstad	Johnson	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg

Messrs.	Messrs.	Messrs.
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Treffry
Dalzell	McIlraith	Tuff
Dittmer	Muus	Twichell
Downey	Myers	Williams
Erickson, McKenzie	Niewoehner	Wolf
Erickson, McLean	Noben	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	
Bilden	Halverson	Sand
Born	Jensen	Schantz
Child	Kapaun	Shockman
Dullea	Keidel	Traynor
Gilbertson	McLarty	Urschel
Graham	Mode	Wendland
Hall	Peterson, Cass	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1935.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Herewith; Declaring an Emergency.

Which the President has signed.

Very respectfully,

F. E. TUNELL,
Secretary.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 339 was delivered to the Governor for his approval at the hour of 5:45 o'clock P. M., March 2, 1935.

VAL. P. WOLF,
Chairman.

SECOND READING OF SENATE BILLS

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter 192 of the Session Laws of 1919, Creating a Revolving Fund, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 99; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Oglesby
Aljets	Fitzgerald	Olson, Hettinger
Anderson, Bowman	Frosaker	Olson, Mountrail
Anderson, Burke	Gessner	Page
Anderson, Sargent	Godwin	Parkinson
Anfinson	Hanson	Peterson, Bottineau
Bailey, Eddy	Hewitt	Place
Bailey, Dunn	Hill	Randall
Bauer	Holey	Ritter
Beggs	Holthusen	Sand
Bettenhausen	Holte	Saumur
Biberdorf	Hurd	Savre
Bilden	Isaak	Schnell
Bjerke	Jensen	Scholl
Black	Johnson	Seibel
Blaisdell	Kubischta	Schauss
Borstad	Langford	Shockman
Brunsdale	Larson	Shurr
Brusseau	Lavik	Smith
Burgum	Levin	Solberg
Burke	Marks	Stray
Caddell	Moore	Symington
Child	Morgan	Thompson
Clarke	Morris	Thoreson
Cosgriff	McIlraith	Treffry
Dahl, Emmons	McLarty	Tuff
Dahl, Traill	Muus	Twichell

Messrs.	Messrs.	Messrs.
Dalzell	Myers	Urschel
Dittmer	Niewoehner	Wendland
Downey	Noben	Williams
Erickson, McKenzie	Norheim	Wolf
Erickson, McLean	O'Brien	Mr. Speaker
Fedje	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Graham	Lohrbauer
Cunningham	Hall	Mode
Dullea	Halverson	Peterson, Cass
Gilbertson	Kapaun	Schantz
Goodlaxon	Keidel	Traynor

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Brunsdale 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. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wildlife Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Olson, Hettinger
Aljets	Frosaker	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gessner	Page
Anderson, Burke	Godwin	Peterson, Bottineau
Anderson, Sargent	Goodlaxon	Peterson, Cass
Anfinson	Hanson	Place
Bailey, Eddy	Hewitt	Randall
Bailey, Dunn	Hill	Sand
Bauer	Holey	Saumur
Beggs	Holthusen	Savre
Bettenhausen	Holte	Schnell
Biberdorf	Hurd	Scholl
Bilden	Johnson	Seibel
Bjerke	Kubischta	Schauss
Black	Langford	Shockman
Blaisdell	Larson	Shurr
Borstad	Lavik	Smith
Brusseau	Levin	Solberg
Burgum	Lohrbauer	Stray
Burke	Marks	Symington
Caddell	Moore	Thompson
Child	Morgan	Thoreson
Clarke	Morris	Traynor
Cosgriff	McIlraith	Treffry
Cunningham	McLarty	Tuff
Dahl, Traill	Myers	Twichell
Dalzell	Niewoehner	Urschel
Dittmer	Noben	Wendland
Downey	Norheim	Williams
Erickson, McKenzie	O'Brien	Wolf
Fedje	Odegard	Mr. Speaker
Fjeld	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Graham	Keidel
Brunsdale	Hall	Mode
Dahl, Emmons	Halverson	Muus
Dullea	Isaak	Parkinson
Erickson, McLean	Jensen	Ritter
Gilbertson	Kapaun	Schantz

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Cosgriff moved that the vote by which Senate Bill No. 218 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	O'Brien
Aljets	Fitzgerald	Odegard
Anderson, Bowman	Gessner	Oglesby
Anderson, Burke	Godwin	Olson, Mountrail
Anderson, Sargent	Goodlaxon	Page
Anfinson	Hanson	Parkinson
Bailey, Eddy	Hewitt	Peterson, Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Holey	Place
Beggs	Holthusen	Randall
Bettenhausen	Holte	Ritter
Biberdorf	Hurd	Sand
Bilden	Isaak	Saumur
Bjerke	Johnson	Savre
Black	Kubischta	Schnell
Blaisdell	Langford	Seibel
Borstad	Larson	Schauss
Brunsdale	Lavik	Shockman
Brusseau	Levin	Shurr
Burgum	Lohrbauer	Smith
Burke	Marks	Solberg
Caddell	Moore	Stray
Child	Morgan	Symington
Clarke	Morris	Thompson
Cosgriff	McLraith	Thoreson
Cunningham	McLarty	Treffry
Dahl, Traill	Muus	Tuff
Dalzell	Myers	Twichell
Downey	Niewoehner	Urschel
Erickson, McKenzie	Noben	Wendland
Erickson, McLean	Norheim	Williams
Fedje		Mr. Speaker

Those voting in the negative were:

Messrs.
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Graham	Mode
Dahl, Emmons	Hall	Olson, Hettinger
Dittmer	Halverson	Schantz
Dullea	Jensen	Scholl
Frosaker	Kapaun	Traynor
Gilbertson	Keidel	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 177.

Very respectfully,

F. E. TUNELL,
Secretary.

Also,

Mr. Speaker: I have the honor to return herewith Senate Bill No. 147, which the House has requested.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has considered its request to return Senate Bill No. 198 and now requests that the bill be retained by the House for further action by the House.

Very respectfully,

F. E. TUNELL,
Secretary.

It now being 6:00 P. M., Mr. Godwin moved the House do recess until 7:30 P. M.

Which motion prevailed.

Pursuant to recess the House re-convened at 7:30 P. M., March 2, 1935, the Speaker having called Mr. Symington to the chair to preside.

SECOND READING OF SENATE BILLS

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 68; nays, 18; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard
Aljets	Gessner	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger

Messrs.	Messrs.	Messrs.
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Black	Holey	Sand
Blaisdell	Holthusen	Saumur
Borstad	Holte	Schnell
Burgum	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Clarke	Lavik	Smith
Cosgriff	Levin	Solberg
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McIlraith	Treffry
Downey	McLarty	Tuff
Erickson, McKenzie	Muus	Twichell
Fedje	Myers	Urschel
Fjeld	Niewoehner	Williams
Fitzgerald	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Brusseau	Olson, Mountrail
Anderson, Burke	Erickson, McLean	Place
Bailey, Dunn	Godwin	Savre
Beggs	Hanson	Scholl
Biberdorf	Isaak	Wendland
Bjerke	Marks	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Hill	O'Brien
Bilden	Hurd	Page
Born	Jensen	Randall
Brunsdale	Johnson	Ritter
Child	Kapaun	Schantz
Dittmer	Keidel	Seibel
Dullea	Moore	Stray
Gilbertson	Mode	Thompson
Graham	Noben	Mr. Speaker

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Cosgriff moved that the vote by which Senate Bill No. 221 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Sections 8320a13, 8320a14, 8320a19, 8320a20 and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 25; nays, 68; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Muus
Bailey, Eddy	Hall	Niewoehner
Black	Holthusen	Peterson, Cass
Blaisdell	Holte	Schnell
Burgum	Johnson	Scholl
Caddell	Kubischta	Smith
Child	Lavik	Tuff
Clarke	Morris	Twichell
Cosgriff		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Olson, Mountrail
Anderson, Bowman	Gessner	Page
Anderson, Burke	Godwin	Parkinson
Anderson, Sargent	Halverson	Peterson, Bottineau
Anfinson	Hanson	Place
Bailey, Dunn	Hewitt	Randall
Bauer	Hill	Ritter
Beggs	Hurd	Sand
Bettenhausen	Isaak	Saumur
Biberdorf	Jensen	Savre
Bilden	Larson	Shockman
Bjerke	Levin	Solberg
Borstad	Lohrbauer	Stray
Brusseau	Marks	Symington
Burke	Morgan	Thoreson
Dahl, Emmons	McIlraith	Traynor
Dahl, Traill	McLarty	Treffry
Dalzell	Myers	Urschel
Downey	Noben	Wendland
Erickson, McKenzie	Norheim	Williams
Erickson, McLean	Odegard	Wolf
Fedje	Oglesby	Mr. Speaker
Fjeld	Olson, Hettinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Graham	O'Brien
Brunsdale	Holey	Schantz
Cunningham	Kapaun	Seibel
Dittmer	Keidel	Schauss
Dullea	Langford	Shurr
Gilbertson	Moore	Thompson
Goodlaxon	Mode	

So the bill was lost.

Mr. Godwin voted "no" for the purpose of reconsideration.

Mr. Downey changed his vote from "no" to "aye," for the purpose of reconsideration.

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real State Belonging to or Controlled by the State of North Dakota or Any of Its Political Subdivisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Odegard
Aljets	Fitzgerald	Oglesby
Anderson, Bowman	Frosaker	Olson, Hettinger
Anderson, Burke	Gessner	Page
Anderson, Sargent	Godwin	Parkinson
Anfinson	Goodlaxon	Peterson, Bottineau
Bailey, Eddy	Hall	Peterson, Cass
Bailey, Dunn	Halverson	Place
Bauer	Hanson	Randall
Beggs	Hewitt	Ritter
Bettenhausen	Hill	Sand
Biberdorf	Holey	Saumur
Bilden	Holthusen	Savre
Bjerke	Hurd	Schantz
Black	Isaak	Schnell
Blaisdell	Jensen	Shockman
Borstad	Johnson	Shurr
Brusseau	Kubischta	Smith
Burke	Larson	Solberg
Caddell	Levin	Stray
Child	Lavik	Symington
Clarke	Löhrbauer	Thompson
Cosgriff	Marks	Thoreson
Cunningham	Morgan	Traynor
Dahl, Emmons	Morris	Treffry
Dahl, Traill	McIlraith	Tuff
Dalzell	McLarty	Twichell
Downey	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Norheim	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Holte	O'Brien

Messrs.	Messrs.	Messrs.
Brunsdale	Kapaun	Olson, Mountrail
Burgum	Keidel	Scholl
Dittmer	Langford	Seibel
Dullea	Moore	Schauss
Gilbertson	Mode	Mr. Speaker
Graham	Noben	

So the bill passed and the title was agreed to.

Mr. Twichell moved that the vote by which Senate Bill No. 239 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 94, Session Laws of the State of North Dakota for the Year 1933.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Basic Text Books May Be Changed in the Schools and Educational Institutions in This State.

Also,

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Also,

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

Also,

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Automobiles, Taxis, Passenger and School Busses.

Also,

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act" and Declaring it an Emergency.

Also,

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Also,

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 174. A Bill for an Act to Amend and Re-

enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Personal Property Taxes Due and Delinquent from Claims, Demands, Salaries, and Wages Due from Counties; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota for 1913 and All Acts or Parts of Acts in Conflict Herewith.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNNELL,
Secretary.

Also,

HOUSE CONCURRENT RESOLUTION "A-12"

Which the Senate has adopted unchanged.

Also,

House Bill No. 329. A Bill for an Act Relating to Transportation or Amounts Allowed in Lieu Thereof, and Providing for Division Among Families; Repealing Acts in Conflict.

Also,

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 9020 of the Compiled Laws of North Dakota for the Year 1913, Relating to Surety for Costs Where Plaintiff is a Non-resident of the State or a Corporation and Exempting from the Operation of Said Section Public Corporations of the State of North Dakota and Corporations That Are Instrumentalities or Agencies of the United States of America.

Also,

House Bill No. 235. A Bill for an Act to Amend and Re-enact Section 9070 of the 1913 Compiled Laws of the State of North Dakota Relating to Notice to Vacate Premises.

Also,

House Bill No. 134. A Bill for an Act Amending Section 160 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Appointment of Assistant and

Special Assistant Attorneys General, Providing for Their Compensation and Duties, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 310. A Bill for an Act Establishing Methods for Determining Division Lines Between Adjoining Owners of Agricultural Lands; Authorizing Survey by County Surveyor and Requiring Adjoining Owners to Share the Expense; Providing Methods for Collecting Said Expense.

Also,

House Bill No. 193. A Bill for an Act Prohibiting the Deposit of Any Public Funds by Any State, County, School Township or Any Board or Commission in Any Bank, Unless at Least 51% of the Stock of Said Bank is Owned by Actual Residents of the State of North Dakota.

Also,

House Bill No. 92. A Bill for an Act to Amend and Re-enact Section 1176 of the Compiled Laws of 1913, Relating to Furniture, Maps, Register and School Library to be Furnished.

Also,

HOUSE CONCURRENT RESOLUTION "A-16"

Also,

HOUSE CONCURRENT RESOLUTION "A-18"

Which the Senate has indefinitely postponed.

Very respectfully,

F. E. TUNELL,
Secretary.

The Speaker resumed the Chair.

SECOND READING OF SENATE BILLS

Senate Bill No. 249. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 97; nays, 2; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Olson, Mountrail
Aljets	Fitzgerald	Page
Anderson, Bowman	Gessner	Parkinson
Anderson, Burke	Goodlaxon	Peterson, Bottineau
Anderson, Sargent	Godwin	Peterson, Cass
Anfinson	Hall	Place
Bailey, Eddy	Halverson	Randall
Bailey, Dunn	Hanson	Sand
Bauer	Hewitt	Saumur
Bettenhausen	Hill	Savre
Biberdorf	Holey	Schantz
Bilden	Holthusen	Schnell
Bjerke	Holte	Scholl
Black	Hurd	Schauss
Blaisdell	Isaak	Shockman
Borstad	Jensen	Shurr
Brunsdale	Johnson	Smith
Brusseau	Kubischta	Solberg
Burgum	Lavik	Stray
Burke	Levin	Symington
Caddell	Lohrbauer	Thompson
Clarke	Marks	Thoreson
Cosgriff	Morgan	Traynor
Cunningham	Morris	Treffry
Dahl, Emmons	McIlraith	Tuff
Dahl, Traill	McLarty	Twichell
Dalzell	Muus	Urschel
Dittmer	Myers	Wendland
Downey	Niewoehner	Williams
Dullea	Norheim	Wolf
Erickson, McKenzie	O'Brien	Mr. Speaker
Erickson, McLean	Odegard	
Fedje	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.
Child	Olson, Hettinger

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Kapaun	Mode
Born	Keidel	Noben
Frosaker	Langford	Ritter
Gilbertson	Larson	Seibel
Graham	Moore	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Morgan moved that the vote by which Senate Bill No. 249 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 81; nays, 14; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Anderson, Burke	Frosaker	Oglesby
Anderson, Sargent	Gessner	Olson, Hettinger
Anfinson	Godwin	Olson, Mountrail
Bailey, Eddy	Goodlaxon	Page
Bauer	Hall	Place
Bettenhausen	Halverson	Randall
Bjerke	Hewitt	Ritter
Black	Hill	Sand
Blaisdell	Holey	Saumur
Borstad	Holthusen	Savre
Burgum	Holte	Schantz
Burke	Hurd	Schnell
Caddell	Isaak	Schauss
Child	Kubischta	Shockman
Clarke	Larson	Shurr
Cosgriff	Lavik	Smith
Cunningham	Levin	Stray
Dahl, Emmons	Lohrbauer	Symington
Dahl, Traill	Marks	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Tuff
Erickson, McKenzie	Muus	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Norheim	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Brunsdale	Odegard
Anderson, Bowman	Brusseau	Peterson, Bottineau
Bailey, Dunn	Fjeld	Peterson, Cass
Biberdorf	Jensen	Mr. Speaker
Bilden	Myers	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Kapaun	Parkinson
Born	Keidel	Scholl
Gilbertson	Langford	Seibel

Messrs.	Messrs.	Messrs.
Graham	Moore	Solberg
Hanson	Mode	Twichell
Johnson	Noben	Urschel

So the bill passed and the title was agreed to.

Mr. Hewitt moved that the vote by which Senate Bill No. 277 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 98; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	O'Brien
Aljets	Fjeld	Odegard
Anderson, Bowman	Fitzgerald	Oglesby
Anderson, Burke	Frosaker	Olson, Hettinger
Anderson, Sargent	Gessner	Olson, Mountrail
Anfinson	Godwin	Page
Bailey, Eddy	Goodlaxon	Peterson, Bottineau
Bailey, Dunn	Hall	Peterson, Cass
Bauer	Halverson	Place
Beggs	Hanson	Ritter
Bettenhausen	Hewitt	Sand
Biberdorf	Hill	Saumur
Bilden	Holey	Savre
Bjerke	Holthusen	Schantz
Black	Holte	Schauss
Blaisdell	Hurd	Shockman
Borstad	Isaak	Shurr
Brunsdale	Jensen	Smith
Brusseau	Johnson	Solberg
Burgum	Kubischta	Stray
Burke	Larson	Symington
Caddell	Lavik	Thompson
Child	Levin	Thoreson
Clarke	Lohrbauer	Traynor
Cosgriff	Marks	Treffry
Cunningham	Morgan	Tuff
Dahl, Emmons	Morris	Twichell
Dahl, Traill	McIlraith	Urschel

Messrs.	Messrs.	Messrs.
Dalzell	McLarty	Wendland
Downey	Muus	Williams
Dullea	Myers	Wolf
Erickson, McKenzie	Niewoehner	Mr. Speaker
Erickson, McLean	Norheim	

Those voting in the negative were:

Messrs.
Dittmer

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Langford	Randall
Gilbertson	Moore	Schnell
Graham	Mode	Scholl
Kapaun	Noben	Seibel
Keidel	Parkinson	

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which Senate Bill No. 283 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Dahl of Emmons moved that Senate Bill No. 279 be indefinitely postponed.

Mr. Cosgriff moved as a substitute motion that Senate Bill No. 279 be held over one Legislative day.

Which motion was lost.

The question reverted to the original motion of Mr. Dahl of Emmons and Senate Bill No. 279 was indefinitely postponed.

Mr. Schantz moved that the vote by which Senate Bill No. 279 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill the roll was called and there were ayes, 90; nays, 9; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Odegard
Aljets	Fedje	Olson, Hettinger
Anderson, Bowman	Fjeld	Olson, Mountrail
Anderson, Burke	Fitzgerald	Page
Anderson, Sargent	Frosaker	Parkinson
Anfinson	Gessner	Peterson, Bottineau
Bailey, Eddy	Godwin	Peterson, Cass
Bailey, Dunn	Goodlaxon	Place
Bauer	Hall	Randall
Beggs	Halverson	Ritter
Bettenhausen	Hanson	Sand
Biberdorf	Hill	Saumur
Bilden	Holey	Savre
Bjerke	Hurd	Schantz
Black	Isaak	Schauss
Blaisdell	Jensen	Shockman
Borstad	Johnson	Shurr
Brunsdale	Kubischta	Smith
Brusseau	Larson	Solberg
Caddell	Lavik	Stray
Child	Levin	Symington
Clarke	Marks	Thompson
Cosgriff	Morgan	Thoreson
Dahl, Emmons	McIlraith	Treffry
Dahl, Traill	McLarty	Tuff
Dalzell	Muus	Urschel
Dittmer	Myers	Wendland
Downey	Niewoehner	Williams
Dullea	Norheim	Wolf
Erickson, McKenzie	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burke	Holte	Oglesby
Cunningham	Lohrbauer	Traynor
Holthusen	Morris	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Kapaun	Noben
Burgum	Keidel	Schnell
Gilbertson	Langford	Scholl
Graham	Moore	Seibel
Hewitt	Mode	

So the bill passed and the title was agreed to.

Mr. Hill moved that the vote by which Senate Bill No. 297 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Burke: Since this is the second bill touching the sub-

ject matter in Section two of this bill, and the third bill touching the subject matter in Section three, I vote "no."

Mr. Twichell: I vote "no" for the same reason Mr. Burke did, and numerous other reasons.

Mr. Thompson: Being as this is the first triplets this House has had, I vote "aye."

Senate Bill No. 300. A Bill for an Act to Amend and Re-enact Section 3591a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Requiring Cities to Publish in the Official Paper Proceedings of the City Councils With Certain Cities Excepted, and Repealing All Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 55; nays, 46; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dullea	Sand
Anderson, Burke	Erickson, McLean	Schantz
Anderson, Sargent	Fedje	Schnell
Anfinson	Fitzgerald	Scholl
Bailey, Eddy	Gessner	Shockman
Bailey, Dunn	Halverson	Shurr
Bauer	Holey	Smith
Bettenhausen	Hurd	Solberg
Bjerke	Johnson	Stray
Blaisdell	Kubischta	Thompson
Borstad	Lavik	Thoreson
Brusseau	Levin	Traynor
Burgum	McIlraith	Treffry
Burke	McLarty	Tuff
Caddell	O'Brien	Twichell
Child	Odegard	Urschel
Cosgriff	Olson, Mountrail	Wendland
Dahl, Emmons	Page	Wolf
Dahl, Traill	Ritter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Hall	Niewoehner
Aljets	Hanson	Norheim
Beggs	Hewitt	Oglesby
Biberdorf	Hill	Olson, Hettinger
Bilden	Holthusen	Parkinson
Black	Holte	Peterson, Bottineau
Brunsdale	Isaak	Peterson, Cass
Clarke	Jensen	Place
Dalzell	Larson	Randall
Dittmer	Lohrbauer	Saumur

Messrs.	Messrs.	Messrs.
Downey	Marks	Savre
Erickson,McKenzie	Morgan	Schauss
Fjeld	Morris	Symington
Godwin	Muus	Williams
Goodlaxon	Myers	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Graham	Moore
Cunningham	Kapaun	Mode
Frosaker	Keidel	Noben
Gilbertson	Langford	Seibel

So the bill was declared lost.

Mr. Brunsdale moved that the vote by which Senate Bill No. 300 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts of Systems or Lines or Waterworks, Mains, Distribution System and/or Equipment or Appliances Connected Therewith as Provided in the Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Oglesby
Aljets	Frosaker	Olson, Hettinger
Anderson,Bowman	Gessner	Olson, Mountrail
Anderson, Burke	Godwin	Page
Anderson, Sargent	Goodlaxon	Parkinson
Anfinson	Hall	Peterson,Bottineau
Bailey, Eddy	Halverson	Peterson, Cass
Bailey, Dunn	Hanson	Place
Bauer	Hill	Randall
Beggs	Holey	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Saumur
Bilden	Hurd	Savre
Bjerke	Isaak	Schantz
Black	Jensen	Schnell
Blaisdell	Johnson	Schauss

Messrs.	Messrs.	Messrs.
Borstad	Kubischta	Shockman
Brusseau	Larson	Shurr
Burgum	Lavik	Smith
Burke	Levin	Solberg
Caddell	Lohrbauer	Stray
Child	Marks	Symington
Cosgriff	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dahl, Traill	McIlraith	Traynor
Dalzell	McLarty	Treffry
Dittmer	Muus	Tuff
Downey	Myers	Twichell
Dullea	Niewoehner	Wendland
Erickson,McKenzie	Norheim	Williams
Erickson, McLean	O'Brien	Wolf
Fedje	Odegard	Mr. Speaker
Fjeld		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Hewitt	Mode
Brunsdale	Kapaun	Noben
Clarke	Keidel	Scholl
Cunningham	Langford	Seibel
Gilbertson	Moore	Urschel
Graham		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Downey moved that the vote by which Senate Bill No. 326 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Oglesby
Aljets	Gessner	Olson, Hettinger
Anderson,Bowman	Godwin	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anderson, Burke	Goodlaxon	Page
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Ritter
Bettenhausen	Holey	Savre
Biberdorf	Holthusen	Schantz
Bilden	Holte	Schnell
Bjerke	Hurd	Scholl
Black	Isaak	Schauss
Blaisdell	Jensen	Shockman
Borstad	Johnson	Shurr
Brunsdale	Kubischta	Smith
Brusseau	Larson	Solberg
Burgum	Lavik	Stray
Burke	Levin	Symington
Caddell	Lohrbauer	Thompson
Child	Marks	Thoreson
Clarke	Morgan	Traynor
Cosgriff	Morris	Treffry
Dahl, Emmons	McIlraith	Tuff
Dahl, Traill	McLarty	Twichell
Dalzell	Muus	Urschel
Dullea	Myers	Wendland
Erickson, McKenzie	Niewoehner	Williams
Erickson, McLean	Norheim	Wolf
Fedje	O'Brien	Mr. Speaker
Fitzgerald	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Mode
Born	Graham	Noben
Cunningham	Kapaun	Randall
Dittmer	Keidel	Sand
Downey	Langford	Saumur
Fjeld	Moore	Seibel

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Godwin moved that the vote by which Senate Bill No. 286 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1935.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 93, Senators: Greene of Stutsman, Fowler and Whelan.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 72, Senators: Erickson, Greene of Cavalier, and Kroeber.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee, on House Bill No. 64, Senators: Fine, Gronvold and Johnson.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved further action as to Senate Bill No. 287 be deferred until Monday, March 4th.

Which motion prevailed.

Mr. Beggs moved to defer action on Senate Bill No. 281 one Legislative Day.

Mr. Bauer moved as a substitute motion Senate Bill No. 281 be indefinitely postponed.

Which motion was lost.

The question reverted to the motion of Mr. Beggs, to defer action.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 71; nays, 27; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Oglesby
Aljets	Godwin	Page
Anderson, Sargent	Goodlaxon	Parkinson
Anfinson	Hall	Place
Bailey, Eddy	Halverson	Randall
Bailey, Dunn	Hanson	Ritter
Bettenhausen	Hewitt	Sand
Black	Hill	Saumur
Blaisdell	Holte	Schantz
Borstad	Hurd	Schnell
Brunsdale	Johnson	Schauss

Messrs.	Messrs.	Messrs.
Brusseau	Kubischta	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg
Clarke	Lohrbauer	Symington
Cosgriff	Morris	Thompson
Cunningham	McIlraith	Thoreson
Dahl, Traill	McLarty	Traynor
Dalzell	Muus	Treffry
Downey	Myers	Tuff
Dullea	Niewoehner	Twichell
Fjeld	Norheim	Wendland
Fitzgerald	O'Brien	Wolf
Frosaker	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fedje	Olson, Mountrail
Anderson, Burke	Holey	Peterson, Bottineau
Beggs	Holthusen	Peterson, Cass
Biberdorf	Isaak	Savre
Bilden	Jensen	Scholl
Bjerke	Larson	Shockman
Dahl, Emmons	Marks	Stray
Erickson, McKenzie	Morgan	Williams
Erickson, McLean	Olson, Hettinger	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Gilbertson	Moore
Born	Graham	Mode
Burgum	Kapaun	Noben
Child	Keidel	Seibel
Dittmer	Langford	Urschel

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Downey moved that the vote by which Senate Bill No. 137 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Bauer moved the reconsideration of the vote by which Senate Bill No. 16 was lost.

Which motion prevailed.

Mr. Godwin moved the Senate be requested to return Senate Bill No. 16.

Which motion prevailed.

Mr. Godwin moved the vote by which Senate Bill No. 147 was declared lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved Senate Bill No. 147 be placed on the calendar for the next Legislative Day.

Which motion prevailed.

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 90; nays, 6; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Olson, Hettinger
Aljets	Gessner	Olson, Mountrail
Anderson, Bowman	Goodlaxon	Page
Anderson, Sargent	Hall	Parkinson
Anfinson	Halverson	Peterson, Bottineau
Bailey, Eddy	Hanson	Place
Bailey, Dunn	Hewitt	Randall
Bauer	Hill	Ritter
Beggs	Holey	Saumur
Bettenhausen	Holthusen	Schantz
Biberdorf	Holte	Schnell
Black	Hurd	Scholl
Blaisdell	Johnson	Schauss
Borstad	Kubischta	Shockman
Brunsdale	Larson	Shurr
Burke	Lavik	Smith
Caddell	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dahl, Traill	McIlraith	Traynor
Dalzell	McLarty	Treffry
Downey	Muus	Tuff
Dullea	Myers	Twichell
Erickson, McKenzie	Niewoehner	Urschel
Erickson, McLean	Norheim	Wendland
Fedje	O'Brien	Wolf
Fjeld	Odegard	Mr. Speaker
Fitzgerald	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bilden	Brusseau	Savre
Bjerke	Isaak	Williams

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Godwin	Moore
Born	Graham	Mode
Burgum	Jensen	Noben
Child	Kapaun	Peterson, Cass
Dittmer	Keidel	Sand
Gilbertson	Langford	Seibel

So the bill passed and the title was agreed to.

Mr. Schantz moved that the vote by which Senate Bill No. 19 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved further consideration of Senate Bill No. 96 be deferred one Legislative Day.

Which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 64 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

Have had the same under consideration and recommended:

That in Section 35, page 2, line 11, after the word "of," strike out the words "any one," and insert in lieu thereof the words "the grouse," and that wherever the word "specie" occurs add an "s," and that the House concur in the Senate amendments.

For the Senate:

C. W. FINE,
F. T. GRONVOLD,
MELVIN P. JOHNSON.

For the House:

JOHN J. ADAM,
R. J. DOWNEY,
CHRIST BORSTAD.

Mr. Adam moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved the adoption of the report of the Conference Committee as to House Bill No. 64.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 64 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 78; nays, 20; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	Olson, Hettinger
Aljets	Fedje	Olson, Mountrail
Anderson, Bowman	Fitzgerald	Parkinson
Anderson, Burke	Frosaker	Peterson, Bottineau
Anderson, Sargent	Gessner	Randall
Anfinson	Godwin	Sand
Bailey, Eddy	Goodlaxon	Saumur
Bailey, Dunn	Halverson	Savre
Bauer	Hanson	Schnell
Beggs	Hewitt	Scholl
Bettenhausen	Hurd	Schauss
Biberdorf	Jensen	Shockman
Bilden	Johnson	Shurr
Bjerke	Kubischta	Smith
Blaisdell	Larson	Solberg
Borstad	Lavik	Stray
Brunsdale	Lohrbauer	Symington
Brusseau	Morgan	Thompson
Caddell	Morris	Thoreson
Child	McIlraith	Treffry
Clarke	McLarty	Tuff
Dahl, Emmons	Muus	Twichell
Dahl, Traill	Myers	Urschel
Dittmer	Niewoehner	Williams
Downey	O'Brien	Wolf
Dullea	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burke	Holthusen	Page
Cosgriff	Holte	Peterson, Cass
Cunningham	Isaak	Place
Dalzell	Levin	Schantz
Fjeld	Marks	Traynor
Hall	Norheim	Wendland
Holey	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Graham	Moore
Born	Hill	Mode
Burgum	Kapaun	Noben
Erickson, McLean	Keidel	Ritter
Gilbertson	Langford	Seibel

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 64 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act."

Also,

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Taxis, Passenger and Automotive Busses.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved when the business before the House at present time is completed the House recess until 1:00 P. M., Monday.

Which motion prevailed.

Mr. Downey moved the House do now recess until 1:00 P. M., Monday, March 4th.

Which motion prevailed, and the House stood recessed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

Mrs. E. J. Dullea, Pingree, N. D.; Margaret Dullea, Pingree, N. D.; Katherine Dullea, Pingree, N. D.; Mrs. Oliver Bilden, Northwood, N. D.; Stanley Tornborn, Northwood, N. D.; Segnor Lunstrom, Kulm, N. D.; Ellis Lunstrom, Kulm, N. D.; Herman Martin, Fessenden, N. D.; E. W. Bohnet, Fessenden, N. D.; Betty Lou Mills, Fargo, N. D.; Mary Kay Cosgriff, Fargo, N. D.; John Kosgriff, Fargo, N. D.; Elmer Williams, Baldwin, N. D.; Miss Jola Wold, Minot, N. D.; Miss Sybel Livingston, Minot, N. D.; Mrs. E. K. Livingston, Minot, N. D.; Mr. E. K. Livingston, Minot, N. D.; C. N. Swanson, Luverne, N. D.; Jacqueline Cochrane, Bismarck, N. D.; Selmer Knudson, Oberon, N. D.; Stephan Inchscher, Balta, N. D.; Melvin Sleatlernd, Balta, N. D.; Mick Voeller, Orrin, N. D.; Vernon Hendrickson, Adrian, N. D.; Grant England, Adrian, N. D.; Mrs. L. Odland, Beach, N. D.; Stanley Dorvaik, Center, N. D.; H. W. Parker, Center, N. D.; Russel Bellows, Jamestown, N. D.; Henry Jonas, Fredonia, N. D.; I. A. Smith, Mandan, N. D.; Alex Chaput, Langdon, N. D.; Jules Chaput, Langdon, N. D.; Mrs. Harry Rife, Wahpeton, N. D.; Mr. Harry Rife, Wahpeton, N. D.; Mrs. Ruth Rosing, New Rockford, N. D.; Mrs. Dr. McKenzie, New Rockford, N. D.; Fred Krause, Jr., Hazen, N. D.; Miss Theresa Gundefeller, Ellendale, N. D.; Christ Frank, Burnstad, N. D.; Mrs. P. J. Frank, Burnstad, N. D.; P. J. Frank, Burnstad, N. D.; Maurice Dullea, Pingree, N. D.; E. J. Dullea, Pingree, N. D.; Mrs. C. P. Ritter, Burnstad, N. D.

FIFTY-FOURTH DAY AFTER RECESS AND THE
FIFTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

The House convened at 1:00 P. M., pursuant to recess,
Speaker Crockett presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to
sign:

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Taxis, Passenger and Automotive School Busses.

Also,

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act."

And the Speaker signed the same in the presence of the House.

Mr. Godwin moved the rules be suspended at this time, and the House have under consideration General Orders.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives.
Bismarck, North Dakota.
March 4, 1935.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Which the House has passed unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

Mr. President I have the honor to transmit herewith the following bills:

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act."

Also,

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Taxis, Passenger and Automotive School Busses.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

GENERAL ORDERS

Mr. Marks moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Which motion prevailed.

Mr. Speaker called Mr. Marks to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

And recommend the adoption of the Standing Committee's amendments as follows:

Section 1, line 3 of the printed bill, strike out the figures "1938" and insert in lieu thereof the figures "1936."

Page 6, Section 9, line 5 of the printed bill, strike out the figures "300" and insert in lieu thereof the figures "600."

On page 8, Section 11, starting with line 5, strike out the remainder of that Section.

On page 9, Section 14, line 2, strike out the figures "1938" and insert in lieu thereof the figures "1936."

On page 9, Section 14, line 2, strike out the balance of line 2 after the period, and also lines 3, 4, 5, 6, 7, and line 8 down to the word "hereof."

And recommend Senate Bill No. 29 for passage as originally introduced.

Also,

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In sub-division (e) of the engrossed bill as received from the Senate, in line 10, after the word "done," cross out the word "by," and substitute the word "for," and after the word "farmer," strike out the following: "for their neighbors in transporting agricultural products to or from market," and substitute the following: "in transporting agricultural products to or from the local railroad station."

In line 19 of Sub-division "e," of the engrossed bill as received from the Senate, cross out the period following the word "farmer" and insert a comma and add the following: "nor to any one not licensed as a commercial freighter hauling native or lignite coal from the mine to the consumer, provided, that he does not haul to exceed 15 miles from the point of production, nor to farmers hauling lignite coal regardless of the distance hauled, provided such hauling is done for other farmers and in exchange for work and not for cash."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Sub-section (3) of Section 1, Chapter 196, Session Laws of North Dakota for the Year 1927, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1 of the original bill, after the words "Compiled Laws of 1913" insert the words "of North Dakota." After the comma, following the word "however" strike out the following: "that this Act shall apply only to the refunding of evidences of indebtedness issued and outstanding prior to January 1st, 1935" and insert in lieu thereof the following: "said full and true 100% value shall apply only to the refunding of evidences of indebtedness issued and outstanding prior to January 1, 1935."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In subdivision "d" of the engrossed bill, as received from the Senate, at line 25, after the word "to," insert the following: "or from the local railroad station," and in line 26, cross out the following: "the market by the producer or producers in exchange of labor."

At the end of Section "d," cross out the period and insert a semi-colon and insert the following: "nor to any one not licensed as an auto transportation company hauling native or lignite coal from the mine to the consumer, provided that he does not haul to exceed 15 miles from the point of production; nor to farmers hauling lignite coal regardless of the distance hauled, provided such hauling is done for other farmers and in exchange for work and not for cash."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud or Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commission-

ers for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 1, of the title of the engrossed bill, after the word "act," strike out the word "and."

In line 2, of the title of the engrossed bill, after the word "livestock," strike out the comma and insert the words: "and poultry."

In line 5, Section 1, of the engrossed bill, after the word "hogs," strike out the word "and," and insert a comma; and after the word "sheep," in the same line insert the words "and poultry," and strike out the comma after the word "sheep."

In Section 1, page 2, line 6 from the top of the engrossed bill, following the word "than," strike out the word "fifty," and insert in lieu thereof the words "twenty-five."

In line 12, from the top of page 2, of the engrossed bill, following the word "machinery," strike out the balance of Section 1 and insert in lieu thereof the following: "provided that any person, co-partnership, association or corporation licensed for the year 1935 under the provision of Chapter 7 of the Session Laws for the year 1933 at the time of the taking effect of this act shall not be required to qualify hereunder until the year "1936."

In Section 2, page 3, of the engrossed bill, line 19 from the top, strike out the entire paragraph, beginning with the words "Each applicant shall * * * *" to and including line 6, from the top of the page on page 4 and in lieu thereof insert the following paragraph:

"Each applicant shall file with his application a surety company bond to be approved as to amount, form and sufficiency and surety by the Commission in the sum of not less than \$1500.00 for principal's bond and that the amount of said bond be increased not less than \$500.00 for each applicant appointed by the dealer and licensed by the Commission, in which the Commissioners shall be the obligee but which shall be for the benefit and purpose of protecting any person dealing with the dealer in livestock from loss by reason of acts of deceit, fraud, dishonesty, forgery, and theft on the part of the principal or his agent provided however, that a separate bond for each agent appointed and licensed, may be given in the sum of \$1500.00, in lieu of the additional amount on the principal bond; provided further that the Commission may demand at any time additional bond for either principal or agent when in the discretion and judgment of the Commission the volume of business of the principal or any agent named by such principal warrants it."

In Section 5, of the engrossed bill, line 9, strike out the words "The dealer," and insert in lieu thereof the words: "All dealers, at any concentration point,"

And when so amended recommend the same do pass.

Also,

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers, Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In the title of the printed bill after the word "papers," strike out the word "beer" and at the end of the title after the word "Dakota," strike out the period and insert in lieu thereof a comma and insert the following words: "and repealing Section 2 of Chapter 106 of the Session Laws of North Dakota for the Year 1927."

In the preamble, line 2, after the word "snuff," insert "and."

In the preamble, line 3, strike out the words "and beer."

In Section 1, line 4, after the word "snuff," insert the word "or."

In Section 1, line 5, strike out the words "or beer, or other articles or products."

Strike out all of Section 7; and then renumber all Sections after Section 6.

In the engrossed bill, line 4, Section 16, strike out "\$5.00" and insert in lieu thereof "\$2.50."

At the end of Section 17, strike out the period and insert in lieu thereof a comma, and insert the following words: "except that this specifically repeals Section 2 of Chapter 106 of the Session Laws of North Dakota for the year 1927."

And recommend Senate Bill No. 198 back to the House without action.

Also,

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the Senate amendment \$110,106.20 and insert in lieu thereof \$120,106.20.

After the line 31, add an additional line numbered 31½ and insert item 20 and the following language: "To supplement receipts from counties and individuals for the care of patients whom the board of administration may transfer from San Haven for treatment elsewhere under the direction and supervision of the Sanatorium, and insert the figures \$10,000.00.

In line 33, strike out Senate amendments \$328,111.20 and insert in lieu thereof \$338,111.20.

In line 36, strike out the Senate amendments \$86,056.20 and insert in lieu thereof \$96,056.20.

In line 53, strike out the Senate amendments \$110,106.20 and insert in lieu thereof \$120,106.20.

And recommend Senate Bill No. 18 back to the House without action.

Also,

HOUSE RESOLUTION "N"

And recommend House Resolution N back to the House without action.

E. J. MARKS,
Chairman.

Mr. Morgan moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 64.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 16.

Mr. President: I have the honor to transmit herewith the follownig:

HOUSE CONCURRENT RESOLUTION A-19

Which the House has adopted and your favorable consideration is respectfully requested.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION A-d

Also,

SENATE CONCURRENT RESOLUTION A-b

Which the House has adopted unchanged.

Also,

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Also,

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

Also,

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Subsection 2 of Section 2 and Section 5 of Chapter 179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

Also,

Senate Bill No. 209. A Bill for an Act to Amend Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement.

Also,

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter 192 of the Session Laws of 1919, Creating a Revolving Fund, and Declaring an Emergency.

Also,

Senate Bill No. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized

to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wild-life Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Also,

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Also,

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real State Belonging to or Controlled by the State of North Dakota or Any of Its Political Subdivisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 249. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Also,

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts of Systems or Lines or Waterworks, Mains, Distribution System and/or Equipment or Appliances Connected Therewith as Provided in the Act, and Declaring an Emergency.

Also,

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Which the House has passed unchanged.

Also,

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION "S"

Also,

SENATE CONCURRENT RESOLUTION "L"

Also,

SENATE CONCURRENT RESOLUTION "V"

Also,

Senate Bill No. 237. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Survey.

Also,

Senate Bill No. 320. A Bill for an Act Providing That Agricultural Co-operative Associations Exempted Under the Provisions of the Federal Law Known as the Capper-Volstead Act Shall Be Exempt from the Filing of State Income Tax Returns and Payment of Income Tax, and Providing that the Attorney General May Require the Filing of Such State Income Tax Returns and Payment of Tax. Upon Proof of Violation of the Capper-Volstead Act and Repeal All Acts or Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 279. A Bill for an Act Amending and Re-enacting Section 4440a1 and 4446 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Custody and Assignment of Children Prohibited in Certain Cases, Requiring Consent in Writing for Adoption of Child, Prohibiting Transfer of Guardianship Without Notice to the Board of Administration, Petition for Adoption, Notice to Board of Administration, Report of Board, Petition When Granted, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 300. A Bill for an Act to Amend and Re-enact Section 3591a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Requiring Cities to Publish in the Official Paper Proceedings of the City Councils With Certain Cities Excepted, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 309, Session Laws of 1931, Relating to Veterans' Guardianship, and Declaring an Emergency.

Which the House has indefinitely postponed.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Chapter 163 of the Session Laws of 1933, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven and Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Which the House has amended.

Also,

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Which the House has amended.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Which the House has amended.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Which the House has amended.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through

Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

Which the House has amended.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Which the House has amended.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Keidel moved that the absent members be excused.

Which motion prevailed.

Mr. Traynor moved that Senate Bill No. 262, now in the Committee on Taxes and Tax Laws, be placed upon the calendar.

Which motion prevailed.

Mr. Cosgriff moved the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FIFTY-SIXTH DAY

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. N. E. McCoy, Carrington.

Roll Call: All members were present except Representatives, Adam, Beggs, Blaisdell, Burgum, Godwin, Hurd, Muus, Parkinson, Saumur, Schantz, Schauss, Solberg and Symington.

Representatives Symington, Hurd, Dahl of Emmons, Blaisdell and Parkinson were out of town on special committee work.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-third Day after Recess and the Fifty-fourth Day and recommend that the same be corrected as follows:

On page 37, strike out Senate Bill No. 158 and title and insert in lieu thereof House Bill No. 158 and title.

On page 74, strike out House Bill No. 283 and title and insert in lieu thereof Senate Bill No. 283 and title.

On page 75, strike out House Bill No. 297 and title and insert in lieu thereof Senate Bill No. 297 and title.

On page 84, Rep. Peterson of Cass is recorded absent, whereas, he was present and voted "aye."

On page 91, strike from list of Senate Bills in House Committees, Senate Bills Nos. 331 and 270.

On page 75, line 20, change Senate Bill No. 278 to read Senate Bill No. 279.

On page 2, of Journal of March 1, between lines 3 and 4, insert the following amendments to Senate Bill No. 138:

Page 1 of the printed bill, line 3 after the word "shall" strike out everything in line 3 and insert in lieu thereof the word "Issue."

Page 2, line 2 of Section 2, strike out the word "Write" and in lieu thereof insert the word "Issue."

Page 2, line three of Section 2 of printed bill after the word "Solicit" insert the following words: "Negotiate and Effect" and strike out the word "And."

Page 2, line 4, of Section 2 of printed bill, strike out the word "Obtain."

Page 5, Section 8, line 2 of the printed bill, strike out everything after the word "State" and strike out all of line 3 of Section 8, and strike out the first 2 words of line 4 of Section 8 and insert in lieu thereof "This Act shall not apply to."

Section 8, line 2 of the printed bill after the word "State" insert the following "Licensed to countersign policies."

Section 8, line 6 of the printed bill after the period insert

the following: "Provided however that the company shall pay the usual brokerage commission to 'Local Agent' as herein specified."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions and communications were received and read from the desk, signed by the following:

James Water, Fargo, N. D., and others.

O. B. Horsford, Washington, D. C.

J. F. Cox, Washington, D. C.

Mr. Aljets: While we are on the Fourth Order of Business, with the consent of the House, I would like to read a copy of a telegram received by Senator Greene from Washington, D. C., regarding the seed program.

Thereupon Mr. Aljets read the telegram.

Mr. Aljets moved the telegram be printed in the Journal.

Which motion prevailed.

Washington, D. C., March 1, 1935.

Delivered in A. M.

Boake Carter,

Station WCAU PHA:

Congress sometime ago passed a bill authorizing a sixty million dollar program for farmers crop production seed loans. That action constituted merely an authorization and is nothing more than a gesture until an appropriation is made available to the Farm Credit Administration so that actual money may be loaned to the needy farmers. Under the Agricultural Adjustment Act seed stocks were purchased during the past months and located strategically in warehouses where such supplies will be needed under the seed loan program. Farm Credit Association dare not print forms and instructions until the appropriation is available to it. Off the record information states that the administration wants to take this sixty million dollars out of the big relief bill and it is one of the clubs being used to force favorable action by the Senate on that big bill. It is a tragic situation where the government has purchased the seed and the authorization is passed, and yet the farmers in the areas where planting must be started within the next three weeks are likely to suffer great hardships because

of this political impasse. In the spring wheat area seeding must be begun in about three weeks. There is a lot of red tape in translating any appropriation in Washington down through the different agencies until the farmer finally gets it. If the farmer does not receive his seed for real planting time he often suffers a total loss of crop for having planted too late. Most farmers who are required to borrow under a seed loan program will be on the government for another year if they fail to get a crop again; politics compounds misery. There is a delegation of ten representatives of the farm organization and co-operatives from the spring wheat area at work in Washington trying to get relief from this situation. They are here supported by a fund raised through contribution of farm families co-operative institutions and the townspeople from the areas whence they have come. This committee being here under such circumstances suggests that the rural people have begun to realize the necessity for sending their own folks to Washington to see what makes the wheels go around. Surely you have the contacts in Washington to verify all the statements which I have made about matters here. Several hundred thousand farm families will be grateful to you if your voice will aid us in this distressing situation. I am chairman of the Northwest Farmers Union Legislative Committee to which I have referred and am a big wheat farmer from McCone County, Montana. You may use my name and anything else in this wire which you choose in speaking over the radio.

Sincere thanks for any help you see fit to extend.

O. B. HORSFORD, Chairman,
Northwest Farmers Union Legislative
Committee.

Harrington Hotel, Washington, D. C.

Mr. Godwin moved the letter and report received from J. F. Cox be printed in the Journal.

Which motion prevailed.

UNITED STATES DEPARTMENT OF AGRICULTURE

Agricultural Adjustment Administration
Washington, D. C.

February 21, 1935.

Mr. Walter S. Martin,
Chief Clerk of the House of Representatives,
The State of North Dakota,
Bismarck, North Dakota.

Dear Mr. Martin:

Copy of the North Dakota House Concurrent Resolution A-1 regarding the federal program of seed distribution has been referred to the Seed Conservation Committee for consideration.

Attached hereto is a statement concerning the distribution of seed grains conserved for the drought area issued December 3 and also a further statement issued February 8. Orders for seed from the supplies conserved by the Government may be placed with the county drought committee of counties where seed supplies are deficient due to the drought. No provision was made, in carrying out the program as authorized by Congress, to make loans payable in kind. All agricultural loans are administered through the Farm Credit Administration.

The crop production loan of \$60,000,000 has been passed by Congress and signed by the President. Farmers who need financing in order to purchase seed, either from the Government supply or elsewhere, may apply for crop production loans through their County Crop Production Loan Committee of the Farm Credit Administration.

Sincerely yours,

J. F. FOX,
Chief, Replacement Crops Section
Division of Program Planning
(Chairman, Seed Conservation Committee)

Enclosures

AGRICULTURAL ADJUSTMENT ADMINISTRATION

Washington D. C.

Release—Immediate

February 8, 1935.

AAA HAS COMPLETED SEED CONSERVATION
PURCHASES

Having conserved practically the total supply of adopted seed grains meeting its standards, which are not held commercially for seed purposes, and with funds appropriated for seed conservation nearly exhausted, the Agricultural Adjustment Administration announced today that seed conservation purchases of wheat, oats, barley, and flax were completed.

Emphasis in the government program to alleviate seed shortage due to drought has now shifted to plans for rapidly completing distribution of the stocks of conserved seeds to farmers in areas of the officially designated drought territory where a seed-deficit exists, and to methods for providing information when requested concerning available supplies of adapted seed grain in private or commercial hands. The ending of conservation purchases, however, does not discontinue the optional purchase of seed quality corn under seal as security for corn-loans, as this plan will proceed in states of the drought region until completed.

Using the \$25,000,000 made available under the emergency appropriations act for seed conservation, the Administration has acquired large stocks of adapted and superior varieties of grain-seeds to prevent the dissipation through feeding,

processing or mixing. Such Government stocks, as of February 5, were as follows: Wheat (hard spring) 5,590,804 bushels; durum wheat, 876,140 bushels; oats, 10,586,098 bushels; barley, 1,889,886; flax, 421,050; and sorghums, 591,050 pounds.

With the purchase activities completed, the Administration's seed stocks committee is devoting its efforts to rapid distribution of its stocks to areas in which there is a deficiency of adapted seeds. Under the distribution plan, the county drought committees have made surveys to determine locally available seed supplies and have submitted consolidated orders for seed that cannot be supplied from local sources. Surveys have indicated deficiencies of adapted seeds in North Dakota, South Dakota, Montana, Minnesota, Kansas, Nebraska, Iowa, Missouri and Oklahoma.

The conserved seeds are being distributed to producers in officially designated drought areas, where seed deficits have been shown to exist, at flat prices based on actual cost of the seed as grain, plus handling, cleaning and storage charges.

Local elevators and seed houses approved by the county drought committees and placed under proper bond, are distributing the government-held seed to producers on a service-charge basis and handling the receipts from sales. Over 1,500 local grain elevators in the drought territory are now under bond to act as agents for the Administration in the distribution program. Movements to final distribution points are based on allocations made to drought counties on the basis of needs as reported by county committees, with the exception of shipments to certain areas in which planting may be useless if weather conditions remain so unfavorably dry. In such cases shipments are being held up until needs can be more closely determined. All seed stocks have been carefully cleaned and graded under the supervision of the Seed Stock Committee. The large quantity of screenings resulting from the cleaning operations are being ground and sold for feed to meet the demand for feed for livestock in the drought region.

There have been many requests that these screenings be used as feed for wild birds and game in the upland areas of the Northwestern states. Administration officials have given these requests careful consideration, but find such use of the screenings inadvisable as the screenings carry a high percentage of noxious weed seeds, such as creeping jenny (bindweed), Canadian Thistle, quack grass and other highly dangerous weeds. As game conservation officials have pointed out, grinding the screenings, which would kill the weed seeds, makes them unsuitable for wild birds. No other practical way, say officials, has been found to treat weed seeds to make them safe for distribution for wild-life feed.

In connection with the program, information has been collected regarding available supplies of seed grain adapted to the drought region held privately or commercially. Thus the distribution agency is so organized that it can act as

a clearing house for inquiries regarding car lot demands for seed grain adapted to the drought territory and can furnish information in regard to supplies of seed grain obtainable through regular commercial channels. Such inquiries should be addressed to the Federal Seed Procurement Service and Seed Stock Committee, 500 Flour Exchange Building, Minneapolis, Minn.

The plan for the optional purchase of quantities of seed corn, to be selected from corn sealed on farms under Commodity Credit Corporation loans, in states of the drought territory, is anticipated to conserve several hundred thousand bushels of seed corn chiefly of the 1933 crop. Reports show that optioning of cribs is well advanced in Kansas, where 23,000 bushels has been certified as being seed quality and placed under option, and in Missouri, where 34,000 bushels has been certified and optioned. In Iowa, Nebraska, and Minnesota deep snow and cold weather have delayed inspection of cribs.

Under this plan, producers having seed quality corn under seal as security for a 55-cent per bushel corn loan from the Commodity Credit Corporation, are eligible to option such corn for sale to the Government, at \$1.25 per bushel on or before May 1, 1935. Owners are being advanced 20 cents per bushel, in addition to the loan received from the Commodity Credit Corporation, in return for the option. The plan was inaugurated to encourage growers in states where seed corn is deficient, due to the drought, to hold sufficient quantities of seed quality corn for seed uses in the local community.

AGRICULTURAL ADJUSTMENT ADMINISTRATION
Washington, D. C.

Release—Immediate.

December 3, 1934.

**ANNOUNCE PRICE POLICY FOR SALE OF
CONSERVED SEEDS**

Supplemental seed stocks of adapted and superior varieties of grain held by the Agricultural Adjustment Administration as a seed conservation measure, will be distributed to producers in officially designated drouth areas where seed deficits exist, at flat prices based on actual cost of the seed as grain, plus handling, cleaning and storage charges, it was announced today.

In accordance with this policy, the Administration announced the following sale prices to the farmer, for seed grain available to farmers from distributing agencies in counties during December and January:

Spring Wheat, Marquis and Ceres varieties	\$1.35 per bu.
Durum Wheat, all varieties	1.60 per bu.
Malting Barley, all varieties	1.35 per bu.
Feed Barley, Trebi variety	1.10 per bu.
Feed Barley, West Coast types	1.20 per bu.
Oats, white and yellow, early and mid-season varieties	.75 per bu.
Oats, red	.80 per bu.
Flax	2.25 per bu.

As a result of the program of the Department for the drouth area to prevent the dissipation of specially adapted varieties of grain seeds through processing, mixing, and feeding, the Administration has acquired the following supplies of seeds: Spring Wheat, 5,050,000 bushels; Durum Wheat, 1,150,000 bushels; Malting Barley, 1,000,000 bushels; Feed Barley, 700,000 bushels; White and Yellow Oats, 8,000,000 bushels; Red Oats, 1,500,000 bushels; Flax, 400,000 bushels. In purchasing seed stocks, rigid standards have been applied in order to secure seed grains that are superior to ordinary commercial grain, and that are best adapted to the deficit areas. All seed stocks have been inspected by the Bureau of Plant Industry and have been cleaned and graded under supervision of that bureau.

For sales made after the last day of each month following January, one cent per bushel per month will be added to cover storage charges. Otherwise the price schedule will hold, and the prices quoted will be standard throughout the entire deficit area for Administration seed supplies.

Under the distribution plan, first announced on October 6, the county drouth committees are now making surveys in drouth areas to determine locally available seed stocks, and to obtain orders from farmers for their seed requirements. Orders for seed that cannot be supplied from local sources are being consolidated in the offices of the various county drouth relief directors. When Government-owned seeds are desired to supplement local supplies, the county director will submit a consolidated county list of requirements to the Procurement Officer, Commodities Purchase Section, 500 Flour Exchange, Minneapolis, Minnesota. The procurement officer will take action to place in the county and within reach of all applicants, the seed which has been applied for. Careful surveys have indicated deficiencies of adapted seed grain in North Dakota, South Dakota, Montana, Minnesota, Kansas, Nebraska, Illinois, Iowa, Missouri, and Oklahoma.

The seed stocks are now largely held in elevators in primary country distributing points throughout deficit areas, and movement of the stocks to final points of distribution will start as soon as allocations to drouth counties have been made on the basis of needs as reported through consolidated orders and surveys of supplies made by county committees. It was pointed out by officials that shipments within allocations would be made only on definite evidence of a shortage of adapted seeds, and only after orders from grain producers for such seeds have been recorded by county committees.

Officials in charge of the seed conservation program emphasized the fact that the total amount of seed held by the Administration is small in comparison to the total requirements of the drouth areas, probably not accounting for more than 50 per cent of the deficit. The primary purpose of the program is to protect superior varieties that have been developed over a period of years, from extinction through feeding, mixing, or processing. However, in addition, the distribution agency is so organized that it can act as a

clearing house for information to expedite the distribution of privately held seed supplies, and can notify the seed trade and seed handlers of the need for seeds, in order to encourage supplying of a material part of the deficit through regular commercial channels.

Local elevators and seed houses approved by the county drouth committees and placed under proper bond, will distribute the Government-held seed to producers and will handle the receipts from sales. Seed ordered will be held in the local designated seed house or elevator subject to call of the farmers applying for seed, until 30 days before the regular planting season for each locality and each class of grain. After that date it will be considered released and subject to sale to any other applicant, if not called for by the original applicant. The final date for holding seed for applicants for each class of grain for each locality will be announced to county directors by the Agricultural Adjustment Administration.

Blank forms for handling the distribution of Government seed stocks are being prepared. Requests for these forms should be made to the Procurement Officer, Agricultural Adjustment Administration, Minneapolis, Minn.

HOUSE COMMITTEE ON ENROLLMENT AND ENGISSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

Also,

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Also,

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Basic Text Books May Be Changed in the Schools and Educational Institutions in This State.

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 94, Session Laws of the State of North Dakota for the Year 1933.

Also,

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds and Prescribing a Penalty for the Violation Hereof.

Also,

HOUSE CONCURRENT RESOLUTION A-12

Also,

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy

Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Delinquent Personal Property Taxes From Claims, Demands, Salaries and Wages Due From County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman,

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

REPORT OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

SENATE CONCURRENT RESOLUTION NO. "X"

A Concurrent Resolution Endorsing Proposed Shelterbelt Project.

Have had the same under consideration and recommend that the same be adopted.

FRED SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

SENATE CONCURRENT RESOLUTION NO. A-h

Have had the same under consideration and recommend that the same be adopted.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 23. A Bill for an Act Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

Have had the same under consideration and recommend that the same be amended as follows:

On page 11, Section 6, line 236, after the word "expired," strike out the "period" and add a "semi-colon" and the following: "provided, however that the provisions of this act shall be construed as a repeal of Chapter 155 of the Session Laws of 1933 or any other similar enactment."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. Speaker: Your Committee on Agriculture to whom was referred:

Senate Bill No. 52. A Bill for an Act Creating a Board Known as the "North Dakota Commissioners of the Federated Cooperative Agricultural Association" and Providing for Cooperation With Other Surplus Producing States of the Union, Describing the Manner of Forming the Same, the Purposes Thereof, Making an Appropriation Therefor, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

FRED SHURR,
Chairman.

Mr. Shurr moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933; Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "A Bill," and insert in lieu thereof the following:

For an Act to Reimburse the General Fund of the State for the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, The North Dakota State Regulatory Department, the North Dakota Teachers Insurance and Retirement Fund, Highway Department and Motor Vehicle Registration Department and Game and Fish Department, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933; Designating and Appropriating the Funds from Which Such Payment Shall be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

Be It Enacted By the Legislative Assembly of the State of North Dakota:

Section 1.) In order to reimburse the general fund of the state for the expense of the audits and examinations of industrial and business institutions of the State of North Dakota by the State Board of Auditors as provided for by Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as amended by Chapter 186 of the Laws of 1933, the North Dakota Mill and Elevator Associa-

tion for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, the North Dakota Teachers Insurance and Retirement Fund, Highway Department and Motor Vehicle Registration Department and Game and Fish Department, immediately upon the receipt of a statement of the actual expense of auditing such Departments or Institutions, such Department or Institution shall pay to the State Treasurer of the State of North Dakota, to be by the State Treasurer deposited in the General Fund of the State. Provided, however, that the auditing fee for such service in any one year shall not exceed the sum set forth for the various institutions and departments as follows:

North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks	\$4,000.00
The Bank of North Dakota, including the Farm Loan Department	7,000.00
The State Hail Insurance Department	2,000.00
The Workmen's Compensation Bureau	1,500.00
The Office of the Beer Commissioner of the State of North Dakota	500.00
The North Dakota State Regulatory Department	1,500.00
The North Dakota Teachers Insurance and Retirement Fund	500.00
The Highway Department and Motor Vehicle Department	3,500.00
The Game and Fish Department	750.00

Section 2.) REPEAL. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

Section 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect immediately upon its passage and approval.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 101. A Bill for an Act to Establish a

Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Regulating the Sale and Distribution of the Same, Defining Certain Terms, Designating Standard Grades, Providing for an Inspection Service and for the Fixing of Fees and Other Charges and the Disposition of the Same, Defining Violations and Providing Penalties Therefor, Defining Certain Cooperative Functions, Charging Carriers with Certain Responsibilities, Providing for Enforcement and Prosecution, Providing for Effect of Partial Invalidation, and Providing for Administration of the Act Through the State Seed Commissioner and Giving Him Authority to Make Necessary Rules and Regulations, and to Administer Oaths, and to Have Free Access and Power of Seizure, and Providing for Supersedence of This Act.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Have had the same under consideration and recommend that the same be amended as follows, as come from the Senate:

In line 3 of the printed bill, strike out the Senate Amendment "\$62,759" and insert in lieu thereof the figures "\$49,759.00."

In line 21, strike out the Senate Amendments the words and figures "and hog house" and "\$8,000" and insert in lieu thereof the figures "\$5,000."

In line 25 strike out the figures "\$40,000.00" and insert in lieu thereof "\$30,000.00."

In line 31 strike out the Senate Amendments "\$55,559.00" and insert in lieu thereof the figures "\$42,559.00."

Leave the figures as amended by the Senate in lines 34, 35, 36, and 37.

In line 39, strike out the Senate Amendments "\$62,759.00" and insert in lieu thereof "\$49,759.00."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

That the second Section 2 where it appears in the bill as it came from the Senate be amended to read "Section 3."

That Section 3 in the same bill be amended to read "Section 4."

In the second Section 2 as the bill came from the Senate, in line two of said Section following the word "crops" and before the word "are" insert the following: "except sugar beet crops" and in line 3 of the same Section after the word "crops" and before the word "hereafter" insert the following: "except sugar beet crops."

At the end of the 2nd Section two as the bill came from the Senate, strike out the period and insert a comma and insert the following language: "The State, any county or any department or agency of either thereof; including the Bank of North Dakota."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the

Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, Section 1, line 6, after the word "of" at the end of the line insert the following: "\$5.00 for any mine producing less than 100 tons and."

On page 2, Section 1, line 7, after the word "producing" and before the word "less" insert the following: "more than 100 tons and."

On page 2, Section 1, line 8, after "2000" at the end of the line, insert the word "tons."

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. Speaker: Your Committee on Public Health to whom was referred:

Senate Bill No. 136. A Bill for an Act Amending Sections 2889b4, 2889b5 and 2889b6 Supplement to the Compiled Laws of 1913, Relating to Food and Drugs, and Known as the North Dakota Food and Drugs Act.

Have had the same under consideration and recommend that the same be amended as follows:

On page 5, line 39, strike out "and quantity or proportion" and add after the word "ingredient" the words "provided that if such statement of ingredients alone be insufficient to prevent fraud or deception or to convey to the purchaser the true nature of the product the percentage of each ingredient shall in addition be required.

And when so amended recommend the same do pass.

C. H. MORGAN,
Chairman.

Mr. Gessner moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Chapter 272 of the Session Laws of 1931, Authorizing the Board of Administration, with the Approval and Consent of the Governor, to Transfer the License of the Radio Station Located at the State University of North Dakota at Grand Forks, North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Section 3263 of the Compiled Laws of North Dakota for 1913, Relating to Re-districting Counties Into Commissioner Districts, Petition of Voters and Election Therefor, Question—How Submitted to Voters, and Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Graham moved as a substitute motion that Senate Bill No. 165 do pass.

Which motion was lost.

The question reverted to the original motion for the adoption of the report of the Committee on State Affairs as to Senate Bill No. 165.

Which motion prevailed.

Mr. Brunsdale moved the vote by which Senate Bill No. 165 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion was lost.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

Senate Bill No. 175. A Bill for an Act Providing for a System of Municipal Control of the Purchase, Sale, Impor-

tation, Transportation, Handling, Possessing, Dispensing and Use of Alcohol and Alcoholic Beverages by Any Incorporated City of the State Having a Population of Two Hundred or More; the Levy and Collection of a Tax Thereon; the Duties of the State Treasurer; Providing for Injunctions Against and Abatement of Liquor Nuisances; the Continuing in Force of the Present Statutory Regulations Prohibiting the Manufacture, Sale and Possession of Intoxicating Liquors; Providing Penalties for Violations of the Provisions of This Act; and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

PAUL A. SAND,
Chairman.

Mr. Morris moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Printing made the following report:

Mr. Speaker: Your Committee on Public Printing to whom was referred:

Senate Bill No. 192. A Bill for an Act Amending and Re-enacting Section 47 of the 1913 Compiled Laws Relating to the Proposals for State Printing; Providing for the Printing of All Matters Coming Under Class 5 of State Printing; Providing for Each State Department or Office to Designate Newspaper or Job Printing Shop Where Class 5 Printing Shall Be Performed; Providing for State Printing Commission and State Printer to Determine and Fix Price and Cost Thereof and Repeal all Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

J. A. ERICKSON,
Chairman.

Mr. Page moved that the report be adopted.

Mr. Thompson moved as a substitute motion that Senate Bill No. 192 be placed in General Orders.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: A Majority of your Committee on State Affairs to whom was referred:

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. S. HOLTHUSEN,
L. L. TWICHELL,
CARL H. DITTMER,
KARL H. BRUNSDALE,
L. E. GOODLAXON,
FRANKLIN PAGE,
D. C. CUNNINGHAM,
GEO. ALJETS.
GEO. ALJETS, Chairman.

The Committee on State Affairs made the following report:

Mr. Speaker: A Minority of your Committee on State Affairs to whom was referred:

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be properly re-engrossed to conform with the amendments of the Senate Standing Committee on State Affairs found on page 49 of the Senate Journal for Monday, February 25.

After the word "police" beginning with the word "department" the balance of amendments was omitted: "department shall not work more than eight hours per day nor more than fifty-six hours per week, except in case of an emergency."

And when so amended recommend the same do pass.

W. J. GODWIN,
R. R. SCHOLL,
J. O. HANSON,
N. P. JENSEN,
AXEL OLSON.

Mr. Godwin moved that Senate Bill No. 198 be placed in General Orders.

Which motion prevailed.

TWELFTH ORDER OF BUSINESS

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 347.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 347 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 347. A Bill for an Act Relating to Relief

and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 91; nays, 4; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Norheim
Anderson, Bowman	Graham	O'Brien
Anderson, Burke	Hall	Odegard
Anderson, Sargent	Halverson	Oglesby
Anfinson	Hanson	Olson, Hettinger
Bailey, Eddy	Hewitt	Page
Bailey, Dunn	Holey	Peterson, Bottineau
Bauer	Holthusen	Peterson, Cass
Bettenhausen	Holte	Place
Biberdorf	Isaak	Randall
Bilden	Jensen	Ritter
Bjerke	Johnson	Sand
Black	Kapaun	Saumur
Born	Keidel	Savre
Borstad	Kubischta	Schnell
Brunsdale	Langford	Seibel
Brusseau	Larson	Schauss
Burke	Lavik	Shockman
Clarke	Levin	Shurr
Cosgriff	Lohrbauer	Smith
Cunningham	Marks	Solberg
Dahl, Traill	Moore	Thompson
Dittmer	Morgan	Thoreson
Downey	Morris	Treffry
Dullea	McIlraith	Tuff
Erickson, McKenzie	McLarty	Twichell
Fitzgerald	Mode	Wendland
Frosaker	Muus	Williams
Gessner	Niewoehner	Wolf
Gilbertson	Noben	Mr. Speaker
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Olson, Mountrail	Scholl
Erickson, McLean		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dalzell	Parkinson
Blaisdell	Fedje	Schantz
Burgum	Fjeld	Stray
Caddell	Hill	Symington
Child	Hurd	Traynor
Dahl, Emmons	Myers	Urschel

So the bill passed and the title was agreed to.

THIRTEENTH ORDER OF BUSINESS

Mr. Twichell requested Senate Concurrent Resolution "A-j" be read from the desk.

Which request was granted, and the Resolution was read from the desk.

Mr. Twichell moved the adoption of Senate Concurrent Resolution "A-j" by a standing vote.

Which motion prevailed and the vote for adoption was unanimous.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 216. A Bill for an Act Amending and Re-enacting Section 16 of Chapter 196 of the Laws of North Dakota for the Year 1927, and Relating to the Execution, Registration, Certification and Delivery of Bonds Issued by a Municipality.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 229. A Bill for an Act Relating to Foreclosure of Mortgage or Other Lien Upon Real Estate Providing for Service of Summons in Actions to Foreclose Mortgage or Other Lien Upon Real Estate; Providing for Personal Service or Service by Publication; Specifying Manner in Which Unknown Defendants and Representatives of Deceased Defendants May Be Joined; Providing That Said Method Shall Be in Addition to Present Remedies.

Have had the same under consideration and recommend that the same do pass.

EDW. SAVRE,
Chairman.

Mr. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. Speaker: Your Committee on Temperance to whom was referred:

Senate Bill No. 247. A Bill for an Act Providing for the Disposition of Liquor and for the Applying of the Proceeds Thereof to the General Fund of the County Where Such Liquor was Seized or Is Held.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2, Section 1 of the printed bill, following the word "alcohol," strike out the balance of the line; also lines three and four, and in lieu thereof insert the following: "which may hereafter be seized by the sheriff of any county of this state pursuant to seizure thereof, for violation of the laws of this state."

And when so amended recommend the same do pass.

PAUL A. SAND,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Military Affairs made the following report:

Mr. Speaker: Your Committee on Military Affairs to whom was referred:

Senate Bill No. 263. A Bill for an Act to Amend and Re-enact Sections 2350, 2412 and 2417 of the Compiled Laws of North Dakota of the Year 1913 Relating to the Military Code of the State of North Dakota; Defining Military Forces; Providing a Board of Armory Supervisors and Defining the Powers Thereof; Fixing the Pay and Allowances of Enlisted Men on Active Duty and Further Providing for the Appointment of an Assistant Adjutant General, His Powers and Duties; the Appointment of a Disbursing Officer, His Powers and Duties; Requiring Officers to Furnish Bonds; Providing Punishment for False Certificates or Returns and for the Misuse of Funds or Property; Providing that State and Municipal Officers and Employees Shall Not Lose Pay While on Duty; Giving Troops Power to Act Outside of Occupied Territory; Providing for the Service of Process of Military Courts; Providing that the Invalidation of a Portion of This Act Shall Not Invalidate the Remainder Thereof and Repealing Sections 2392, 2421, 2432b and 2434 of the Compiled Laws

of North Dakota of the Year 1913 and Sections 2423a and 2442a of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 and All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

HOWARD PARKINSON,
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock, P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half (N $\frac{1}{2}$) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

. At the close of Section 1 of the engrossed bill, add the following language: "Provided, however, that such mortgage shall only be discharged as provided herein, in the event there shall have been procured through Federal Aid, a sufficient amount to insure financing the construction of a new Armory upon these lots."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report.

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 273. A Bill for an Act to Appropriate the Sum of One Thousand Dollars (\$1,000.00) From Any Moneys in the State Highway Fund for the Purpose of Making a Preliminary Survey and Soundings for the Construction of

a Bridge Across the Little Missouri River at or Near the Intersection of the Little Missouri River With the Trail Passing South of Independence and Crossing Section Twenty-nine (S. 29), Township One Hundred Forty-eight (T. 148), Range Ninety-one (R. 91) Dunn County, North Dakota, Approximately Six Miles Northwest of the Fort Berthold Bridge, Also Known as the Four Bears Bridge, Under the Provisions of Chapter Seventy-three (73) of the Laws of North Dakota for the year Nineteen Hundred Nineteen (1919) (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913) as Amended and Re-enacted by Chapter 161, Laws of 1927, as Amended and Re-enacted by Chapter 140 of the Laws of 1929, and Directing the State Highway Commissioner Forthwith to Designate Said Trail as a Feeder Road to State and Federal Highway No. 8, and to Forthwith Make Said Soundings and Survey, and Select a Bridge Site; and Directing Said Highway Commissioner Forthwith to Construct Such Bridge, and Do All Necessary Preliminary Acts Therein.

Have had the same under consideration and recommend that the same do pass.

W. H. BETTENHAUSEN,
Chairman.

Mr. Dalzell moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. Speaker: Your Committee on Livestock to whom was referred:

Senate Bill No. 290. A Bill for an Act Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Liability Insurance on Dogs; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4, Section 1, of the engrossed bill, strike out the period after the word "over," and in lieu thereof insert a comma and the following sentence: "but shall not include any dog, which at maturity weighs less than ten pounds."

And when so amended recommend the same do pass.

W. W. TREFFRY,
Chairman.

Mr. Cosgriff moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 347.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION A-j

Which the House has adopted.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on Livestock made the following report:

Mr. Speaker: The Majority of your Committee on Livestock to whom was referred:

Senate Bill No. 307. A Bill for an Act Prohibiting Packers from Purchasing or Acquiring Livestock for the Purpose of Feeding and Fattening the Same, and Regulating the Business of Packers Within the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. P. COSGRIFF,
L. E. GOODLAXON,
C. P. RITTER,
J. H. LANGFORD,
D. C. CUNNINGHAM,
THOS. J. BURKE
E. J. DULLEA.

Mr. Cosgriff moved that the report be adopted.

The Committee on Livestock made the following report:

Mr. Speaker: The Minority of your Committee on Livestock to whom was referred:

Senate Bill No. 307. A Bill for an Act Prohibiting Packers from Purchasing or Acquiring Livestock for the Purpose of Feeding and Fattening the Same, and Regulating the Business of Packers Within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

W. W. TREFFRY,
CHRIST BORSTAD,
W. J. BIBERDORF.

W. W. TREFFRY,
Chairman.

Mr. Treffry moved as a substitute motion that the report of the Minority of the Committee on Livestock as to Senate Bill No. 307 be substituted for that of the Majority.

Which motion was lost.

The question reverted to the original motion for indefinite postponement as to Senate Bill No. 307.

A roll call was demanded and granted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION NO. A-j

Also,

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

ROLL CALL

The question being on the adoption of the report of the majority report for indefinite postponement of Senate Bill No. 307, the roll was called and there were ayes, 57; nays, 46; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Niewoehner
Anfinson	Gilbertson	Norheim
Bailey, Eddy	Goodlaxon	O'Brien
Bauer	Hall	Page
Beggs	Halverson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Black	Hill	Ritter
Born	Holey	Saumur

Messrs.	Messrs.	Messrs.
Brunsdale	Holthusen	Savre
Burke	Holte	Schnell
Clarke	Johnson	Scholl
Cosgriff	Kapaun	Smith
Cunningham	Langford	Stray
Dahl, Traill	Levin	Thompson
Dalzell	Lohrbauer	Traynor
Dittmer	Morgan	Twichell
Dullea	Morris	Urschel
Fjeld	McIlraith	Wendland
Frosaker	McLarty	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Graham	Olson, Hettinger
Anderson, Burke	Hanson	Olson, Mountrail
Anderson, Sargent	Isaak	Place
Bailey, Dunn	Jensen	Randall
Biberdorf	Keidel	Sand
Bilden	Kubischta	Seibel
Bjerke	Larson	Schauss
Borstad	Lavik	Shockman
Brusseau	Marks	Shurr
Caddell	Moore	Solberg
Downey	Mode	Thoreson
Erickson, McKenzie	Myers	Treffry
Erickson, McLean	Noben	Tuff
Fedje	Odegard	Wolf
Fitzgerald	Oglesby	Mr. Speaker
Godwin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dahl, Emmons	Parkinson
Blaisdell	Hurd	Schantz
Burgum	Muus	Symington
Child		

So the majority report of the Committee was adopted and Senate Bill No. 307 was indefinitely postponed.

Mr. Gilbertson moved that the vote by which Senate Bill No. 307 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Gilbertson moved the vote by which the majority of the Committee on Livestock as to Senate Bill No. 307 was adopted be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 310. A Bill for an Act Authorizing Counties, Cities, Villages, School Districts and Park Districts to Accept Devises, Bequests, Legacies and Gifts, Provided That the Title Thereto Shall Be Held in Trust; Regulating the Handling and Use of Such Property and its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made; and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass as it came from the Senate.

EDW. SAVRE,
Chairman.

Mr. Traynor moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 324. A Bill for an Act Authorizing and Empowering the Industrial Commission of the State of North Dakota to Take Such Action as May Be Proper and Necessary to Cooperate with the Emergency Conservation Work Projects of the Federal Government on State, County and Municipally owned Lands, Authorizing the Industrial Commission to Enter Into Such Contracts and Agreements as Are Permissible Under the State Constitution with Municipalities and Private Individuals for the Carrying on of Such Emergency Conservation Work Projects, Making it the Duty of Such Commission to Make a Report of its Proceedings Under This Act to the Next Legislative Assembly, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 328. A Bill for an Act Authorizing the State Forester to Accept, Acquire or Lease Land for State Forests and State Parks; Providing for the Management and Development Thereof and the Disposition of Income From Such Lands.

Have had the same under consideration and recommend that the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Erickson of McKenzie moved that the vote by which Senate Bill No. 296 was lost, be reconsidered.

Which motion prevailed.

Mr. Erickson of McKenzie moved Senate Bill No. 296 be placed at the head of the calendar.

Which motion prevailed.

Mr. Godwin moved Senate Bill No. 16 be placed on the calendar.

Which motion prevailed.

REPORT OF SELECT COMMITTEES

Mr. Speaker:

Your Conference Committee to whom was referred House Bill No. 93, beg leave to report that they have considered the bill and recommend as follows:

That the Senate recede from its amendments to said House Bill No. 93.

For the Senate:

A. W. FOWLER,
T. E. WHELAN,
E. E. GREENE.

For the House:

JAMES CADDELL,
OLE B. STRAY,
J. H. LANGFORD.

Mr. Twichell moved the adoption of the report of the Conference Committee as to House Bill No. 93, and that the committee be discharged.

Which motion prevailed and the Committee was discharged.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved House Concurrent Resolution "N" be placed in General Orders for tomorrow; that Senate Bill No. 189 be re-referred to the Committee on State Affairs, and Senate Bill No. 18 be re-referred to the Committee on Appropriations.

Which motion prevailed.

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

March 4, 1935.

Speaker of the House of Representatives,
Twenty-fourth Legislative Assembly,
Bismarck, North Dakota.

Dear Mr. Speaker:

I transmit to you herewith a Message which it is desired to present to the Members of your body.

Respectfully submitted,

WALTER WELFORD,
Acting Governor.

TO THE HONORABLE MEMBERS OF THE TWENTY-
FOURTH LEGISLATIVE ASSEMBLY:

Facts developed through study of plans for our state government during the next two years has revealed that a very undesirable condition will confront the citizens of the state unless immediate steps are taken to remedy the developing situation.

I am constrained to call your attention to the vast appropriation items present in proposed laws that were passed between the houses of the legislature by the 50th day of this assembly. A summary of these bills indicates that the sundry items total to an amount approximately as follows:

Senate	\$3,738,584.84
House of Representatives	2,262,163.26
Totals.....	<u>\$6,000,748.10</u>

Under existing conditions I believe the totals above described cannot be justified, and must by all means be reduced. It is your duty to limit the total to a much smaller amount. Two years ago the total for all purposes of state government, after vetoes by the governor, was left at approximately \$4,500,000. The reduction of the appropriations to that amount, it afterwards developed, was too severe. Necessary expenses required that deficits be contracted which boosted the amount required to operate the government to the point that a figure of \$5,000,000 would not be an unreasonable total.

We should not go beyond that figure except as necessary for the education of our children and in the care of our indigent, our mental and physical defectives and for our unemployed. To appropriate larger sums will be useless as the funds to pay cannot properly be raised when you consider general demands for money for needs other than strict governmental functions.

It is called to our attention that it is necessary for the

duration of the present emergency for the state itself to take over the matter of educational financing to the end that our rural schools may be kept open and operated for the education of our children. This is unfortunate, and, because the plan presented for successful continuance indicates that \$1,929,125.00 per year is necessary, there are those interested in destructive propaganda who have striven to demonstrate that reckless extravagance is planned. You must safeguard against duplication of levy and provide that any special levies you may determine upon may only be a replacement.. I recommend that funds collected for school purposes be distributed under the direction of the State Board of Equalization, a state-wide board which will apportion the state's money discreetly to those schools entitled to receive it.

A very thorough study has been made by your committees to determine the requirements for school aid through the equalization fund. I am willing to accept the recommendation of the committee as being representative of the final requirement. The Superintendent of Public Instruction also concurs in the recommendation of the educational committee, and states that it is his opinion that the amounts as detailed hereunder are necessary to give proper care to the schools.

Annual Cost of Minimum Compromise Program Proposed by Sub-Committees:

1952 High School Units @ \$150	\$ 292,000.00
6537 Grade School Units @ \$125	817,125.00
8000 Non-resident H. S. St. @ \$40	320,000.00
For Equalizing Purposes	500,000.00

Totals.....\$1,929,125.00

This will make a biennial requirement for the school maintenance of\$3,859,850.00

As a means of raising the revenue necessary to meet the requirement of the rural schools of \$1,929,125.00 per year. it is believed that some form of transaction tax must be resorted to. I know that the adoption of some form of this tax has been in your mind and under consideration for some time. Already there has been an enormous amount of pressure brought upon you to endeavor to induce you to refrain from enacting legislation to make a turn-over tax effective. This pressure is being brought solely for the purpose of embarrassing yourselves and the administration. I am convinced that no other form of tax will produce the revenue necessary for our schools. With a safeguard against a duplication of levy by also requiring the reduction of the district school levies, you have removed all possible objection that there can be to the manner of taxing. Experience in the nineteen states having a retail sales tax in 1933 indicates that while these retail sales taxes were unpopular in the beginning, they have become more popular and the revenues raised have justified the use of the tax. There is nothing improper or irregular in the levy of a sales tax. It is the only means now available to permit our entire citizenry to

participate in the support of their government. This opportunity to participate in the support is provided in direct proportion to the amount of money available to the person. Every patriotic citizen should be interested in the maintenance of our schools and should welcome an opportunity to contribute to the education of the youth of this state. I recommend that provision be made that revenues received from a turn-over or sales tax in excess of the amount required by the rural schools, be provided to be used for the support of our other educational or charitable institutions. I do not believe there is anyone who can justifiably criticize you for resorting to a sales tax to maintain our schools. A 2% sales tax should yield approximately \$2,000,000 per year. Consideration might be given to a provision for the levy of a 3% tax the first year, reduced to 2% the second year; additional funds derived possibly being used to provide additional construction required by the institutions provided for the care of the defectives. The immediate needs for schools have already been met by the transfer of the \$1,000,000 from the hail surplus fund.

You are also confronted with the fact that through the Bank of North Dakota the state government, acting either under direct mandate of the people or through legislative enactment, that had the approval of the people, has followed certain well defined policies and has contracted specific and continuing obligations. The people have always wanted their selected policies continued until they direct otherwise, and they want their obligations liquidated and carried out in an orderly manner. I am proceeding on this assumption and, therefore, ask that adequate means be provided to protect the integrity of the State's obligations. Two years ago provision was made for an amount of \$1,100,000 to be set aside from the Motor Vehicle Fund annually for three years, to care for the demand of the Bank of North Dakota Bond interest fund. The requirement for this fund for the next biennium it is estimated will be \$1,500,000 or \$700,000 less than for the past biennium. To allow the motor vehicle fund to be transferred for the third year and to divert \$400,000 of the money derived from the tax on the sale of beer for one year will meet the requirement for the biennium. It is believed this should be done in the interest of the State.

With the concerted drive which has been made by predatory interests on our State Bonds and the mass attack on the financial integrity of the State, it is more incumbent upon you to continue the Bond Stabilization program.

If it is found that the expense of the maintenance of the normal functions of the government can be kept within the figure of \$5,000,000, we can assume that amount as a budgetary requirement. To meet this requirement we have the following anticipated income:

Funds on hand July 1st	\$ 627,146.17
General levy expected Tax Collections.....	2,000,000.00
Special taxes, Cigarette license, Cigarettes, Beer, etc.	1,500,000.00
Total	\$4,127,146.17

The above, therefore, reveals an apparent deficit for general requirements of approximately \$1,000,000. This amount must be realized from taxes levied against incomes or commodities not now especially contributing to the government. In any event, the million dollars must be raised. Some states have legalized the sale of liquor as a means of assisting in the maintenance of government. It is not known what steps your body might take in this line and I will not attempt to influence you therein.

Special levies that more closely follow and are assessed against the lines which have revealed most profits during the present emergency, should produce sufficient revenue to meet our needed requirements. I do not believe that it is fair to single out one industry to the exclusion of others and to make this industry our agent for the collection of needed revenues.

Gasoline consumption is too closely identified with agriculture production to make it desirable to add any increased burden. The normal sales tax ratio could be raised from 2% to 5% or more on some special items, and you would thereby have more nearly provided the revenue to meet the budgetary requirements.

The State is also confronted this year with a requirement not previously presented in budgetary needs, or rather not previously presented to the Legislature as something requiring additional funds. This is unemployment compensation, old age pension and general welfare. For the time being it is estimated that at least Two Million dollars will be required for the biennium. A condition is confronting us that must be met and the means for raising funds must be provided by this legislature.

Proposed Federal legislation dealing with the subject provides in general that states must share in contributions to relief funds of various natures. Eventually some system of control and unemployment compensation must be provided. We should give the worker work and through insurance give protection against unemployment, old age, sickness, disability and dependency. Unemployment reserves can be built up which will take care of seasonable or other variations in cyclical unemployment. Until Federal legislation has been enacted, however, which will furnish the guide for state participation, it is impracticable to enact State legislation and we must, therefore, continue through making grants where necessary. To do this will require the Two Million dollars above specified.

While I am opposed to the diversion of funds to uses other than that which were contemplated in the enacting laws, yet in an emergency we must make provision for diversion in cases where the funds can be better used for new purposes and where they are not absolutely necessary to our government in their present use.

There is a constitutional provision authorizing the issuance of 2,000,000 general obligation bonds. I believe the Legisla-

ture should authorize the sale of these for relief activities, should it be shown later to be necessary. This action might satisfactorily care for all necessary provisions over the biennium in the event conditions do not improve. There is much talk of a special session and many members have been heard to remark that no constructive acts have come out of the legislature this year. I do not agree. A survey of the situation right now does not indicate to me that any special session will be needed. Ample time remains to clear the calendars of meritorious legislation if attention is directed to those bills which cover subjects necessarily related to our present administration.

Much time in committees and on the floor has been wasted in argument over preferential or personal legislation. You must enact your revenue legislation without regard to the plea of the special interests—you will be burdened for time and you must act accordingly. Some bills are in your possession which are designed to allow broader participation in Federal Government activities and to permit more extensive Federal works. Please scan closely all of these measures that you may not kill meritorious and needed authorities without knowledge thereof.

I believe that bills now left in committees or on the calendar should be studied closely, sorted and classified so that first priority will be given to needed corrective legislation, revenue bills, and appropriations. Other matters can follow but please do not allow the revenue measures and appropriations to become involved in last-minute squeezes.

March 4, 1935.

WALTER WELFORD,
Acting Governor.

Mr. Twichell moved the message be printed in the Journal.
Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 4, 1935.

Mr. Speaker: I have the honor to return Senate Bill No. 16, which the House has requested.

Also,

I have the honor to transmit herewith the following:

SENATE CONCURRENT RESOLUTION "A-3"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North

Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State, and Declaring an Emergency.

Also,

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Also,

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the City Budget Law.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Also,

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163ab of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Also,

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Also,

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Also,

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Also,

HOUSE CONCURRENT RESOLUTION "A-15"

Also,

HOUSE CONCURRENT RESOLUTION "A-10"

Which the President has signed.

Also,

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Also,

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Also,

Senate Bill No. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

Also,

Senate Bill No. 75. A Bill for an Act to Provide for Liens in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons Injured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgment Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurers of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Also,

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deeds, and Declaring an Emergency.

Also,

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Also,

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Also:

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and all Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Banking Institutions and Depositors, Including the Act Creating the Federal Deposit Insurance Corporation and Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

Also,

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

Also,

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 From Certain Fund in Office of State Treasurer, Derived From the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future From Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 244. A Bill for an Act to Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

Also,

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

Also,

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the "Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

Which the President has signed and your signature is respectfully requested.

Also,

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Taxis, Passenger and Automotive School Busses.

Also,

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act."

Which the President has signed.

Also,

I have the honor to transmit herewith the following:

SENATE CONCURRENT RESOLUTION "A-j"

Which the President has signed and your signature is respectfully requested.

I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 64.

Also,

HOUSE CONCURRENT RESOLUTION "A-13"

Which the Senate has amended as shown on page 55, Senate Journal, March 2.

Also,

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Which the Senate has amended as shown on page 24, Senate Journal, March 1.

Also,

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Which the Senate has amended as shown on pages 4 and 5, Senate Journal, March 2.

Also,

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Which the Senate has amended as shown on pages 24 and 25, Senate Journal, March 1.

Also,

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Which the Senate has amended as shown on page 6, Senate Journal, March 2.

Also,

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

Which the Senate has amended as shown on pages 22 and 23, Senate Journal, March 1.

Also,

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Which the Senate has amended as shown on page 3, Senate Journal, March 2.

Also,

House Bill No. 133. A Bill for an Act Authorizing Judges

of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Amended as shown on page 9, Senate Journal, March 2.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Amended as shown on page 20, Senate Journal of March 1.

Also,

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Amended as shown on page 21, Senate Journal of March 1.

Also,

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

Amended as shown on pages 9 and 65, Senate Journal of March 2.

Also,

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Which the Senate has amended as shown on pages 19 and 20, March 1, Senate Journal.

Also,

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Which the Senate has amended as shown on page 19, Senate Journal, March 1.

Also,

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933.

Amended as shown on page 17, Senate Journal, March 1, and page 29, Senate Journal, March 2.

Also,

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Amended as shown on Page 18, Senate Journal, March 1.

Also,

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Which the Senate has amended as shown on pages 51 and 52, Senate Journal, March 1, and page 42, Senate Journal, March 2.

Also,

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Law Upon Payment of the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Amended as shown on page 7, Senate Journal, March 2.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved the House concur in the Senate's amendments to House Concurrent Resolution "A-13."

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Concurrent Resolution "A-13" be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the adoption of House Concurrent Resolution "A-13" as amended by the Senate, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Niewoehner
Aljets	Frosaker	Norheim
Anderson, Bowman	Gessner	O'Brien
Anderson, Burke	Godwin	Odegard
Anderson, Sargent	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Hettinger
Bailey, Eddy	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Place
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Isaak	Savre
Born	Jensen	Schnell
Brunsdale	Johnson	Scholl
Brusseau	Kapaun	Seibel
Burke	Keidel	Schauss
Caddell	Kubischta	Smith
Clarke	Langford	Solberg
Cosgriff	Larson	Stray
Cunningham	Levin	Thompson
Dahl, Traill	Marks	Traynor
Dalzell	Moore	Treffry
Dittmer	Morgan	Tuff
Downey	McIlraith	Urschel
Dullea	McLarty	Wendland
Erickson, McKenzie	Muus	Wolf
Erickson, McLean	Myers	Mr. Speaker
Fedje		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Lavik	Schantz
Borstad	Lohrbauer	Shockman
Burgum	Morris	Shurr
Child	Mode	Symington
Dahl, Emmons	Noben	Thoreson
Fitzgerald	Parkinson	Twichell
Gilbertson	Randall	Williams
Hurd		

So the Resolution was declared passed.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 30, and that the Speaker appoint a conference committee of three to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Place, Holte and Odegard to serve on such conference committee.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 44, and that the Speaker appoint a conference committee of three to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Noben, Bauer and Olson of Hettinger, to serve on such conference committee.

Mr. Holte moved the House refuse to concur in the Senate amendments as to House Bill No. 60, and that the Speaker appoint a conference committee of three to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Randall, Myers and Fjeld to serve on such conference committee.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 61, and that the Speaker appoint a conference committee of three to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Ritter, O'Brien and Sand to serve on such conference committee.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Resolution A-13.

Also inform you that the House has refused to concur in the Senate amendments to House Bill No. 30, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Place, Holte and Odegard.

Very respectfully,

WALTER S. MARTIN
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 44, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Noben, Bauer and Olson of Hettinger.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Godwin mover the House concur in the Senate amendments as to House Bill No. 79.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 79 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, by the Senate, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Niewoehner
Aljets	Gilbertson	Norheim
Anderson, Bowman	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anfinson	Graham	Oglesby
Bailey, Eddy	Hall	Olson, Hettinger
Bailey, Dunn	Halverson	Olson, Mountrail
Bauer	Hanson	Page
Bettenhausen	Hewitt	Peterson, Bottineau
Biberdorf	Holthusen	Peterson, Cass
Bilden	Holte	Place
Bjerke	Hurd	Randall
Brunsdale	Isaak	Ritter
Brusseau	Jensen	Sand
Burke	Johnson	Savre
Caddell	Kapaun	Schnell

Messrs.	Messrs.	Messrs.
Child	Keidel	Seibel
Clarke	Kubischta	Schauss
Cosgriff	Langford	Shurr
Cunningham	Larson	Smith
Dahl, Traill	Levin	Thompson
Dalzell	Lohrbauer	Thoreson
Dittmer	Moore	Treffry
Downey	Morgan	Tuff
Dullea	Morris	Twichell
Erickson, McKenzie	McIlraith	Urschel
Erickson, McLean	McLarty	Wendland
Fedje	Mode	Williams
Fjeld	Muus	Wolf
Fitzgerald	Myers	Mr. Speaker
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hill	Schantz
Beggs	Holey	Scholl
Black	Lavik	Shockman
Blaisdell	Marks	Solberg
Born	Noben	Stray
Borstad	Parkinson	Symington
Burgum	Saumur	Traynor
Dahl, Emmons		

So the bill passed and the title was agreed to.

Mr. Godwin moved the House do now recess until 4:30.

Which motion prevailed.

Pursuant to recess the House re-convened, and the Speaker resumed the chair.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 4, 1935.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 61, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives: Ritter, O'Brien and Sand.

Also,

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 79.

Also,

I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 60, and the Speaker has appointed as a conference committee

to act with a like committee from the Senate, Representatives: Randall, Meyers and Fjeld.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State, and Declaring an Emergency.

Also,

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 9. A Bill for an Act Making an Appro-

priation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Also,

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be

Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 85. A Bill for an Act Fixing the Salary of Dairy Commissioner, and Fixing the Salaries of Assistant Dairy Commissioners.

Also,

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Also,

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the City Budget Law.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Also,

House Bill No. 331. A Bill for an Act Repealing Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 172 of the Session Laws of North Dakota for 1933.

Also,

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the

1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Also,

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Were delivered to the Governor for his approval at the hour of 4:25 o'clock P. M.

Also that,

HOUSE CONCURRENT RESOLUTION A-10

Also,

HOUSE CONCURRENT RESOLUTION A-15

Were delivered to the Secretary of State March 4, 1935.

VAL. P. WOLF,
Chairman.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

SENATE CONCURRENT RESOLUTION "A-j"

Also,

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Basic Text Books May Be Changed in the Schools and Educational Institutions in This State.

Also,

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Delinquent Personal Property Taxes From Claims, Demands, Salaries and Wages Due From County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and

Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 94, Session Laws of the State of North Dakota for the Year 1933.

Also,

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

Also,

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Also,

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

And the Speaker signed the same in the presence of the House.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 4, 1935.

Mr. Speaker: I have the honor to transmit herewith the following:

SENATE CONCURRENT RESOLUTION "A-g"

Also,

SENATE CONCURRENT RESOLUTION A-i

Which the Senate has adopted and your favorable consideration is respectfully requested.

Also return:

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Also,

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Also,

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4809b6, of the Supplement to the 1913 Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Also,

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Also,

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of A Dealers License by Another Dealer and Providing Penalty Therefor.

Which the Senate has passed unchanged.

I have the honor to inform you that the Senate has con-

curred in the House amendment to Senate Bill No. 90; Also: Senate Bill No. 131; Also: Senate Bill No. 143.

Also,

I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 30 Senaors Thatcher, Trovatten and Lemke.

And a Conference Committee on House Bill No. 44 Sena-tors Handley, Fine and Dubay.

Also,

I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 19 and the President has appointed as a Conference Com-mittee, Senators Watt, Whelan and Mutchler.

Also,

I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 60, Senators Stucke, Eastgate and McGillic.

And a Conference Committee on House Bill No. 61, Sena-tors Vinje, Lowe and Miklethun.

Also,

I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 61.

Also,

I have the honor to inform you that the Senate has con-curred in the House amendment to Senate Bill No. 241.

Also,

Senate Bill No. 242.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Keidel moved the House concur in the Senate amend-ments to House Bill No. 81.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and House Bill No. 81 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 81. A Bill for an Act Making an Emer-gency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester,

Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Myers
Aljets	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Gilbertson	O'Brien
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Peterson, Bottineau
Beggs	Halverson	Peterson, Cass
Bettenhausen	Hanson	Sand
Biberdorf	Hewitt	Saumur
Bilden	Hill	Savre
Bjerke	Holey	Schnell
Black	Holthusen	Seibel
Born	Hurd	Schauss
Borstad	Isaak	Shockman
Brunsdale	Jensen	Shurr
Brusseau	Kapaun	Solberg
Burke	Keidel	Stray
Caddell	Kubischta	Thompson
Child	Langford	Thoreson
Clarke	Larson	Traynor
Cosgriff	Lavik	Treffry
Cunningham	Levin	Tuff
Dahl, Emmons	Marks	Twichell
Dahl, Traill	Moore	Urschel
Dittmer	Morgan	Wendland
Downey	Morris	Williams
Dullea	McLarty	Wolf
Erickson, McLean	Mode	Mr. Speaker
Fedje	Muus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Johnson	Place
Blaisdell	Lohrbauer	Randall
Burgum	McIlraith	Ritter
Dalzell	Noben	Schantz
Erickson, McKenzie	Odegard	Scholl
Fjeld	Olson, Hettinger	Smith
Holte	Parkinson	Symington

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Twichell moved the House concur in the Senate amendments to House Bill No. 133.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 133 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 84; nays, 6; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Niewoehner
Aljets	Fitzgerald	Norheim
Anderson, Bowman	Frosaker	O'Brien
Anderson, Burke	Gessner	Oglesby
Anderson, Sargent	Gilbertson	Olson, Mountrail
Bailey, Eddy	Godwin	Page
Bailey, Dunn	Goodlaxon	Peterson, Bottineau
Beggs	Graham	Randall
Bettenhausen	Hall	Sand
Biberdorf	Halverson	Saumur
Bilden	Hanson	Savre
Bjerke	Hewitt	Schnell
Black	Hill	Seibel
Born	Holey	Schauss
Borstad	Holthusen	Shockman
Brusseau	Hurd	Shurr
Burke	Isaak	Solberg
Caddell	Keidel	Stray
Child	Kubischta	Thompson
Clarke	Langford	Thoreson
Cosgriff	Larson	Treffry
Cunningham	Lavik	Tuff
Dahl, Emmons	Marks	Twichell
Dahl, Traill	Moore	Urschel
Dittmer	Morgan	Wendland
Downey	McLarty	Williams
Erickson, McKenzie	Muus	Wolf
Erickson, McLean	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Kapaun	Morris
Dullea	Levin	Peterson, Cass

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Johnson	Place
Bauer	Lohrbauer	Ritter
Blaisdell	McIlraith	Schantz
Burgum	Mode	Scholl
Dalzell	Noben	Smith
Fjeld	Odegard	Symington
Holte	Olson, Hettinger	Traynor
Jensen	Parkinson	

So the bill passed and the title was agreed to.

Mr. Brunsdale moved the House concur in the Senate amendments to House Bill No. 154.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and House Bill No. 154 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Myers
Aljets	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Gilbertson	O'Brien
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Page
Bailey, Eddy	Graham	Peterson, Bottineau
Bailey, Dunn	Hall	Peterson, Cass
Beggs	Halverson	Sand
Bettenhausen	Hewitt	Saumur
Biberdorf	Hill	Savre
Bilden	Holey	Schnell
Bjerke	Holthusen	Seibel
Black	Hurd	Schauss
Born	Isaak	Shockman
Borstad	Jensen	Shurr
Brunsdale	Kapaun	Solberg

Messrs.	Messrs.	Messrs.
Brusseau	Keidel	Stray
Burke	Kubischta	Thompson
Caddell	Langford	Thoreson
Child	Larson	Traynor
Cosgriff	Lavik	Treffry
Dahl, Traill	Levin	Tuff
Dittmer	Moore	Twichell
Downey	Morgan	Urschel
Dullea	Morris	Wendland
Erickson, McKenzie	McLarty	Williams
Erickson, McLean	Mode	Wolf
Fedje	Muus	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Clarke	Hanson	Olson, Mountrail
Cunningham	Marks	Place
Dahl, Emmons		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Lohrbauer	Randall
Blaisdell	McIlraith	Ritter
Burgum	Noben	Schantz
Dalzell	Odegard	Scholl
Holte	Olson, Hettinger	Smith
Johnson	Parkinson	Symington

So the bill passed and the title was agreed to.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 156.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 156 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Muus
Aljets	Gessner	Myers
Anderson, Bowman	Gilbertson	Niewoehner
Anderson, Burke	Godwin	Norheim
Anderson, Sargent	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Mountrail
Bailey, Eddy	Hall	Page
Bailey, Dunn	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Randall
Biberdorf	Hill	Saumur
Bilden	Holey	Savre
Bjerke	Holthusen	Schnell
Black	Hurd	Seibel
Born	Isaak	Schauss
Borstad	Jensen	Shockman
Brunsdale	Johnson	Shurr
Brusseau	Kapaun	Solberg
Caddell	Keidel	Stray
Child	Kubischta	Thompson
Clarke	Langford	Thoreson
Cosgriff	Larson	Traynor
Cunningham	Lavik	Treffry
Dahl, Traill	Levin	Tuff
Dittmer	Marks	Twichell
Downey	Moore	Urschel
Dullea	Morgan	Wendland
Erickson, McLean	Morris	Williams
Fedje	McLarty	Wolf
Fjeld	Mode	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.
Ericksen, McKenzie	Lohrbauer

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	McIlraith	Ritter
Blaisdell	Noben	Sand
Burgum	O'Brien	Schantz
Burke	Odegard	Scholl
Dahl, Emmons	Olson, Hettinger	Smith
Dalzell	Parkinson	Symington
Holte	Place	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 182.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and that House

Bill No. 182 be considered properly re-engrossed and placed upon second reading and final passage.

Which motion prevailed.

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Mode
Aljets	Frosaker	Muus
Anderson, Bowman	Gessner	Myers
Anderson, Burke	Gilbertson	Niewoehner
Anderson, Sargent	Godwin	Norheim
Anfinson	Goodlaxon	Oglesby
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Hall	Page
Beggs	Halverson	Peterson, Bottineau
Bettenhausen	Hanson	Peterson, Cass
Biberdorf	Hewitt	Randall
Bilden	Hill	Saumur
Bjerke	Holey	Savre
Black	Holthusen	Schnell
Blaisdell	Hurd	Seibel
Born	Isaak	Schauss
Borstad	Jensen	Shockman
Brunsdale	Johnson	Shurr
Brusseau	Kapaun	Smith
Caddell	Keidel	Solberg
Clarke	Kubischta	Stray
Cosgriff	Langford	Thompson
Cunningham	Larson	Thoreson
Dahl, Emmons	Lavik	Traynor
Dahl, Traill	Levin	Treffry
Dittmer	Lohrbauer	Tuff
Downey	Marks	Twichell
Dullea	Moore	Urschel
Erickson, McKenzie	Morgan	Wendland
Erickson, McLean	Morris	Williams
Fedje	McIlraith	Wolf
Fjeld	McLarty	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Noben	Ritter
Burgum	O'Brien	Sand
Burke	Odegard	Schantz

Messrs.	Messrs.	Messrs.
Child	Olson, Hettinger	Scholl
Dalzell	Parkinson	Symington
Holte	Place	

So the bill passed and the title was agreed to.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 259.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and that House Bill No. 259 be considered properly re-engrossed and placed upon second reading and final passage.

Which motion prevailed.

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 75; nays, 17; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	Lavik
Anderson, Bowman	Erickson, McLean	Lohrbauer
Anderson, Burke	Fedje	Moore
Anderson, Sargent	Fjeld	Morgan
Anfinsen	Fitzgerald	McIlraith
Bailey, Eddy	Frosaker	McLarty
Bailey, Dunn	Gessner	Myers
Beggs	Gilbertson	Niewoehner
Bettenhausen	Godwin	Norheim
Biberdorf	Goodlaxon	O'Brien
Bilden	Graham	Page
Bjerke	Hall	Saumur
Black	Halverson	Savre
Born	Hewitt	Schnell
Borstad	Hill	Shurr
Brusseau	Holey	Solberg
Burke	Holthusen	Stray
Caddell	Hurd	Thompson
Clarke	Isaak	Traynor
Cunningham	Johnson	Twichell
Dahl, Traill	Kapaun	Urschel
Dalzell	Keidel	Wendland
Dittmer	Kubischta	Williams
Downey	Langford	Wolf
Dullea	Larson	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Morris	Shockman
Cosgriff	Mode	Smith
Hanson	Oglesby	Thoreson
Jensen	Olson, Mountrail	Treffry
Levin	Peterson, Cass	Tuff
Marks	Randall	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Muus	Ritter
Bauer	Noben	Sand
Blaisdell	Odegard	Schantz
Burgum	Olson, Hettinger	Scholl
Child	Parkinson	Seibel
Dahl, Emmons	Peterson, Bottineau	Schauss
Holte	Place	Symington

So the bill passed and the title was agreed to.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 265.

Which motion prevailed.

Mr. Keidel moved the rules be suspended and that House Bill No. 265 be considered properly re-engrossed and placed upon second reading and final passage.

Which motion prevailed.

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	McLarty
Aljets	Field	Mode
Anderson, Bowman	Fitzgerald	Muus
Anderson, Burke	Frosaker	Myers
Anderson, Sargent	Gessner	Niewoehner
Anfinson	Gilbertson	Norheim
Bailey, Eddy	Godwin	O'Brien
Bailey, Dunn	Goodlaxon	Odegard

Messrs.	Messrs.	Messrs.
Beggs	Graham	Oglesby
Bettenhausen	Hall	Olson, Mountrail
Biberdorf	Hanson	Peterson, Bottineau
Bilden	Hewitt	Peterson, Cass
Bjerke	Holey	Savre
Black	Holthusen	Schnell
Born	Hurd	Seibel
Borstad	Isaak	Schauss
Brunsdale	Jensen	Shockman
Brusseau	Johnson	Shurr
Burke	Kapaun	Smith
Caddell	Keidel	Solberg
Child	Kubischta	Stray
Clarke	Langford	Thompson
Cosgriff	Larson	Thoreson
Cunningham	Lavik	Traynor
Dahl, Traill	Levin	Treffry
Dalzell	Lohrbauer	Tuff
Dittmer	Marks	Twichell
Downey	Moore	Urschel
Dullea	Morgan	Wendland
Erickson, McKenzie	Morris	Williams
Erickson, McLean	McIlraith	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.
Page	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Holte	Ritter
Blaisdell	Noben	Sand
Burgum	Olson, Hettinger	Saumur
Dahl, Emmons	Parkinson	Schantz
Halverson	Place	Scholl
Hill	Randall	Symington

So the bill passed and the title was agreed to.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 289.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 289 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as

amended by the Senate, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Myers
Aljets	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Gilbertson	O'Brien
Anderson, Sargent	Godwin	Oglesby
Anfinson	Goodlaxon	Olson, Mountrail
Bailey, Eddy	Graham	Page
Bailey, Dunn	Hall	Peterson, Bottineau
Beggs	Halverson	Peterson, Cass
Bettenhausen	Hanson	Randall
Biberdorf	Hewitt	Ritter
Bilden	Holey	Saumur
Bjerke	Holthusen	Savre
Black	Hurd	Schnell
Born	Isaak	Seibel
Borstad	Jensen	Schauss
Brunsdale	Johnson	Shockman
Brusseau	Kapaun	Shurr
Burke	Keidel	Smith
Caddell	Kubischta	Stray
Child	Larson	Thompson
Clarke	Lavik	Thoreson
Cosgriff	Levin	Traynor
Cunningham	Lohrbauer	Treffry
Dahl, Traill	Marks	Tuff
Dalzell	Moore	Twichell
Dittmer	Morgan	Urschel
Downey	Morris	Wendland
Dullea	McIlraith	Williams
Erickson, McLean	McLarty	Wolf
Fedje	Mode	Mr. Speaker
Fjeld	Muus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Holte	Place
Blaisdell	Langford	Sand
Burgum	Noben	Schantz
Dahl, Emmons	Odegard	Scholl
Erickson, McKenzie	Olson, Hettinger	Solberg
Hill	Parkinson	Symington

So the bill passed and the title was agreed to.

Mr. Savre moved the House concur in the Senate amendments to House Bill No. 359.

Which motion prevailed.

Mr. Twichell moved the rules be suspended and that House Bill No. 359 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 57; nays, 39; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	McIlraith
Aljets	Frosaker	Mode
Anderson, Sargent	Gessner	Muus
Anfinson	Gilbertson	Myers
Bailey, Eddy	Godwin	Niewoehner
Black	Goodlaxon	Norheim
Born	Graham	O'Brien
Brunsdale	Hall	Odegard
Burke	Halverson	Page
Child	Hewitt	Peterson, Bottineau
Clarke	Holthusen	Peterson, Cass
Cosgriff	Hurd	Saumur
Cunningham	Johnson	Schnell
Dalzell	Kapaun	Schauss
Dittmer	Keidel	Shurr
Downey	Kubischta	Smith
Dullea	Lavik	Thompson
Erickson, McKenzie	Moore	Traynor
Fjeld	Morris	Urschel

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fedje	Sand
Anderson, Burke	Hill	Savre
Beggs	Holey	Seibel
Bettenhausen	Isaak	Shockman
Biberdorf	Jensen	Stray
Bilden	Langford	Thoreson
Bjerke	Larson	Treffry
Borstad	Marks	Tuff
Brusseau	Morgan	Twichell
Caddell	McLarty	Wendland
Dahl, Emmons	Oglesby	Williams
Dahl, Traill	Olson, Mountrail	Wolf
Erickson, McLean	Randall	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Levin	Ritter
Bauer	Lohrbauer	Schantz
Blaisdell	Noben	Scholl

Messrs.	Messrs.	Messrs.
Burgum	Olson, Hettinger	Solberg
Hanson	Parkinson	Symington
Holte	Place	

So the bill passed and the title was agreed to.

Mr. Traynor moved that the vote by which House Bill No. 359 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 365.

Which motion prevailed.

Mr. Niewoehner moved the rules be suspended and that House Bill No. 365 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 365. A Bill for an Act Providing that Teachers who Served in the United States' Armed Forces During the World War Shall be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Law Upon Payment of the Assessments for the Time of Said Service; and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended by the Senate, the roll was called and there were ayes, 90; nays, 8; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Godwin	Odegard
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Place
Biberdorf	Holey	Randall
Bilden	Holthusen	Ritter
Bjerke	Isaak	Sand
Black	Jensen	Saumur
Born	Johnson	Savre
Brunsdale	Kapaun	Schnell
Burke	Keidel	Seibel
Caddell	Kubischta	Schauss
Child	Langford	Shockman
Clarke	Larson	Shurr

Messrs.	Messrs.	Messrs.
Cosgriff	Lavik	Smith
Cunningham	Levin	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Fedje	Myers	Wendland
Fjeld	Niewoehner	Williams
Fitzgerald	Noben	Wolf
Frosaker	Norheim	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Erickson, McLean	Olson, Mountrail
Bailey, Dunn	Marks	Stray
Brusseau	McLarty	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Gilbertson	Parkinson
Blaisdell	Hill	Schantz
Borstad	Holte	Scholl
Burgum	Hurd	Solberg
Dullea	Lohrbauer	Symington

So the bill passed and the title was agreed to.

CONFERENCE COMMITTEE REPORT

Your Committee which was appointed to serve with a like Committee from the Senate on House Bill No. 61 beg leave to report:

That the Senate recede from its amendments and recommend the bill pass as it left the House.

For the House:

CHRIST P. RITTER,
PAUL A. SAND,
HARRY O'BRIEN.

For the Senate:

TYVER VINJE,
JOHN L. MIKLETHUN,
WM. J. LOWE.

Mr. Ritter moved that the report be adopted and the Committee discharged.

Which motion prevailed.

Mr. Godwin moved the report of the Conference Committee as to House Bill No. 44 be returned to the Committee for correction.

Which motion prevailed.

SENATE CONCURRENT RESOLUTION "W"

Was read the second time.

ROLL CALL

The question being on the final passage of the Resolution, as amended, the roll was called and there were ayes, 90; nays, 10; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Myers
Aljets	Godwin	Niewoehner
Anderson, Bowman	Goodlaxon	Noben
Anderson, Sargent	Graham	Norheim
Bauer	Hall	O'Brien
Bettenhausen	Halverson	Odegard
Biberdorf	Hanson	Oglesby
Bilden	Hewitt	Olson, Hettinger
Bjerke	Hill	Page
Black	Holey	Peterson, Bottineau
Born	Holthusen	Peterson, Cass
Borstad	Holte	Place
Brunsdale	Hurd	Randall
Brusseau	Isaak	Ritter
Burke	Jensen	Sand
Caddell	Johnson	Saumur
Child	Kapaun	Savre
Clarke	Keidel	Schnell
Cosgriff	Kubischta	Scholl
Cunningham	Langford	Seibel
Dahl, Emmons	Larson	Schauss
Dahl, Traill	Lavik	Shockman
Dalzell	Levin	Smith
Dittmer	Lohrbauer	Thompson
Downey	Moore	Thoreson
Dullea	Morgan	Traynor
Erickson, McKenzie	Morris	Treffry
Fjeld	McIlraith	Twichell
Fitzgerald	McLarty	Urschel
Frosaker	Muus	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gilbertson	Tuff
Bailey, Eddy	Marks	Williams
Bailey, Dunn	Stray	Mr. Speaker
Erickson, McLean		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Mode	Shurr
Beggs	Olson, Mountrail	Solberg
Blaisdell	Parkinson	Symington
Burgum	Schantz	Wolf
Fedje		

So the bill passed and the title was agreed to.

SEVENTH ORDER OF BUSINESS

Mr. Dahl of Emmons moved the Senate be requested to return Senate Bill No. 183.

Which motion prevailed.

Mr. Scholl moved House Bill No. 347 be returned to the desk for the purpose of its return to the Senate.

Which motion prevailed.

Mr. Godwin moved Senate Bill No. 96 be placed at the foot of the calendar.

Which motion prevailed.

Mr. Bilden moved a resolution with reference to a former Member of the House be read at the desk.

Which motion prevailed, and the resolution was read.

Mr. Bilden moved that the resolution be adopted, and that a copy be sent to Mrs. George Laithwaite, Grand Forks, N. D., wife of the deceased.

RESOLUTION

George Laithwaite, a member of this House, Walsh County, of District Number 3, passed away on March 2nd, and is to be buried today.

We respectfully acknowledge that, in his passing, the State has lost a real patriot and a valuable counsellor.

Mr. Laithwaite was a member of this House in the Session of 1909 from the Third District in Walsh County. He was Chairman of the Republican County Committee of Grand Forks County at the time of his death and has been known as a recognized leader in the state.

(Signed) OLIVER BILDEN.

The Speaker called Mr. Fedje to the chair.

Mr. Twitchell asked unanimous consent of the House to amend Senate Bill No. 262.

Which request was granted.

Mr. Twitchell moved to amend Senate Bill No. 262 as follows:

Strike out all of line 12, Section 1, after the word "extended," and all of line 13 to and including the word "Act," and insert in lieu thereof the following: "to the first day of July A. D. 1937; and the provisions of this Act shall be in full force and effect co-incident with the expiration of the provisions of Chapter 258 of the Session of 1933."

Strike out all of Section 4 after the word "Emergency," where it first occurs therein and insert the following: "An

Emergency is hereby declared to exist and this Act shall take effect from and after its passage and approval."

In line 15, after the word "shall," and before the comma, insert the word "have."

In line 16, change the word "file" to "filed."

Which motion prevailed.

Mr. Twichell moved the rules be suspended and that Senate Bill No. 262 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 262. A Bill for an Act Temporarily Extending the Time in Which Redemption May Be Made from Tax Sales and Extending the Time in Which Holders of Tax Sales Certificates May Present the Same for Obtaining Tax Deeds, and Extending the Time in Which Tax Deeds May Be Obtained, and Declaring an Emergency and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Noben
Aljets	Gilbertson	Norheim
Anderson, Bowman	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anderson, Sargent	Graham	Oglesby
Anfinson	Hall	Olson, Hettinger
Bailey, Eddy	Halverson	Olson, Mountrail
Bailey, Dunn	Hanson	Page
Bauer	Hewitt	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holey	Place
Biberdorf	Holthusen	Ritter
Bilden	Holte	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burke	Langford	Shockman
Caddell	Larson	Shurr
Child	Lavik	Smith
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Thompson

Messrs.	Messrs.	Messrs.
Cunningham	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Downey	Morris	Tuff
Dullea	McIlraith	Urschel
Erickson, McLean	McLarty	Wendland
Fedje	Mode	Williams
Fjeld	Muus	Wolf
Fitzgerald	Myers	
Frosaker	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Jensen	Symington
Burgum	Parkinson	Twichell
Dahl, Emmons	Randall	Mr. Speaker
Dittmer	Schantz	
Erickson,McKenzie	Solberg	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of Session Laws of 1929 and Section 3 of Chapter 211, Session Laws of 1927, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 94; nays, 7; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Myers
Aljets	Fjeld	Niewoehner
Anderson,Bowman	Fitzgerald	Noben
Anderson, Burke	Frosaker	Norheim
Anderson, Sargent	Gessner	O'Brien
Anfinson	Gilbertson	Odegard
Bailey, Eddy	Godwin	Olson, Hettinger
Bailey, Dunn	Goodlaxon	Olson, Mountrail
Bauer	Graham	Page
Beggs	Hall	Randall
Bettenhausen	Halverson	Ritter
Biberdorf	Hanson	Sand
Bilden	Hill	Saumur
Bjerke	Holey	Savre
Black	Holthusen	Schnell
Born	Hurd	Scholl
Borstad	Isaak	Seibel
Brunsdale	Johnson	Schauss
Brusseau	Kapaun	Shockman

Messrs.	Messrs.	Messrs.
Burke	Keidel	Shurr
Caddell	Kubischta	Stray
Child	Langford	Thompson
Clarke	Larson	Thoreson
Cosgriff	Lavik	Traynor
Cunningham	Levin	Treffry
Dahl, Emmons	Marks	Tuff
Dahl, Traill	Moore	Twichell
Dalzell	Morgan	Urschel
Dittmer	McIlraith	Wendland
Downey	McLarty	Williams
Erickson,McKenzie	Muus	Wolf
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hewitt	Oglesby	Peterson, Cass
Lohrbauer	Peterson,Bottineau	Smith
Morris		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Jensen	Schantz
Burgum	Mode	Solberg
Dullea	Parkinson	Symington
Holte	Place	Mr. Speaker

So the bill passed and the title was agreed to and the emergency clause declared carried.

The Speaker resumed the chair.

Mr. Brunsdale moved that the Speaker appoint a conference committee of three to confer with a like committee from the Senate with reference to Senate Bill No. 19.

Which motion prevailed, and the Speaker appointed Representatives Scholl, Dahl of Emmons and Black to serve on such conference committee.

Mr. Brunsdale moved the adoption of Senate Concurrent Resolution "A-j."

Which motion prevailed.

TWELFTH ORDER OF BUSINESS

Senate Concurrent Resolution A-g was read the first time and referred to the Committee on Education.

Senate Concurrent Resolution A-i was read the first time.

Mr. Twichell moved the House recess until 10 o'clock A. M., tomorrow morning.

Which motion prevailed, and the House stood recessed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:
Roland Gessner; Mrs. Nora Burgheim, Minot, N. D.; Hans Moen, Balta, N. D.; Alfred Thorsen, Balta, N. D.; T. A. Lindseth, Silva, N. D.; James Lysne, Silva, N. D.; J. F. Elmer, Hebron, N. D.; Elmer Olson, Oberon, N. D.; Wm. T. Quatier, Wishek, N. D.; Melvin C. Anderson, Appleton, Minn.; Edna Isakson, Forman, N. D.; Mrs. J. W. Baily, Gladstone, N. D.; Albert Jacobson, Coteau, N. D.

FIFTY-SIXTH DAY AFTER RECESS AND THE
FIFTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

The House convened at 10 A. M., pursuant to recess,
Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the
following report:

Mr. Speaker: Your Committee on Enrollment and En-
grossment respectfully report that:

House Bill No. 167. A Bill for an Act Amending and Re-
enacting Section 3 of Chapter 111 of the 1933 Session Laws
Known as the "Flour Label Act."

Also,

House Bill No. 298. A Bill for an Act Requiring Safety
Shatter-proof Glass in Taxis, Passenger and Automotive
School Busses.

Also,

House Bill No. 221. A Bill for an Act Granting Ease-
ments to the United States for Rights of Way Over Lands
Owned by the State of North Dakota for Ditches, Dams,
Dikes, Fills, Spillways, or Other Structures Now Constructed
or to Be Constructed by the United States of America, Its
Instrumentalities or Agencies, for the Purpose of Water
and/or Wildlife Conservation.

Were delivered to the Governor for his approval at the
hour of 10:00 o'clock A. M., March 5, 1935.

VAL. P. WOLF,
Chairman.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds and Prescribing a Penalty for the Violation Hereof.

Also,

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

HOUSE CONCURRENT RESOLUTION "A-12"

Also,

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 from Certain Fund in Office of State Treasurer, Derived from the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future from Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 244. A Bill for an Act to Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

Also,

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and All Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at Any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Banking Institutions and Depositors, Including the Act Creating the Federal Deposit Insurance Corporation and Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

Also,

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

Also,

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deeds, and Declaring an Emergency.

Also,

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset

for Federal Aid, in Extension Division Work of the Agricultural College.

Also,

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Also,

Senate Bill No. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

Also,

Senate Bill No. 75. A Bill for an Act to Provide for Liens in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons Injured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgment Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurers of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Also,

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

Also,

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the "Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 81.

Also,

House Bill No. 133.

Also,

House Bill No. 154.

Also,

House Bill No. 156.

Also,

House Bill No. 182.

Also,

House Bill No. 259.

Also,

House Bill No. 265.

Also,

House Bill No. 289.

Also,

House Bill No. 359.

Also,

House Bill No. 365.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 93.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 183.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 61.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on Senate Bill No. 19, Representatives Scholl, Dahl of Emmons, and Black.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Also,

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 94, Session Laws of the State of North Dakota for the Year 1933.

Also,

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Delinquent Personal Property Taxes From Claims, Demands, Salaries and Wages Due From County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Basic Text Books May Be Changed in the Schools and Educational Institutions in This State.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds and Prescribing a Penalty for the Violation Hereof.

Also,

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Also,

HOUSE CONCURRENT RESOLUTION NO. "A-12"

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Which the Speaker has signed and your signature is respectfully requested.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 from Certain Fund in Office of State Treasurer, Derived from the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future from Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 244. A Bill for an Act to Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

Also,

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and All Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at Any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Banking Institutions and Depositors, Including the Act Creating the Federal Deposit Insurance Corporation and Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-

enact Sub-division (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

Also,

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deeds, and Declaring an Emergency.

Also,

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Also,

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

Also,

Senate Bill No. 75. A Bill for an Act to Provide for Liens in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons In-

jured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgment Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurers of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Also,

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

Also,

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the "Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Biberdorf moved the House do now recess until 10:30.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION "A-i"

Also,

SENATE CONCURRENT RESOLUTION "W"

Also,

SENATE CONCURRENT RESOLUTION "A-h"

Also,

SENATE CONCURRENT RESOLUTION "X"

Which the House has adopted unchanged.

Also return:

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Chapter 272 of the Session Laws of 1931, Authorizing the Board of Administration, with the Approval and Consent of the Governor, to Transfer the License of the Radio Station Located at the State University of North Dakota at Grand Forks, North Dakota.

Also,

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Section 3263 of the Compiled Laws of North Dakota for 1913, Relating to Re-districting Counties Into Commissioner Districts, Petition of Voters and Election Therefor, Question—How Submitted to Voters, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 307. A Bill for an Act Prohibiting Packers from Purchasing or Acquiring Livestock for the Purpose of Feeding and Fattening the Same, and Regulating the Business of Packers Within the State of North Dakota.

Also,

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Sections 8320a13, 8320a14, 8320a19, 8320a20 and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Which the House has indefinitely postponed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Pursuant to recess the House re-convened, Speaker Crockett presiding.

FOURTEENTH ORDER OF BUSINESS

Mr. Godwin moved to pass Senate Bills, 280, 150 and 43.
Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429, Compiled Laws of North Dakota for the Year 1913, Relating to Service of Summons by Publication.

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, 68; nays, 4; absent and not voting 41.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Peterson, Cass
Aljets	Goodlaxon	Randall
Anderson, Bowman	Graham	Ritter
Anderson, Burke	Hall	Sand
Bailey, Eddy	Halverson	Savre
Bauer	Hewitt	Schnell
Bettenhausen	Hill	Scholl
Biberdorf	Holey	Schauss
Bjerke	Holthusen	Shockman
Black	Jensen	Shurr
Born	Kapaun	Smith
Brunsdale	Keidel	Solberg
Brusseau	Kubischta	Stray
Burke	Levin	Thoreson
Caddell	Moore	Treffry
Child	McIlraith	Tuff
Cosgriff	Muus	Twichell
Dalzell	Myers	Urschel
Dullea	Niewoehner	Wendland
Erickson, McLean	Norheim	Williams
Fjeld	Odegard	Wolf
Gessner	Oglesby	Mr. Speaker
Gilbertson	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hanson	O'Brien	Olson, Mountrail
Morris		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Erickson, McKenzie	McLarty
Anfinson	Fedje	Mode
Bailey, Dunn	Fitzgerald	Noben
Beggs	Frosaker	Olson, Hettinger
Bilden	Holte	Page
Blaisdell	Hurd	Parkinson
Borstad	Isaak	Place
Burgum	Johnson	Saumur
Clarke	Langford	Schantz
Cunningham	Larson	Seibel
Dahl, Emmons	Lavik	Symington
Dahl, Traill	Lohrbauer	Thompson
Dittmer	Marks	Traynor
Downey	Morgan	

So the bill passed and the title was agreed to.

Mr. Smith moved that the vote by which Senate Bill No. 227 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twichell moved Senate Bill No. 100 be passed at this time.

Which motion prevailed.

Mr. Godwin moved that during the time there are now less than one hundred Members of the House voting on bills no clincher motions be made.

Which motion prevailed.

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 72; nays, 1; absent and not voting 40.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Oglesby
Aljets	Graham	Olson, Mountrail
Anderson, Bowman	Hall	Peterson, Bottineau
Anderson, Burke	Halverson	Peterson, Cass
Bailey, Eddy	Hanson	Randall
Bailey, Dunn	Hewitt	Ritter
Bauer	Hill	Sand
Bettenhausen	Holey	Saumur
Bjerke	Holthusen	Savre
Black	Isaak	Scholl
Born	Jensen	Schauss
Brunsdale	Kapaun	Shockman
Brusseau	Keidel	Shurr
Burke	Kubischta	Smith
Caddell	Levin	Stray
Child	Marks	Thoreson
Cunningham	Moore	Treffry
Dalzell	Morris	Tuff
Dullea	McIlraith	Twichell
Fjeld	Mode	Urschel
Fitzgerald	Muus	Wendland
Gessner	Norheim	Williams
Gilbertson	O'Brien	Wolf
Godwin	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.
Solberg

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Erickson, McKenzie	Myers
Anfinson	Erickson, McLean	Niewoehner

Messrs.	Messrs.	Messrs.
Beggs	Fedje	Noben
Biberdorf	Frosaker	Olson, Hettinger
Bilden	Holte	Page
Blaisdell	Hurd	Parkinson
Borstad	Johnson	Place
Burgum	Langford	Schantz
Clarke	Larson	Schnell
Cosgriff	Lavik	Seibel
Dahl, Emmons	Lohrbauer	Symington
Dahl, Traill	Morgan	Thompson
Dittmer	McLarty	Traynor
Downey		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Burke moved to pass at this time Senate Bill No. 180.

Which motion prevailed.

Mr. Brunsdale moved to pass at this time Senate Bill No. 194.

Which motion prevailed.

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota, 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise.

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, 67; nays, 0; absent and not voting 46.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hall	Peterson, Bottineau
Anderson, Bowman	Halverson	Peterson, Cass
Anderson, Burke	Hanson	Randall
Bailey, Eddy	Hewitt	Ritter
Bailey, Dunn	Holthusen	Sand
Bauer	Isaak	Saumur
Bettenhausen	Jensen	Savre
Bjerke	Kapaun	Schantz
Black	Keidel	Shockman
Born	Kubischta	Shurr
Brunsdale	Levin	Smith
Brusseau	Marks	Solberg
Burke	Moore	Stray
Cunningham	Morris	Thoreson
Dalzell	McIlraith	Treffry
Dullea	Mode	Tuff
Fjeld	Muus	Twichell

Messrs.	Messrs.	Messrs.
Fitzgerald	Norheim	Urschel
Gessner	O'Brien	Wendland
Gilbertson	Odegard	Williams
Godwin	Oglesby	Wolf
Goodlaxon	Olson, Mountrail	Mr. Speaker
Graham		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Downey	McLarty
Anderson, Sargent	Erickson, McKenzie	Myers
Anfinson	Erickson, McLean	Niewoehner
Beggs	Fedje	Noben
Biberdorf	Frosaker	Olson, Hettinger
Bilden	Hill	Page
Blaisdell	Holey	Parkinson
Borstad	Holte	Place
Burgum	Hurd	Schnell
Caddell	Johnson	Scholl
Child	Langford	Seibel
Clarke	Larson	Schauss
Cosgriff	Lavik	Symington
Dahl, Emmons	Lohrbauer	Thompson
Dahl, Traill	Morgan	Traynor
Dittmer		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Brunsdale asked unanimous consent of the House to amend Senate Bill No. 212.

Which request was granted.

Mr. Brunsdale moved Senate Bill No. 212 be amended as follows:

On page 2 line 22 of the printed bill, after the word "public" and before the word "issuing," insert the word "body."

Mr. Brunsdale moved the rules be suspended and that Senate Bill No. 212 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 212. A Bill for an Act Validating, Ratifying, Approving and Confirming Bonds, Warrants and Other Instruments or Obligations Heretofore Issued by Public Bodies of This State for the Purpose of Financing in Whole or in Part Public Works Projects, and Validating All Proceedings Heretofore Taken for the Incorporation of Any Public Body as Defined in the Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 80; nays, 0; absent and not voting 33.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Olson, Hettinger
Aljets	Graham	Olson, Mountrail
Anderson, Bowman	Hall	Page
Anderson, Burke	Halverson	Peterson, Bottineau
Bailey, Eddy	Hanson	Peterson, Cass
Bailey, Dunn	Hewitt	Randall
Bauer	Hill	Ritter
Bettenhausen	Holthusen	Sand
Bilden	Isaak	Saumur
Bjerke	Jensen	Savre
Black	Kapaun	Schantz
Born	Keidel	Schauss
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burke	Larson	Smith
Child	Levin	Solberg
Cunningham	Marks	Stray
Dahl, Traill	Moore	Thoreson
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Dullea	Mode	Twichell
Erickson, McLean	Muus	Urschel
Fjeld	Niewoehner	Wendland
Fitzgerald	Norheim	Williams
Gessner	O'Brien	Wolf
Gilbertson	Odegard	Mr. Speaker
Godwin	Oglesby	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Downey	McLarty
Anfinson	Erickson, McKenzie	Myers
Beggs	Fedje	Noben
Biberdorf	Frosaker	Parkinson
Blaisdell	Holey	Place
Borstad	Holte	Schnell
Burgum	Hurd	Scholl
Caddell	Johnson	Seibel
Clarke	Lavik	Symington
Cosgriff	Lohrbauer	Thompson
Dahl, Emmons	Morgan	Traynor

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 222. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 180 of the Session Laws of the State of North Dakota for 1929, Relating

to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 82; nays, 3; absent and not voting 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	O'Brien
Aljets	Godwin	Odegard
Anderson, Bowman	Goodlaxon	Oglesby
Bailey, Eddy	Graham	Olson, Hettinger
Bailey, Dunn	Hall	Page
Bauer	Halverson	Peterson, Bottineau
Bettenhausen	Hanson	Peterson, Cass
Biberdorf	Hewitt	Randall
Bilden	Holey	Ritter
Bjerke	Holthusen	Sand
Black	Isaak	Saumur
Born	Jensen	Savre
Brunsdale	Keidel	Schantz
Burke	Kubischta	Seibel
Caddell	Langford	Schauss
Child	Larson	Shockman
Cosgriff	Levin	Shurr
Cunningham	Marks	Smith
Dahl, Traill	Moore	Solberg
Dalzell	Morris	Stray
Dittmer	McIlraith	Thoreson
Downey	Mode	Treffry
Dullea	Muus	Tuff
Erickson, McLean	Myers	Twichell
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brusseau	Ilili	Olson, Mountrail

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Frosaker	Parkinson
Anderson, Sargent	Holte	Place
Anfinson	Hurd	Schnell
Beggs	Johnson	Scholl
Blaisdell	Kapaun	Symington
Borstad	Lavik	Thompson

Messrs.	Messrs.	Messrs.
Burgum	Lohrbauer	Traynor
Clarke	Morgan	Urschel
Dahl, Emmons	McLarty	Wolf
Erickson, McKenzie		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 223. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to the Time, Place and Manner of Holding City Elections in Cities Under the City Council Form of Government, and Providing That Elective Officers Serve Until Their Successors Are Elected and Qualify, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 83; nays, 1; absent and not voting 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Noben
Aljets	Gessner	Norheim
Anderson, Bowman	Gilbertson	O'Brien
Anderson, Burke	Godwin	Odegard
Bailey, Eddy	Goodlaxon	Oglesby
Bailey, Dunn	Graham	Page
Bauer	Halverson	Peterson, Bottineau
Bettenhausen	Hanson	Peterson, Cass
Biberdorf	Hewitt	Randall
Bjerke	Holey	Ritter
Black	Holthusen	Saumur
Born	Isaak	Savre
Brunsdale	Jensen	Schantz
Brusseau	Kapaun	Seibel
Burke	Keidel	Schauss
Child	Kubischta	Shockman
Clarke	Langford	Smith
Cosgriff	Larson	Solberg
Cunningham	Lavik	Stray
Dahl, Traill	Levin	Thoreson
Dalzell	Moore	Treffry
Dittmer	Morris	Tuff
Downey	McIlraith	Twichell
Dullea	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Mr. Speaker

Those voting in the negative were:

Messrs.
Marks

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hall	Parkinson
Anfinson	Hill	Place
Beggs	Holte	Sand
Bilden	Hurd	Schnell
Blaisdell	Johnson	Scholl
Borstad	Lohrbauer	Shurr
Burgum	Morgan	Symington
Caddell	McLarty	Thompson
Dahl, Emmons	Olson, Hettinger	Traynor
Erickson, McKenzie	Olson, Mountrail	Wolf
Frosaker		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 276. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

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, 95; nays, 0; absent and not voting 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Myers
Aljets	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Noben
Anderson, Burke	Gilbertson	Norheim
Bailey, Eddy	Godwin	O'Brien
Bailey, Dunn	Goodlaxon	Odegard
Bauer	Graham	Oglesby
Beggs	Hall	Olson, Hettinger
Bettenhausen	Halverson	Olson, Mountrail
Biberdorf	Hanson	Page
Bilden	Hewitt	Peterson, Cass
Bjerke	Holey	Randall
Black	Holthusen	Ritter
Born	Holte	Saumur
Borstad	Hurd	Savre
Brunsdale	Isaak	Schantz
Brusseau	Jensen	Schnell
Burke	Kapaun	Seibel
Child	Keidel	Shockman
Clarke	Kubischta	Smith
Cosgriff	Langford	Solberg
Cunningham	Larson	Stray
Dahl, Emmons	Lavik	Thoreson
Dahl, Traill	Levin	Treffry
Dalzell	Marks	Tuff

Messrs.	Messrs.	Messrs.
Dittmer	Moore	Twichell
Downey	Morgan	Urschel
Dullea	Morris	Wendland
Erickson, McKenzie	McIlraith	Williams
Erickson, McLean	McLarty	Wolf
Fedje	Mode	Mr. Speaker
Fjeld	Muus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Johnson	Scholl
Anfinson	Lohrbauer	Schauss
Blaisdell	Parkinson	Shurr
Burgum	Peterson, Bottineau	Symington
Caddell	Place	Thompson
Hill	Sand	Traynor

So the bill passed and the title was agreed to.

The Speaker called Mr. Dahl of Emmons to the chair.

The Speaker resumed the chair.

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688a11 of the Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Abolition of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Noben
Anderson, Bowman	Gilbertson	Norheim
Anderson, Burke	Goodlaxon	O'Brien
Anderson, Sargent	Graham	Odegard
Bailey, Eddy	Hall	Oglesby
Bailey, Dunn	Halverson	Olson, Mountrail
Bauer	Hanson	Page
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bilden	Holthusen	Saumur
Bjerke	Holte	Savre
Black	Hurd	Schantz
Born	Isaak	Schnell
Borstad	Johnson	Seibel
Brunsdale	Kapaun	Schauss
Brusseau	Keidel	Shockman
Burgum	Kubischta	Shurr

Messrs.	Messrs.	Messrs.
Burke	Langford	Smith
Child	Larson	Solberg
Clarke	Lavik	Stray
Cosgriff	Levin	Thompson
Cunningham	Marks	Thoreson
Dahl, Emmons	Moore	Treffry
Dahl, Traill	Morgan	Tuff
Dalzell	Morris	Twichell
Dittmer	McIlraith	Urschel
Downey	McLarty	Wendland
Dullea	Mode	Williams
Erickson, McLean	Muus	Wolf
Fjeld	Myers	Mr. Speaker
Frosaker	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Peterson, Bottineau
Anfinson	Godwin	Place
Blaisdell	Jensen	Sand
Caddell	Lohrbauer	Scholl
Erickson, McKenzie	Olson, Hettinger	Symington
Fedje	Parkinson	Traynor

So the bill passed and the title was agreed to and the emergency clause declared carried.

REPORT OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency

Have had the same under consideration and recommend that the same do pass.

ED. A. HILL,
Chairman.

Mr. Child moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

ED. A. HILL,
Chairman.

Mr. Kubischta moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of line 4, of the engrossed bill, strike out the word "pro-"; strike out all of lines 5, 6, and 7 and all of

line 8 to and including the word "quorum" and insert in lieu thereof the following: "four of such board shall constitute a quorum. Provided that at any special meeting called in case of an emergency; the Governor, the Chief Justice of the Supreme Court and the Attorney General shall constitute a quorum."

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. Speaker: Your Committee on Insurance to whom was referred:

Senate Bill No. 299. A Bill for an Act Authorizing the Governing Boards of Cities to Provide Group Life, Health and Accident Insurance on the Employees of Said City and to Pay the Premiums Thereon and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

BEN FEDJE,
Chairman.

Mr. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers, Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill: strike out the "comma" in line 3 of the title where it occurs between the word "snuff" and the words "cigarette papers," and insert in lieu thereof the word "and."

Strike out the balance of the title and insert in lieu thereof the word "repeal."

Strike out all the balance of the bill excepting the Enacting Clause. After the Enacting Clause, add the following: The mulct tax heretofore and now fixed by law at the sum

of \$12.50 as an annual license fee for the retail sale of cigarettes, snuff, cigarette papers or tubes, is hereby reduced and fixed at the sum of \$7.50; and the stamp tax upon the retail sale of snuff is hereby fixed and established at the sum of two cents upon each one and one-fourth ounce or major fraction thereof. Provided, however, that the present requirement from retail dealers in such merchandise, of a bond in the sum of not less than \$500.00, is hereby repealed.

And when so amended recommend that same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker. Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd Day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 8 of the engrossed bill, line 24, after the word "of," strike out the words "twelve midnight" and insert in lieu thereof "two o'clock A. M."

And when so amended recommend the same do pass.

ED. A. HILL,
Chairman.

Mr. Child moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Provide for the Conversion of Building and Loan Asso-

ciations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1 after the word "corporation" strike out the balance of the Section.

And when so amended recommend the same do pass.

VAL. P. WOLF,
Chairman.

Mr. Gessner moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 321. A Bill for an Act Providing for the Dissolution of Counties of This State, Providing the Procedure Therefor and Conditions Precedent, Giving Jurisdiction in Relation Thereto to the District Court, Providing for Proclamation by the Governor, Authorizing Attaching Territory of a Dissolved County to Another County for Judicial Purposes, Providing for Future Government and Tax Action, Giving Certain Powers to County Officers of the County to Which Said Territory is Attached, Providing for Liquidation of Indebtedness and Jurisdiction and Duties in Connection Therewith and Providing for Its Obligations and Duties as an Unorganized Territory and the Execution Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In the first line of the printed bill, in the title, after the word "State" insert the following words: "having a population not to exceed 8 thousand (8000)."

In Section 1, line 1, after the word "State" insert the following words: "having a population not to exceed 8 thousand (8000)."

And when so amended recommend the same do pass.

ED A. HILL,
Chairman.

Mr. Stray moved the report be adopted.

Mr. Wolf moved as a substitute motion Senate Bill No. 321 be indefinitely postponed.

Which motion prevailed.

Mr. Wolf moved the vote by which Senate Bill No. 321 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Warehouse and Grain Grading made the following report:

Mr. Speaker: Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Bill No. 250. A Bill for an Act to Exempt Grain Warehousemen from Suit for Conversion of Grain Bought, Unless the Instrument Creating Said Interests of Liens Is on File or of Record, or Written Notice of the Existence Thereof Is Given to the Warehousemen.

Have had the same under consideration and recommend that the same do pass.

GOTTLIEB ISAAK,
Chairman.

Mr. Noben moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. Speaker: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 252. A Bill for an Act Providing for the Speedy Liquidation of Insolvent Banks, Providing Procedure for Liquidating and Closing Receiverships of Insolvent Banks, Granting Additional Powers to the Supreme Court and Directing the Procedure to Be Had by Said Court and Defining the Powers and Duties of the Supreme Court in Bank Receiverships.

Have had the same under consideration and recommend that the same be indefinitely postponed.

VAL. P. WOLF,
Chairman.

Mr. Born moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 271. A Bill for an Act Empowering the Board of County Commissioners to Abate, Cancel or Reduce Personal Property Taxes Upon Evidence Satisfying Said Commissioners of the Unjustness of the Assessment or Taxes; Providing a Manner Through Which the Same May Be Done, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL,
Chairman.

Mr. Child moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out the Senate amendments \$495,177.27 and insert in lieu thereof \$409,095.83.

In line 12, item 4, strike out the Senate amendments \$7,500 and insert in lieu thereof \$6,728.00.

Item 5½, line 13½, leave as senate amended it.

Line 17, strike out the Senate amendment \$120,346.12 and insert in lieu thereof \$110,346.12.

In line 20, item 2a, strike out the Senate amendment \$75,407.20 and insert in lieu thereof \$69,407.20.

In line 21, item 2b, strike out the Senate amendments \$37,576.96 and insert in lieu thereof \$31,576.96.

In line 22, item 3, strike out the Senate amendment \$40,000.00 and insert in lieu thereof \$35,788.00.

In line 24, item 4a, strike out the Senate amendments \$130,000 and insert in lieu thereof \$112,454.40.

In line 27, item 5, strike out the Senate amendment \$20,000 and insert in lieu thereof \$15,919.00.

In line 29, item 7, strike out the Senate amendment \$7,000.00 and insert in lieu thereof \$5,000.

In line 35, item 1, strike out the Senate amendment \$24,000 and insert in lieu thereof \$21,178.60.

Page 3, line 37, item 3, strike out the Senate amendment \$40,000 and insert in lieu thereof \$37,510.56.

In line 39, item 5, strike out the figures 30,000.00 and insert in lieu thereof \$26,000.00.

In line 40, strike out all the Senate amendments including figures \$34,320 and insert in lieu thereof \$17,160.00.

In line 42, strike out the Senate amendments \$734,544.60 and insert in lieu thereof the figures \$657,463.16.

In line 44a, strike out Senate amendments \$430,244.60 and insert in lieu thereof \$353,163.16.

In line 50, item 2, strike out the figures \$15,000 and insert in lieu thereof \$8,000.00.

Page 4, line 60, item 1, strike out the figures \$7,500 and insert in lieu thereof \$5,500.

In line 62, strike out the Senate amendment \$495,177.27 and insert in lieu thereof \$409,095.83.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 22. A Bill for an Act Making an Appropriation to pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill, strike out the Senate amendments \$623,088 and insert in lieu thereof \$582,963.

In line 6 leave the Senate amendment.

In line 11, item 1b, strike out the figures \$19,576 and insert in lieu thereof \$21,000.

In line 12, item 2, strike out \$176,830 and insert in lieu thereof 175,000.

In line 19, item 9, strike out 7,900 and insert in lieu thereof 5,900.

In line 22, item 12, strike out 8,000 and insert in lieu thereof 7,000.

In line 22½ as amended by the Senate leave the amendments stand as amended.

Line 31a, item 5, strike out 7,500 and insert in lieu thereof 6,500.

Line 32½ as amended by the Senate, leave as amended by the Senate.

Page 3, line 35, item 1, strike out 4,380 and insert in lieu thereof 3,380.

Line 37, item 2, strike out 40,000 and insert in lieu thereof 35,000.

Line 37½ as amended by the Senate, strike out 6,000 and insert 5,000.

In line 43, strike out all of the Senate amendment including the figures 49,770 and insert in lieu thereof 24,885.00.

In line 45, strike out Senate amendment 779,830 and insert 763,539.

In line 48, strike out Senate amendments 587,830 and insert 551,539.

In line 49, strike out figures \$10,054, insert in lieu thereof 6,220.

In line 53, strike out Senate amendments 623,088 and insert in lieu thereof \$582,963.00.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Article IV, Sections 1151, 1155, 1158, and Article V, Sections 1160 and 1162 of the Compiled Laws of North Dakota, 1913, Providing the Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Also Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "A Bill" and insert the following:

"For an Act to Amend and Re-enact Sections 1151, 1154, 1155, 1158, and 1160 of the 1913 Compiled Laws Providing for the Time and Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. AMENDMENT.) That Section 1151 of the 1913 Compiled Laws be and the same is hereby amended and re-enacted to read as follows:

Section 1151. OFFICERS TO BE ELECTED.) On the Second Tuesday of July of each year there shall be elected one school director for the term of three years and on the second Tuesday in July of each even numbered year a school treasurer for the term of two years. Such officers shall hold their respective offices from the third Tuesday in July following their election for the number of years respectively for which they were elected, and until their successors are elected and qualified. At the first election for the organization of a new school district there shall be elected at large for such school district three directors, one to serve until the first annual election, one to serve until the second annual election thereafter and one to serve until the third annual election thereafter, and a school treasurer to serve until the annual election in the next even numbered year and until his successor is elected and qualified.

Section 2. AMENDMENT.) That Section 1154 of the 1913 Compiled Laws be and the same is hereby amended and re-enacted to read as follows:

Section 1154. HOURS POLLS OPEN.) At the time and place fixed by the school board for holding the annual school election, the Board shall at one o'clock P. M. of said day hear the reports of the clerk and treasurer for the preceding year and shall have and conduct such discussions or hearing thereon as may be desirable for those present at said meeting. All interested persons may participate and such report shall be open for inspection. At two o'clock P. M., the transaction of all other business shall suspend and the polls shall be open and remain open until five o'clock P. M., for the election of district school officers.

Section 3. AMENDMENT.) That Section 1155 of the 1913 Compiled Laws be and the same is hereby amended and re-enacted to read as follows:

Section 1155. NOTICE OF ANNUAL ELECTION.) At least fourteen days before the second Tuesday of July of each year the district school board of each school district shall designate one voting place as convenient as possible to the voters of such district at which such annual election shall be held, and shall cause notice of such election to be posted in at least three of the most public and conspicuous places within the district. Such notice shall be signed by the clerk or in his absence by the president of the district school board, and shall state the time and place of holding such election, and the officers to be elected and their terms of office, and shall be substantially in the following form:

Notice is hereby given that on Tuesday, the day of July, A. D. 19....., an election will be held at (here insert polling place) for the purpose of electing (here insert officers to be elected and term each is to serve)

for School District No. or for
 (Here insert name of school district). The polls
 will be opened at two o'clock p. m. and closed at
 five o'clock p. m. of that day.

By order of School Board,

Signed

Section 4. AMENDMENT.) That Section 1158 of the
 1913 Compiled Laws be and the same is hereby amended
 and re-enacted to read as follows:

Section 1158. CERTIFICATE OF ELECTION.) The
 clerk of the school district shall within five days after such
 election furnish each person elected to any district office, a
 written notice of his election and of his duty to take the oath
 of office as such officer, on or before the third Tuesday in
 July following such election. He shall also forward to the
 county superintendent within ten days after such election a
 certified list of all the officers elected thereat.

Section 5. AMENDMENT.) That Section 1160 of the
 1913 Compiled Laws be and the same is hereby amended and
 re-enacted to read as follows:

Section 1160. ORGANIZATION, CLERK.) The school
 board shall meet annually on the second Tuesday in July at
 ten o'clock a. m. at the place designated for the holding of
 the annual election, at which time and place the board shall
 proceed to transact such business as may be necessary to
 close the books for the fiscal year. On the third Tuesday
 in July succeeding the annual election the school board shall
 meet and organize by choosing one of the members pres-
 ident, and a competent person, not a member of the board,
 clerk, who shall hold office during the pleasure of the board.
 At the same time the budget and levy for the ensuing year
 shall be made and such other business transacted as may
 properly come before the board.

Section 6. REPEAL.) All Acts and parts of acts in
 conflict herewith are hereby repealed.

Section 7. EMERGENCY.) This Act is hereby declared
 to be an emergency measure and shall be in full force and
 effect from and after its passage and approval."

And when so amended recommend the same do pass.

GUS. A. SCHAUSS,
 Chairman.

Mr. Lavik moved that the report be adopted, which mo-
 tion prevailed and the report was adopted.

The Committee on Warehouse and Grain Grading made
 the following report:

Mr. Speaker: Your Committee on Warehouse and Grain
 Grading to whom was referred:

SENATE CONCURRENT RESOLUTION "A-f"

Have had the same under consideration and recommend that the same do pass.

GOTTLIEB ISAAK,
Chairman.

Mr. Oglesby moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

SENATE CONCURRENT RESOLUTION "A-g"

Have had the same under consideration and recommend that the same do pass.

GUS. A. SCHAUSS,
Chairman.

Mr. Myers moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill, as it came from the Senate, in line 2, Subsection A of Section 1, after the word "by" insert the word "one" and in lines 2 and 4, of the same Subsection, strike out the word "institutions" and insert in lieu thereof the word "institution."

Strike out all of Section 5 and insert in lieu thereof: Section 5. APPROPRIATION.) The cost of carrying on the correspondence teaching under this Act shall be paid out of the State Equalization fund as provided for in Chapter 229 of the Session Laws of 1933, or Acts amendatory thereof. All vouchers shall be approved by the State Director.

In line seven, Section 6, of the engrossed bill, after the word "extent" insert the word "with."

And when so amended recommend the same do pass.

GUS A. SCHAUSS,
Chairman.

Mr. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved the vote by which Senate Concurrent Resolution "A-e" was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Godwin moved the Senate be requested to return Senate Concurrent Resolution "A-e."

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to inform you that the House requests the return of Senate Concurrent Resolution "A-e."

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

The Conference Committee on House Bill No. 72 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Have had the same under consideration and recommend:

The amended bill be further amended by striking out the word "with" in line 4 following the word "made" and inserting in lieu thereof the word "without."

In Section 2, after the words "Veterans Administration" strike out the word "Facilities" and insert in lieu thereof the word "Bureau."

In Section 2, line 5, strike out the words "next of kin" and insert in lieu thereof the following: "mother or father, or if not living, upon all brothers and sisters over the age of sixteen."

For the Senate:

O. E. ERICKSON,
ED. GREENE,
WILLIAM KROEBER.

For the House:

E. J. McILRAITH,
ALEX DALZELL,
LELAND SMITH.

SIXTH ORDER OF BUSINESS

Mr. Wolf moved the House adopt the report of the Conference Committee as to House Bill No. 72, and that the Committee be discharged.

Which motion prevailed.

Mr. Wolf moved the rules be suspended and House Bill No. 72 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required; Repealing All Acts or Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 72; nays, 14; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	McIlraith
Anderson, Bowman	Fitzgerald	McLarty
Anderson, Sargent	Frosaker	Mode
Anfinson	Gessner	Myers
Bailey, Eddy	Gilbertson	Niewoehner
Bailey, Dunn	Godwin	Noben
Bauer	Goodlaxon	Norheim
Beggs	Graham	Oglesby
Bettenhausen	Hall	Page
Biberdorf	Hewitt	Ritter
Bilden	Holey	Saumur
Black	Holthusen	Savre
Born	Hurd	Schnell
Borstad	Isaak	Seibel
Brusseau	Jensen	Shockman
Caddell	Kapaun	Shurr
Child	Keidel	Smith
Clarke	Kubischta	Thoreson
Cosgriff	Langford	Treffry
Dahl, Traill	Larson	Tuff
Dalzell	Lavik	Urschel
Dullea	Levin	Wendland
Erickson, McKenzie	Marks	Williams
Erickson, McLean	Morgan	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Odegard	Thompson
Burke	Olson, Mountrail	Traynor

Messrs.	Messrs.	Messrs.
Dittmer	Peterson, Cass	Twichell
Holte	Schantz	Mr. Speaker
Morris	Stray	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Halverson	Parkinson
Anderson, Burke	Hanson	Peterson, Bottineau
Bjerke	Hill	Place
Blaisdell	Johnson	Randall
Burgum	Lohrbauer	Sand
Cunningham	Moore	Scholl
Dahl, Emmons	Muus	Schauss
Downey	O'Brien	Solberg
Fedje	Olson, Hettinger	Symington

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

CONFERENCE REPORT

Mr. Speaker: Your Conference Committee appointed to confer with a like committee from the Senate on:

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

And beg leave to report that we have agreed to the following amendments to the engrossed bill:

Item 2—Clerkhire	\$69,000
Item 6—Printing	4,000
Item 7—Miscellaneous	7,000
Item 8—Travel Expense	7,000

That the totals in line 3 and lines 21 of Section 1 read \$127,940.00 in each place.

House:

O. C. OLSON,
NELS P. NOBEN,
WM. BAUER.

Senate:

W. S. HANDLEY,
C. W. FINE,
ALBERT DUBAY.

Mr. Olson moved the report be adopted and the committee be discharged.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 44 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 81; nays, 9; absent and not voting 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Anderson, Bowman	Frosaker	Odegard
Anderson, Burke	Gessner	Olson, Hettinger
Anderson, Sargent	Godwin	Olson, Mountrail
Anfinson	Goodlaxon	Peterson, Bottineau
Bailey, Eddy	Graham	Place
Bauer	Hall	Ritter
Beggs	Halverson	Sand
Bettenhausen	Hewitt	Savre
Biberdorf	Hill	Schantz
Bilden	Holey	Schnell
Bjerke	Isaak	Seibel
Black	Jensen	Schauss
Born	Kubischta	Shockman
Borstad	Larson	Shurr
Brunsdale	Lavik	Smith
Brusseau	Levin	Solberg
Burke	Marks	Stray
Caddell	Moore	Thoreson
Child	McIlraith	Traynor
Cosgriff	McLarty	Treffry
Clarke	Mode	Tuff
Dahl, Emmons	Muus	Urschel
Dahl, Traill	Myers	Wendland
Dalzell	Niewoehner	Wolf
Downey	Noben	Mr. Speaker
Erickson, McKenzie	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cunningham	Keidel	Page
Dittmer	Morgan	Peterson, Cass
Holte	Oglesby	Thompson
Kapaun		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Parkinson
Bailey, Dunn	Hanson	Randall
Blaisdell	Holthusen	Saumur

Messrs.	Messrs.	Messrs.
Burgum	Hurd	Scholl
Dullea	Johnson	Symington
Erickson, McLean	Langford	Twichell
Fedje	Lohrbauer	Williams
Fjeld	Morris	

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEES

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 104. A Bill for an Act to Prohibit the Employment of Married Women in All State or County Offices, Departments, Bureaus, Boards, and Commissions; and Providing a Penalty Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Morris moved the vote by which Senate Bill No. 104 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 107. A Bill for an Act to Amend and Re-enact Section 339 of the Compiled Laws of North Dakota for 1913, Relating to Selection of School Lands for Leasing, Advertising Same, Auction When Held, Commencement of Lease, and Repealing All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Child moved the vote by which Senate Bill No. 107 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. Speaker: Your Committee on Judiciary to whom was referred:

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrate and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrate Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the present Section 2 of the original bill and insert in lieu thereof the following:

Section 2. QUALIFICATIONS OF POLICE MAGISTRATES AND CITY JUSTICES OF THE PEACE.) No person shall be eligible to election to the office of Police Magistrate or City Justice of the Peace in such cities who is not a qualified elector of the city, and who shall not have resided therein at least nine months before the last preceding election, and no person shall be eligible to hold either of said offices by appointment unless he is a citizen of the United States. And no person shall be eligible to election or appointment to the office of Police Magistrate or the office of City Justice of the Peace in cities of Five Thousand inhabitants or more, situate in counties where the County Court has not increased jurisdiction, unless such person is an attorney at law and if the incumbent of any such office of Police Magistrate or City Justice of the Peace shall not have all of the qualifications for such office as herein provided, then immediately upon the taking effect of this act such office shall become vacant automatically and the office shall then be filled by appointment as now provided by law.

And when so amended recommend the same do pass.

EDW. SAVRE,
Chairman.

Mr. Moore moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 275. A Bill for an Act Creating a City Board of Inspectors to Be Known as "Painters and Decorators Inspection Board" in Cities of Two Thousand Population or Over; Providing for the Appointment of the Members of the Said Board; Requiring All Painters, Decorators, and

Paperhangers to Obtain Permits From Said City Board; Providing for the Inspection of Work of Painters, Decorators and Paperhangers; Providing for the License Fee and Penalties for the Violation Thereof and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brusseau moved the vote by which Senate Bill No 275 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 306. A Bill for an Act Authorizing the Governor to Enter Into Agreements with the President of the United States Under an Act of Congress Entitled "An Act for the Relief of Unemployed Through the Performance of Useful Public Work, and for Other Purposes," Approved March 31, 1933, and Other Acts Supplemental Thereto; Authorizing the Governor to Enter Into Agreements With Private Land Owners, Declaring the Rights and Duties of the Conservation Commission and of Such Land Owner Thereunder and Providing Procedure for Giving Notice to Mortgagees and Lien Holders Against Lands Affected, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Mr. Anfinson moved that the report be adopted, which motion prevailed and the report was adopted:

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 243 of the Session Laws of 1933, Relating to Employment of Labor of Prisoners in the State Penitentiary, for the Sale of the Products of Said Labor, the Use of Receipts from Said Sales and Repealing All Acts or Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. Speaker: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

In printed bill, in Section 8, page 7, line 3, following the word "livestock," insert the word "within the area."

In the same Section on page 7, line 10, following the word "association" insert a period and strike out the remainder of line 10 and all of lines 11, 12, and 13 on page 8.

On page 9, line 10, strike out all of sub-section (1) and insert in lieu thereof the following:

"(1) The amount of winter feed that the member can raise on land owned or leased by him situated in the district or on land situated within two miles of the outside boundary of the district."

And when so amended recommend the same do pass.

CARL ANFINSON,
Chairman.

Carl Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Con-

servation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 79; nays, 20; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fjeld	Niewoehner
Anderson, Burke	Fitzgerald	Noben
Anderson, Sargent	Frosaker	O'Brien
Anfinson	Gessner	Odegard
Bailey, Eddy	Gilbertson	Oglesby
Bailey, Dunn	Godwin	Olson, Hettinger
Bauer	Goodlaxon	Page
Bettenhausen	Graham	Peterson, Cass
Bilden	Hall	Place
Bjerke	Halverson	Sand
Black	Hewitt	Saumur
Born	Holte	Savre
Borstad	Johnson	Schantz
Brunsdale	Kapaun	Schnell
Burke	Keidel	Scholl
Caddell	Kubischta	Schauss
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Moore	Thompson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Twichell
Downey	McLarty	Urschel
Dullea	Muus	Wendland
Erickson,McKenzie	Myers	Wolf
Fedje		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Isaak	Ritter
Beggs	Jensen	Seibel
Biberdorf	Levin	Shockman
Brusseau	Marks	Stray
Dahl, Emmons	Norheim	Thoreson
Erickson, McLean	Olson, Mountrail	Mr. Speaker
Hanson	Peterson,Bottineau	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Holthusen	Randall
Blaisdell	Hurd	Symington
Burgum	Lohrbauer	Tuff
Hill	Mode	Williams
Holey	Parkinson	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Aljets moved that the vote by which Senate Bill No. 296 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved that Senate Bill No. 280 be returned to General Orders.

Which motion prevailed.

Mr. Godwin asked unanimous consent of the House to amend Senate Bill No. 150.

Which request was granted.

Mr. Godwin moved to amend Senate Bill No. 150 by correcting the spelling of the word "advise" in the next to the last line of the House amendment to read "advice."

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 150 be placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 56; nays, 37; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Muus
Anderson, Bowman	Frosaker	Myers
Anderson, Burke	Gilbertson	Niewoehner
Anderson, Sargent	Godwin	Noben
Anfinson	Goodlaxon	O'Brien
Bailey, Dunn	Hall	Peterson, Cass
Bauer	Halverson	Place
Bettenhausen	Hewitt	Sand
Biberdorf	Holthusen	Saumur
Born	Holte	Schantz
Borstad	Johnson	Schnell
Brunsdale	Kapaun	Scholl
Burke	Keidel	Shurr

Messrs.	Messrs.	Messrs.
Caddell	Lavik	Solberg
Clarke	Moore	Thompson
Cosgriff	Morgan	Twichell
Dullea	Morris	Urschel
Erickson,McKenzie	McLarty	Wendland
Fedje	Mode	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Jensen	Page
Black	Kubischta	Peterson,Bottineau
Brusseau	Langford	Randall
Child	Larson	Savre
Cunningham	Levin	Seibel
Dahl, Emmons	Marks	Shockman
Dahl, Traill	McIlraith	Stray
Dittmer	Norheim	Thoreson
Downey	Odegard	Treffry
Gessner	Oglesby	Tuff
Graham	Olson, Hettinger	Wolf
Hanson	Olson, Mountrail	Mr. Speaker
Hill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Ritter
Bailey, Eddy	Fjeld	Schauss
Beggs	Holey	Smith
Bilden	Hurd	Symington
Blaisdell	Isaak	Traynor
Burgum	Lohrbauer	Williams
Dalzell	Parkinson	

So the bill was lost.

SEVENTH ORDER OF BUSINESS

Mr. Hewitt moved that Senate Bill No. 100 be placed on the calendar preceeding Senate Bill No. 101.

Which motion prevailed.

Mr. Scholl moved further consideration of Senate Bill No. 43 be indefinitely postponed.

Which motion prevailed.

Mr. Dahl of Emmons moved the vote by which Senate Bill No. 43 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Twichell: I hate like the dickens not to be able to help the Nonpartisan League divide themselves into Communists and Socialists, but I don't like this kind of a law.

The Speaker: How do you vote?

Mr. Twichell: I vote "no."

Senate Bill No. 180. A Bill for an Act to Amend and Re-enact Section 860 of the Compiled Laws of North Dakota of the Year 1913.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 49; nays, 51; absent and not voting 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Peterson, Bottineau
Anderson, Bowman	Godwin	Place
Anderson, Burke	Hill	Ritter
Anderson, Sargent	Isaak	Sand
Anfinson	Jensen	Savre
Bauer	Larson	Scholl
Biberdorf	Levin	Seibel
Bilden	Marks	Shurr
Borstad	Moore	Solberg
Brusseau	McIlraith	Stray
Caddell	McLarty	Thoreson
Dahl, Emmons	Myers	Treffry
Dahl, Traill	Noben	Tuff
Dalzell	Odegard	Wendland
Erickson, McKenzie	Olson, Hettinger	Williams
Fedje	Olson, Mountrail	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Goodlaxon	Niewoehner
Bailey, Eddy	Graham	Norheim
Bailey, Dunn	Hall	O'Brien
Black	Halverson	Oglesby
Born	Hewitt	Page
Brunsdale	Holey	Randall
Burke	Holthusen	Saumur
Clarke	Holte	Schantz
Cosgriff	Hurd	Schnell
Cunningham	Johnson	Schauss
Dittmer	Kapaun	Shockman
Downey	Keidel	Smith
Dullea	Kubischta	Thompson
Fjeld	Langford	Traynor
Frosaker	Lavik	Twichell
Gessner	Morris	Urschel
Gilbertson	Muus	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Child	Mode
Bettenhausen	Erickson, McLean	Parkinson
Bjerke	Hanson	Peterson, Cass
Blaisdell	Lohrbauer	Symington
Burgum	Morgan	

So the bill was declared lost.

Mr. Gilbertson moved that the vote by which Senate Bill No. 180 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Morris moved all absent members be excused.

Which motion prevailed.

Mr. Brunsdale moved the House do now adjourn.

Which motion prevailed, and the House stood adjourned.

FIFTY-SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

The House convened at 2:00 P. M., pursuant to adjournment, Speaker Crockett presiding.

Prayer by the Chaplain, Rev. N. E. McCoy, Carrington, N. D.

2:00 P. M.

ROLL CALL

Roll Call: the roll was called and there were 67 present, and 46 absent.

Those present:

Messrs.	Messrs.	Messrs.
Adam	Hall	O'Brien
Anderson, Bowman	Halverson	Odegard
Anderson, Burke	Hewitt	Oglesby
Anfinson	Holey	Olson, Hettinger
Bailey, Eddy	Holthusen	Olson, Mountrail
Beggs	Holte	Page
Biberdorf	Hurd	Peterson, Bottineau
Bilden	Isaak	Peterson, Cass
Bjerke	Jensen	Randall
Black	Johnson	Sand
Caddell	Keidel	Saumur
Child	Kubischta	Schantz
Cosgriff	Langford	Scholl
Cunningham	Levin	Seibel
Dahl, Traill	Morgan	Shurr
Dalzell	Morris	Smith
Erickson, McLean	McIlraith	Solberg
Fjeld	McLarty	Tuff
Gessner	Mode	Twichell
Gilbertson	Muus	Wendland
Goodlaxon	Myers	Williams
Graham	Norheim	Mr. Speaker
Hanson		

Those absent:

Messrs.	Messrs.	Messrs.
Aljets	Dullea	Parkinson
Anderson, Sargent	Erickson, McKenzie	Place

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Fedje	Ritter
Bauer	Fitzgerald	Savre
Bettenhausen	Frosaker	Schnell
Blaisdell	Godwin	Schauss
Born	Hill	Shockman
Borstad	Kapaun	Stray
Brunsdale	Larson	Symington
Brusseau	Lavik	Thompson
Burgum	Lohrbauer	Thoreson
Burke	Marks	Traynor
Clarke	Moore	Treffry
Dahl, Emmons	Niewoehner	Urschel
Dittmer	Noben	Wolf
Downey		

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-fourth Day after Recess and Fifty-sixth day and recommend that the same be corrected as follows:

On page 59, line 14, correct spelling of word "moved."

In Journal of March 2nd, on page 81, Representative Hanson is recorded as voting "aye" whereas he voted "no."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions and communications were received and read from the desk, signed by the following:

Lilah M. Walker, Burt, N. D.

Ben Bauer, Napoleon, N. D., and others.

Mr. Mode moved the communication received from Lilah M. Walker be printed in the Journal.

Which motion prevailed.

Burt, North Dakota,
February 28, 1935.

House Chamber of the Twenty-fourth Legislative
Assembly,

Bismarck, North Dakota.

My dear Mr. Speaker and Representatives:

I cannot find words to adequately express our heart-felt

gratitude and appreciation of your very good work in our behalf. That is in regard to passing House Bill No. 122, which gives a pension to the Blind of the State.

This is a much needed law, and we blind people of North Dakota realize that we owe you good gentlemen a very great debt of gratitude for your good services. We shall always keep this favor in mind and when the opportunity presents itself it will be a pleasure for us to return the kind vote.

We are especially grateful to Mr. E. A. Child, Representative of the Forty-ninth District for his untiring efforts in our behalf. The good work of the committeemen, too, deserve special credit and gratitude.

I wish to personally thank each one of you for your kind letters and favorable votes. I would deem it a special pleasure to write a letter of gratitude to each of you gentlemen if I had the means of doing so. I hope and trust that this letter will in some way fulfill my obligation.

Mr. Speaker, if it is permissible to have such a letter as this read before the House, will you kindly do so? I thank you for this favor.

In conclusion, I in behalf of the blind people of North Dakota, wish you the best of success and thank you again for your good services.

I remain yours very sincerely,

LILAH M. WALKER.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 5, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Also,

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar,

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 94, Session Laws of the State of North Dakota for the Year 1933.

Also,

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Delinquent Personal Property Taxes From Claims, Demands, Salaries and Wages Due From County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Basic Text Books May Be Changed in the Schools and Educational Institutions in This State.

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropria-

tion for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

Also,

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Also,

HOUSE CONCURRENT RESOLUTION "A-12"

Which the President has signed.

Also transmit:

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Chapter 163 of the Session Laws of 1933, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven and Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Also,

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Also,

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining

"Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Also,

Senate Bill No. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wildlife Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Also,

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Also,

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Also,

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

Also,

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Also,

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Subsection 2 of Section 2 and Section 5 of Chapter 179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

Also,

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Subdivision 6 of Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement, and Declaring an Emergency.

Also,

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Also,

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Also,

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real Estate Belonging to or Controlled by the State of North Dakota or Any of Its Political Subdivisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Also,

Senate Bill No. 249. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System

to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts of Systems or Lines or Waterworks, Mains, Distribution System and/or Equipment or Appliances Connected Therewith as Provided in the Act, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "A-d"

Also,

SENATE CONCURRENT RESOLUTION "A-b"

Which the President has signed and your signature is respectfully requested.

Also,

I have the honor to return herewith the following bills:

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

Also,

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the Compiled Laws of North Dakota 1913; Defining Riot.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in Any War in Which the United States Has Been Engaged.

Also,

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties, and Declaring an Emergency.

Also,

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Also,

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Also,

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Also,

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Also,

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Also,

HOUSE CONCURRENT RESOLUTION A-11

Which the Senate has passed unchanged.

Also,

I have the honor to return:

House Bill No. 278. A Bill for an Act Authorizing the State of North Dakota to Manufacture, at its Own Cost, for its Own Use, the Hoiland Economy Road Planer, and Pay the Patentee, Albert Hoiland, the sum of \$5.00 for Each Planer so Manufactured and Used.

Amended, Senate Journal, March 1, page 17.

Also,

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor.

Which the Senate has amended in Senate Journal of March 2, page 37.

Also,

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof;

Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Amended, Senate Journal, March 4, page 24.

Also,

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Amended, Senate Journal, March 4, page 14.

Also,

HOUSE CONCURRENT RESOLUTION "A-4"

Amended, Senate Journal, Feb. 20, page 29.

Also,

I have the honor to return:

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Which the Senate has amended as follows:

Senate Journal, March 4th, page _____

In next to last line, in Section 6, of the engrossed bill, after the word "used," change the "period" to a "comma," and change the letter "T" in the word "The" from a capital letter to a small "t."

Also,

I have the honor to return:

House Bill No. 5. A Bill for an Act to Amend and Re-enact Section 2 and to Repeal Sections 3 and 4, Chapter 138, Session Laws of North Dakota for the Year 1929.

Which the Senate has amended as follows:

Senate Journal of March 4th.

In the engrossed bill, strike out everything after the words "A Bill," and insert in lieu thereof the following:

For an Act Relating to Grain Storage on Farms, Abolishing the Office of Grain Storage Commissioner of North Da-

kota, and Transferring all Powers and Duties of That Office to the Board of Railroad Commissioners of the State of North Dakota, and Amending and Re-enacting Section 2 of Chapter 138 of the 1929 Session Laws, and Repealing Sections 3 and 4 of Chapter 138 of the 1929 Session Laws and all Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. AMENDMENT... That Section 2 of Chapter 138 of the 1929 Session Laws be amended and re-enacted to read as follows, to-wit:

Section 2. BOARD OF RAILROAD COMMISSIONERS TO ACT AS GRAIN STORAGE COMMISSIONER.) The office of Grain Storage Commissioner of North Dakota as created by Chapter 138 of the 1929 Session Laws is hereby abolished, and the duties of said officer are hereby placed in the Board of Railroad Commissioners of the State of North Dakota, and whenever in said Chapter 138 of the 1929 Session Laws the name "Commissioner" is used, the same shall thereafter refer to the Board of Railroad Commissioners of the State of North Dakota, and it is hereby made the duty of the Grain Storage Commissioner of North Dakota to deliver and transfer to said Board of Railroad Commissioners all papers, documents and files and all office equipment belonging to his said office.

Section 2. REPEAL.) That Sections 3 and 4 of Chapter 138 of the 1929 Session Laws, and all Acts or parts of Acts in conflict herewith are hereby repealed.

Section 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in force and effect from and after its passage and approval.

Very respectfully,

F. E. TUNNELL,
Secretary.

Also,

I have the honor to return:

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Which the Senate has amended as follows:

Senate Journal, March 4th, page _____

In line 3 of the printed bill, strike out the letter "a" after the figure "470."

Also,

I have the honor to return:

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the Senate has amended as follows:

Senate Journal, March 4, page 11.

On page 1, Section 2, line 1 of the printed bill, after the word "mortgages" insert the word "hereafter."

Senate Journal March 4, page _____

Strike out Section 5.

Also,

I have the honor to return:

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

Which the Senate has amended as follows:

Senate Journal, March 2, page 4.

In line 3, of the engrossed bill, strike out the figures "12,000.00," and insert in lieu thereof the figures "16,000.00."

In line 9, of the engrossed bill, strike out the figures "\$1,250.00" and insert in lieu thereof the figures "\$2,250.00."

Senate Journal, March 4, page _____

Strike out the "period" at the end of the title and insert in lieu thereof a "comma" and the following language: "And Declaring an Emergency."

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

As it came from the Senate. In line 3 of the printed bill, strike out the Senate amendment \$110,106.20 and insert in lieu thereof \$120,106.20.

In line 31, leave Senate amendment unchanged and add line 31½, item 20 and insert the following language: "To supplement receipts from counties and individuals for the care of patients whom the Board of Administration may transfer from San Haven for treatment elsewhere under the direction and supervision of the Sanatorium" and add "\$10,000.00."

In line 33, strike out the Senate amendment "\$328,111.20" and insert in lieu thereof "\$338,111.20."

In line 36, strike out the Senate amendment "\$86,056.20" and insert in lieu thereof "\$96,056.20."

In line 40, item 3, struck out by the Senate and unchanged

In line 51, struck out by the Senate and unchanged.

Add line after line 36, and make it "36a" "New Building and Equipment."

Add another line and make it "36b" "Item 1" and insert the following language and figures: "Infirmery and Equipment" "\$165,000.00."

In line 33, strike out the Senate amendments "\$110,106.20" and insert in lieu thereof the following: "\$285,106.20."

After line 53, add the following:

"Section 2. OTHER FUNDS—DUTIES OF BOARD OF ADMINISTRATION.) The Board of Administration may also enter into any agreement relative to any funds which may be obtained from the Federal Government or any of its agencies, for the purpose of assisting in the construction of such new building, which funds may then be added to the appropriation hereby made therefor, such agreement to conform with the rules and regulations of the Federal Government or its agencies incident to obtaining such funds, and in case such funds shall be procured, then the total cost of said building may, in the discretion of the Board, exceed the amount hereby appropriated therefor; provided, however, that the total disbursements to be made out of state moneys in the construction and equipment of said new building shall in no case exceed the amount hereby appropriated therefor.

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 when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: The majority of your Committee on Education to whom was referred:

Senate Bill No. 181. A Bill for an Act to Regulate the Employment of Teachers in the Public Schools of the Classified First, Second, and the Third Class High Schools; of the First, Second, and Third Class Graded and Consolidated Schools; and in State Institutions of Higher Learning, and Fixing the Conditions Under Which They May Hold Their Positions, or May Be Discharged.

Have had the same under consideration and recommend that the same be indefinitely postponed.

LEONAS MYERS,
W. BAUER,
VAL. P. WOLF,
L. O. NORHEIM,
H. F. NIEWOEHNER,
A. N. LAVIK,
J. A. ERICKSON.

The Committee on Education made the following report:

Mr. Speaker: The minority of your Committee on Education to whom was referred:

Senate Bill No. 181. A Bill for an Act to Regulate the Employment of Teachers in the Public Schools of the Classified First, Second, and the Third Class High Schools; of the First, Second, and Third Class Graded and Consolidated Schools; and in State Institutions of Higher Learning, and Fixing the Conditions Under Which They May Hold Their Positions, or May Be Discharged.

Have had the same under consideration and recommend that the same do pass.

HARRY R. SOLBERG,
EARL E. CLARKE,
PAUL A. SAND,
GUS A. SCHAUSS.

Mr. Godwin moved the adoption of the report of the minority of the Committee on Education as to Senate Bill No. 181, recommending it for passage.

Mr. Niewoehner moved as a substitute motion the report of the majority be adopted recommending indefinite postponement.

Which motion prevailed.

Mr. Traynor moved the vote by which Senate Bill No. 181 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Highways and Bridges made the following report:

Mr. Speaker: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Attorney General to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Amending Chapter 102 of the Session Laws of North Dakota for the Year 1933 Relating to Bureau of Criminal Identification; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

After the word "A Bill," strike out everything and insert in lieu thereof, the following:

For an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Regulatory Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. ESTABLISHMENT OF POLICE PATROL.) There is hereby created a State Highway Patrol, and the Regulatory Officer with the consent of the Governor, is authorized and empowered to appoint a State Highway Patrol Superintendent and an Assistant Highway Patrol Superintendent; said superintendent and assistant superintendent shall hold office during the pleasure of the Regulatory Officer, and it shall be their duty to enforce the provisions of the laws of the State of North Dakota relating to the protection and use of the public highways in this state, and the operation of motor and other vehicles upon said highways.

Section 2. APPOINTMENT OF POLICE.) The State Highway Patrol Superintendent is hereby authorized and empowered to appoint not more than ten persons, who shall constitute such State Highway Patrol, and who shall be known as "Highway Police" who shall hold office during the pleasure of the Superintendent and whose duty it shall be to enforce the provisions of the laws of the State of North Dakota relating to the protection and use of the public highways in the State, and the operation of motor and other vehicles upon said highways; said persons so appointed shall be invested with all the powers and perform all the duties now held and performed by peace officers in

the State of North Dakota, the jurisdiction of said officers shall extend throughout the state, provided, however, that such powers and duties shall apply only to the enforcement of laws, rules and regulations relating to highways.

Section 3. OATH AND BOND.) Every person appointed as State Highway Patrol Superintendent, or assistant State Highway Patrol Superintendent, or as a Highway Police, shall, before entering upon his duties, subscribe to an oath, and sign and file a bond with the Regulatory Department, the bond to run to the State of North Dakota; said oath and bond to be in such form and in such amounts as shall be prescribed by the Regulatory Department.

Section 4. PAYMENT OF EXPENSES.) All salaries, wages and other expenses of this department shall be paid by the State Auditor and State Treasurer out of the "Police Patrol Fund" hereinafter provided, upon vouchers as now required by law for the payment of all state expenses, duly approved by the Regulatory Officer and the superintendent, and audited and allowed by the State Auditing Board.

Section 5. SALARIES.) The salary of the State Highway Patrol Superintendent appointed under the provisions of this Act shall not exceed \$2,200 per annum, and the salary of the Assistant State Highway Patrol Superintendent appointed under the provisions of the Act, shall not exceed \$1,800 per annum; the salary of each Highway Police Superintendent appointed under the provisions of this Act shall be fixed by the State Highway Patrol Superintendent at not to exceed \$135 per month to each of said Highway Police, and shall be paid monthly out of any funds in the State Highway Patrol Fund, provided total expenditures of Department shall not exceed \$45,000 per annum.

Section 6. SPECIAL DUTIES.) The State Highway police appointed under the provisions of this Act, are particularly required to check and discover all violations of State Highway Laws and regulations and to make a special effort to see that all laws and regulations relating to highways in this state are complied with.

Section 7. MEMBERS OF POLICE PATROL.) All members of the Police Patrol shall be not less than twenty-five years old on the date of their appointment. They shall, before being qualified to appointment, be required to pass such physical examination and such other qualification test as may be determined by the Superintendent, be of good moral character and of temperate habits, have been citizens of the United States and of the State of North Dakota for not less than two years prior to their appointment. For appointment, preference shall be given at all times to honorably discharged soldiers of the World War, and all appointments shall be made without regard to any political party affiliation of the applicant. All appointments shall be made by the Regulatory Officer from the list of qualified applicants certified to him by the Superintendent.

Section 8. POLICE PATROL FUND. APPROPRIATION.) There is hereby appropriated out of any moneys in the State

Treasury, not otherwise appropriated, the sum of Five Thousand and No/100 Dollars (\$5,000.00), to be deposited in the fund to be hereafter designated as the "Police Patrol Fund," and said appropriation shall be, if possible, reimbursed and refunded to the general fund of this state in the manner hereinafter provided. All moneys collected from the collections of drivers license fees as now provided by law shall be deposited in the "Police Patrol Fund," and the moneys accumulated in that fund shall be expended to meet the salaries and expenses of this Department and shall be paid out as hereinbefore directed. The moneys so deposited in that fund from the proceeds of collections of drivers license fees and all moneys that may rightfully become a part of that fund under the provisions of this Act are hereby appropriated for the purpose and for the payment of the expenses of this department. When sufficient moneys have accumulated in that fund that the Regulatory Department is of the opinion that the five thousand dollar appropriation hereby made out of the general revenue of this state may be reimbursed and refunded to the state, leaving enough therein to carry out the purpose of this Act, the Regulatory Department may withdraw therefrom the said sum of five thousand dollars so hereby appropriated, or so much thereof as may have been used, and revert the same to the general fund of the state as a reimbursement of said special appropriation. The balance in the "Police Patrol Fund" herein mentioned which may remain unexpended at the end of any biennium period shall not be at that time converted into the general fund of the state but shall remain in said "Police Patrol Fund" to be later expended as a part thereof until otherwise directed by the Legislature.

Section 9. REPEAL.) All Acts or parts of Acts in conflict herewith are hereby repealed.

Section 10. EMERGENCY.) It appears that there is now no adequate method for enforcing highway laws and regulations, and that great danger is being done to the State of North Dakota, and its highways by reason thereof, therefore, this Act is declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

WM. H. BETTENHAUSEN,
Chairman.

Mr. Isaak moved that the report be adopted, which motion prevailed and the report was adopted.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that Senate Bill No. 29, now on the calendar, be returned to General Orders.

Which motion prevailed.

Mr. Cosgriff moved the House concur in the Senate amendments to House Bill No. 278.

Which motion prevailed.

Mr. Godwin moved further consideration of House Bill No. 278 be indefinitely postponed.

Which motion prevailed.

Mr. Child moved that the vote by which House Bill No. 278 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 67.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and that House Bill No. 67 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 89; nays, 16; absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Noben
Aljets	Goodlaxon	Norheim
Anderson, Bowman	Graham	O'Brien
Anderson, Burke	Hall	Odegard
Anderson, Sargent	Halverson	Oglesby
Anfinson	Hewitt	Olson, Mountrail
Bailey, Eddy	Hill	Page
Bailey, Dunn	Holey	Peterson, Cass
Beggs	Holthusen	Place
Biberdorf	Holte	Ritter
Black	Hurd	Sand
Born	Jensen	Schantz
Brunsdale	Johnson	Schnell
Brusseau	Kapaun	Scholl
Burke	Keidel	Seibel
Caddell	Kubischta	Schauss
Child	Langford	Shockman

Messrs.	Messrs.	Messrs.
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Dahl, Emmons	Levin	Stray
Dahl, Traill	Marks	Thompson
Dittmer	Moore	Thoreson
Dullea	Morgan	Traynor
Erickson, McKenzie	Morris	Tuff
Erickson, McLean	McIlraith	Twichell
Fjeld	McLarty	Urschel
Fitzgerald	Mode	Wendland
Frosaker	Muus	Williams
Gessner	Myers	Wolf
Gilbertson	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bilden	Downey	Saumur
Bjerke	Hanson	Savre
Borstad	Isaak	Shurr
Burgum	Peterson, Bottineau	Treffry
Cunningham	Randall	Mr. Speaker
Dalzell		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	Fedje	Parkinson
Bettenhausen	Lohrbauer	Symington
Blaisdell	Olson, Hettinger	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 263.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and that House Bill No. 263 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Con-

stituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

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, 104; nays, 0; absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Place
Beggs	Hill	Randall
Bettenhausen	Holey	Ritter
Biberdorf	Holthusen	Sand
Bilden	Holte	Savre
Bjerke	Hurd	Schantz
Black	Isaak	Schnell
Born	Jensen	Scholl
Borstad	Johnson	Seibel
Brunsdale	Kapaun	Schauss
Brusseau	Keidel	Shockman
Burgum	Kubischta	Shurr
Burke	Langford	Smith
Child	Larson	Solberg
Clarke	Lavik	Stray
Cosgriff	Levin	Thompson
Cunningham	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McIlraith	Twichell
Dullea	McLarty	Urschel
Erickson, McKenzie	Mode	Wendland
Erickson, McLean	Muus	Williams
Fedje	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker
Fitzgerald	Noben	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Frosaker	Parkinson
Caddell	Lohrbauer	Saumur
Dahl, Emmons	Norheim	Symington

So the bill passed and the title was agreed to.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 217, and that the Speaker appoint a Conference Committee consisting of three to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Fedje, Fitzgerald and Gessner to serve on such conference committee.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Concurrent Resolution "A-4," and that the Speaker appoint a Conference Committee consisting of three to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Godwin, Goodlaxon and Aljets to serve on such conference committee.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 5, 1935.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Also,

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Also,

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Also,

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Also,

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Also,

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Also,

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Also,

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Also,

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Also,

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Also,

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Also,

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State, and Declaring an Emergency.

Also,

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section 3163ab of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Very truly yours,

WALTER WELFORD,
Governor.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 38, and that the Speaker appoint a Conference Committee consisting of three to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Beggs, Holte and Johnson to serve on such Conference Committee.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to inform you that the

House has adopted the report of the Conference Committee on House Bill No. 72.

Also,

House Bill No. 44.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 5, 1935.

To the House of Representatives of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act" and Declaring it an Emergency.

Also,

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Automobiles, Taxis, Passenger and School Busses.

Very truly yours,

WALTER WELFORD,
Governor.

Mr. Gilbertson moved the House refuse to concur in the Senate amendments to House Bill No. 295, and that further consideration of the bill be indefinitely postponed.

Mr. Smith moved as a substitute motion that the House concur in the Senate amendments to House Bill No. 295.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and the House Bill No. 295 be considered properly re-engrossed and placed on second reading and final passage.

Mr. Twichell demanded a roll call.

Which request was denied.

The motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 295. A Bill for an Act Prohibiting Real

Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 63; nays, 43; absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Place
Anderson, Bowman	Hall	Randall
Anderson, Burke	Hanson	Ritter
Anfinson	Hill	Sand
Beggs	Holey	Saumur
Bettenhausen	Isaak	Savre
Biberdorf	Jensen	Schantz
Bilden	Johnson	Seibel
Bjerke	Kapaun	Schauss
Borstad	Larson	Shockman
Brusseau	Lavik	Shurr
Burgum	Marks	Smith
Caddell	Moore	Solberg
Clarke	Morgan	Stray
Dahl, Emmons	McLarty	Thoreson
Dahl, Traill	Myers	Treffry
Downey	Niewoehner	Tuff
Erickson, McKenzie	Noben	Urschel
Erickson, McLean	Olson, Mountrail	Williams
Fedje	Peterson, Bottineau	Wolf
Godwin	Peterson, Cass	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	McIlraith
Anderson, Sargent	Gessner	Mode
Bailey, Eddy	Gilbertson	Muus
Bailey, Dunn	Graham	Norheim
Bauer	Halverson	O'Brien
Black	Hewitt	Odegard
Born	Holthusen	Oglesby
Brunsdale	Holte	Page
Burke	Hurd	Schnell
Child	Keidel	Scholl
Cosgriff	Kubischta	Thompson
Dalzell	Langford	Traynor
Dittmer	Levin	Twichell
Dullea	Morris	Wendland
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Lohrbauer	Parkinson
Cunningham	Olson, Hettinger	Symington
Fjeld		

So the bill passed and the title was agreed to.

Mr. Dahl of Emmons: This, I think, is one of the first bills that was up for passage in this legislature that is of any benefit to the farmers of North Dakota; and for that reason I vote "aye."

Mr. Fedje: After almost a sixty-day grind we have come to the conclusion we ought to pass one bill that is of direct benefit to agriculture in this state. I am surprised if it passes. I vote "aye."

Mr. Thompson: I have farmed all of my life and have never admitted I needed a guardian, and I'm not going to own up I need one today. I vote "no."

Mr. Twichell: I vote "no" against House Bill No. 295, for the reason it deprives a farmer of nearly all of the credit he has left. It deprives him of his right to buy livestock and sheep, because you have to give a mortgage on the increase or you can't buy the livestock. Under this bill you can't do that.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 311.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and that House Bill No. 311 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

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, 95; nays, 8; absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Myers
Aljets	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Noben
Anderson, Burke	Gilbertson	Norheim

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	O'Brien
Anfinson	Goodlaxon	Odegard
Bailey, Eddy	Graham	Oglesby
Bailey, Dunn	Hall	Page
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Bettenhausen	Holey	Randall
Biberdorf	Holthusen	Sand
Bilden	Holte	Saumur
Black	Hurd	Savre
Born	Isaak	Schantz
Borstad	Jensen	Schnell
Brunsdale	Johnson	Scholl
Brusseau	Kapaun	Seibel
Burke	Keidel	Schauss
Caddell	Kubischta	Shockman
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Thompson
Cunningham	Levin	Thoreson
Dalzell	Marks	Traynor
Dittmer	Moore	Treffry
Downey	Morgan	Twichell
Dullea	Morris	Urschel
Erickson, McKenzie	McIlraith	Williams
Erickson, McLean	McLarty	Wolf
Fedje	Mode	Mr. Speaker
Fjeld	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Olson, Mountrail	Tuff
Dahl, Emmons	Place	Wendland
Hill	Stray	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Lohrbauer	Ritter
Burgum	Olson, Hettinger	Solberg
Dahl, Traill	Parkinson	Symington
Halverson		

So the bill passed and the title was agreed to.

Mr. Brunsdale moved the House concur in the Senate amendments to House Bill No. 5.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and that House Bill No. 5 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 5. A Bill for an Act to Amend and Re-

enact Section 2 and to Repeal Sections 3 and 4, Chapter 138, Session Laws of North Dakota for the Year 1929.

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, 93; nays, 0; absent and not voting 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard
Aljets	Gessner	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Hettinger
Anderson, Burke	Graham	Olson, Mountrail
Anderson, Sargent	Hall	Page
Anfinson	Hanson	Peterson, Bottineau
Bailey, Eddy	Hewitt	Peterson, Cass
Bailey, Dunn	Hill	Place
Bauer	Holey	Randall
Beggs	Isaak	Sand
Betténhausen	Jensen	Saumur
Biberdorf	Johnson	Savre
Bilden	Keidel	Schantz
Bjerke	Kubischta	Scholl
Black	Langford	Seibel
Born	Larson	Schauss
Borstad	Lavik	Shockman
Brunsdale	Levin	Shurr
Brusseau	Marks	Smith
Burke	Moore	Solberg
Caddell	Morgan	Stray
Child	Morris	Thompson
Clarke	McIlraith	Thoreson
Cunningham	McLarty	Traynor
Dahl, Emmons	Mode	Treffry
Dalzell	Muus	Twichell
Dittmer	Myers	Urschel
Downey	Niewoehner	Wendland
Dullea	Noben	Williams
Erickson, McKenzie	Norheim	Wolf
Fedje	O'Brien	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Gilbertson	Lohrbauer
Burgum	Godwin	Parkinson
Cosgriff	Halverson	Ritter
Dahl, Traill	Holthusen	Schnell
Erickson, McLean	Holte	Symington
Fjeld	Hurd	Tuff
Fitzgerald	Kapaun	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Wolf moved the House concur in the Senate amendments to House Bill No. 170.

Which motion prevailed.

Mr. Wolf moved the rules be suspended and that House Bill No. 170 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

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, 98; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Hettinger
Anderson, Burke	Graham	Olson, Mountrail
Anderson, Sargent	Hall	Page
Anfinson	Hewitt	Peterson, Bottineau
Bailey, Eddy	Hill	Peterson, Cass
Bailey, Dunn	Holey	Place
Bauer	Holthusen	Randall
Bettenhausen	Hurd	Ritter
Biberdorf	Isaak	Sand
Bilden	Jensen	Saumur
Bjerke	Johnson	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Schnell
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shockman
Burke	Lavik	Shurr
Caddell	Levin	Smith
Child	Marks	Solberg
Clarke	Moore	Thompson
Cosgriff	Morgan	Thoreson
Cunningham	Morris	Traynor
Dahl, Traill	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fjeld	Norheim	Mr. Speaker
Frosaker	O'Brien	

Those voting in the negative were:

Messrs.	Messrs.
Hanson	Stray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Fitzgerald	Lohrbauer
Black	Gilbertson	Parkinson
Blaisdell	Halverson	Scholl
Dahl, Emmons	Holte	Symington
Dalzell		

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Mr. Brunsdale moved that House Bill No. 64 be returned to the House.

Which motion prevailed.

Mr. Brunsdale moved that House Bill No. 64 be properly engrossed when received by the House.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 233 of the Session Laws of North Dakota for 1933, Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 71; nays, 26; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hall	Norheim
Aljets	Hanson	O'Brien
Anderson, Bowman	Hewitt	Oglesby
Anderson, Sargent	Holey	Olson, Hettinger
Anfinson	Holthusen	Peterson, Bottineau
Bailey, Eddy	Hurd	Place
Bailey, Dunn	Isaak	Ritter
Bauer	Jensen	Sand
Beggs	Johnson	Saumur
Bettenhausen	Kapaun	Savre
Biberdorf	Keidel	Schnell
Bilden	Kubischta	Seibel

Messrs.	Messrs.	Messrs.
Bjerke	Langford	Schauss
Born	Larson	Shurr
Caddell	Lavik	Solberg
Child	Moore	Thoreson
Clarke	Morgan	Traynor
Cosgriff	Morris	Treffry
Dahl, Emmons	Mode	Tuff
Dullea	Muus	Twichell
Erickson, McLean	Myers	Urschel
Gilbertson	Niewoehner	Williams
Godwin	Noben	Wolf
Goodlaxon		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Erickson, McKenzie	Olson, Mountrail
Borstad	Fedje	Page
Brunsdale	Gessner	Peterson, Cass
Brusseau	Hill	Randall
Burke	Holte	Schantz
Cunningham	Levin	Stray
Dahl, Traill	Marks	Thompson
Dalzell	McLarty	Wendland
Dittmer	Odegard	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Frosaker	Parkinson
Blaisdell	Graham	Scholl
Burgum	Halverson	Shockman
Downey	Lohrbauer	Smith
Fjeld	McIlraith	Symington
Fitzgerald		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Caddell moved that Senate Bill No. 235 be returned to General Orders.

Mr. Gilbertson moved as a substitute motion that Senate Bill No. 235 be indefinitely postponed.

Which motion was lost.

The question reverted to the motion of Mr. Caddell to return Senate Bill No. 235 to General Orders.

Which motion prevailed.

Senate Bill No. 147. A Bill for an Act Creating a State Board to Be Known as "State Council of Public Safety," Purpose, Appointment of Members, Term of Office, Duties of Council and How Financed.

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, 56; nays, 47; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Anderson, Sargent	Godwin	Olson, Hettinger
Bailey, Eddy	Graham	Page
Biberdorf	Halverson	Peterson, Cass
Bilden	Hewitt	Sand
Black	Hill	Saumur
Brunsdale	Holthusen	Schantz
Burgum	Holte	Scholl
Burke	Keidel	Schauss
Caddell	Langford	Shockman
Child	Lavik	Solberg
Clarke	Moore	Thompson
Cosgriff	Morris	Traynor
Dalzell	McIlraith	Treffry
Dullea	McLarty	Tuff
Erickson,McKenzie	Mode	Twichell
Fjeld	Muus	Wendland
Fitzgerald	O'Brien	Wolf
Frosaker	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Goodlaxon	Noben
Anderson, Burke	Hall	Norheim
Anfinson	Hanson	Olson, Mountrail
Bauer	Holey	Peterson,Bottineau
Beggs	Hurd	Place
Bettenhausen	Isaak	Randall
Bjerke	Jensen	Ritter
Born	Johnson	Savre
Brusseau	Kapaun	Shurr
Cunningham	Kubischta	Smith
Dahl, Traill	Larson	Stray
Dittmer	Levin	Thoreson
Downey	Marks	Urschel
Erickson, McLean	Morgan	Williams
Fedje	Myers	Mr. Speaker
Gessner	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dahl, Emmons	Schnell
Bailey, Dunn	Lohrbauer	Seibel
Blaisdell	Parkinson	Symington
Borstad		

So the bill was lost.

TUESDAY, MARCH 5, 1935

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MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to inform you that the House has indefinitely postponed House Bill No. 278.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 295.

Also inform you that the House has refused to concur in the Senate amendment to House Resolution A-4, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Godwin, Goodlaxon and Aljets.

Also inform you that the House has refused to concur in the Senate amendment to House Bill No. 38, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Beggs, Holte and Johnson.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 67.

Also,

House Bill No. 263.

Also inform you that the House has refused to concur in the Senate amendment to House Bill No. 217, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Fedje, Fitzgerald and Gessner.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 311.

Also,

House Bill No. 5.

Also,

House Bill No. 170.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Brunsdale moved that the House do now recess for ten minutes.

Which motion prevailed, and the House stood recessed.

Pursuant to recess the House re-convened, Speaker Crockett presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 287. A Bill for an Act Authorizing the Workmen's Compensation Bureau to Carry Compensation Insurance on Employees on National Recovery Work Projects and to Calculate and Determine Rates on a State Wide Experience Basis.

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, 86; nays, 1; absent and not voting 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	O'Brien
Aliets	Gessner	Odegard
Anderson, Bowman	Gilbertson	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Page
Anfinson	Halverson	Peterson, Bottineau
Bailey, Eddy	Hanson	Peterson, Cass
Bailey, Dunn	Hewitt	Randall
Bauer	Hill	Ritter
Bettenhausen	Holey	Sand
Biberdorf	Holthusen	Saumur
Bilden	Holte	Savre
Bjerke	Hurd	Seibel
Black	Jensen	Schauss

Messrs.	Messrs.	Messrs.
Born	Kapaun	Shockman
Borstad	Kubischta	Shurr
Brunsdale	Langford	Smith
Brusseau	Larson	Solberg
Burke	Levin	Thoreson
Child	Marks	Traynor
Clarke	Moore	Treffry
Cosgriff	Morgan	Tuff
Dahl, Traill	Morris	Twichell
Dalzell	McIlraith	Urschel
Dittmer	McLarty	Wendland
Downey	Mode	Williams
Dullea	Myers	Wolf
Erickson, McKenzie	Niewoehner	Mr. Speaker
Fjeld	Norheim	

Those voting in the negative were:

Messrs.
Place

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Godwin	Olson, Mountrail
Blaisdell	Hall	Parkinson
Burgum	Isaak	Schantz
Caddell	Johnson	Schnell
Cunningham	Keidel	Scholl
Dahl, Emmons	Lavik	Stray
Erickson, McLean	Lohrbauer	Symington
Fedje	Muus	Thompson
Fitzgerald	Noben	

So the bill passed and the title was agreed to.

Senate Bill No. 281. A Bill for an Act Relating to the Incorporation of Mutual Aid Non-Profit Corporations, and Defining Their Purposes and Powers and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 89; nays, 17; absent not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Noben
Aljets	Frosaker	Norheim
Anderson, Bowman	Gilbertson	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anderson, Sargent	Graham	Oglesby
Anfinson	Hall	Olson, Hettinger
Bailey, Eddy	Halverson	Olson, Mountrail
Bailey, Dunn	Hanson	Page

Messrs.	Messrs.	Messrs.
Bauer	Hewitt	Peterson,Bottineau
Biberdorf	Holey	Peterson, Cass
Bilden	Holthusen	Place
Bjerke	Isaak	Randall
Black	Jensen	Sand
Borstad	Kapaun	Saumur
Brunsdale	Keidel	Savre
Burgum	Kubischta	Seibel
Burke	Langford	Schauss
Caddell	Larson	Shockman
Child	Lavik	Shurr
Clarke	Levin	Smith
Cosgriff	Marks	Solberg
Cunningham	Moore	Stray
Dahl, Emmons	Morgan	Thompson
Dahl, Traill	McIlraith	Thoreson
Dalzell	McLarty	Treffry
Dittmer	Mode	Tuff
Dullea	Muus	Urschel
Erickson,McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Gessner	Schnell
Bettenhausen	Hill	Scholl
Born	Holte	Traynor
Brusseau	Hurd	Wolf
Downey	Morris	Mr. Speaker
Fedje	Ritter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Lohrbauer	Symington
Godwin	Parkinson	Twichell
Johnson	Schantz	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Brunsdale moved that the vote by which Senate Bill No. 281 was passed to be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGRESSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing,

Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Also,

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 94, Session Laws of the State of North Dakota for the Year 1933.

Also,

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Delinquent Personal Property Taxes from Claims, Demands, Salaries and Wages Due from County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 235 of the 1933 Session Laws

Prescribing and Limiting the Time to Which Basic Text Books May Be Changed in the Schools and Educational Institutions in This State.

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Also,

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Were delivered to the Governor for his approval at the hour of 4:35 o'clock P. M., March 5, 1935.

VAL. P. WOLF,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that

HOUSE CONCURRENT RESOLUTION "A-12"

Was delivered to the Secretary of State March 5, 1935.

VAL P. WOLF,
Chairman.

MESSAGE FROM THE GOVERNOR State of North Dakota OFFICE OF THE GOVERNOR

Bismarck

March 5, 1935.

To the House of Representatives
of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Also,

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Very truly yours,

WALTER WELFORD,
Governor.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688 All of the 1925 Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Abolition of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Also,

Senate Bill No. 276. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

Also,

Senate Bill No. 223. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to the Time, Place and Manner of Holding City Elections in Cities Under the City Council Form of Government, and Providing That Elective Officers Serve Until Their Successors Are Elected and Qualify, and Declaring an Emergency.

Also,

Senate Bill No. 222. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 180 of the Session Laws of the State of North Dakota for 1929, Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board, and Declaring an Emergency.

Also,

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota, 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise.

Also,

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Which the House has passed unchanged.

Also,

Senate Bill No. 262. A Bill for an Act Temporarily Extending the Time in Which Redemption May Be Made from Tax Sales and Extending the Time in Which Holders of Tax Sales Certificates May Present the Same for Obtaining Tax Deeds, and Extending the Time in Which Tax Deeds May Be Obtained, and Declaring an Emergency and Repealing All Acts or Parts of Acts in Conflict Herewith.

Which the House has amended as follows:

Amendments are found in House Journal of March 4, pages 82 and 83.

Also,

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429 of the 1913 Compiled Laws of the State of North Dakota, Relating to Service of Summons by Publication.

Which the House has amended.

Also,

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of Session Laws of 1929 and Section 3 of Chapter 211, Session Laws of 1927, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Place demanded a call of the House.

Which request was granted.

The roll was called, and all Members were present except Representatives Blaisdell, Lohrbauer, Parkinson, Schantz and Symington.

Mr. Place moved the call of the House be dispensed with.

SECOND READING OF SENATE BILLS

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 58; nays, 50; absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Olson, Mountrail
Aljets	Godwin	Peterson, Bottineau
Anderson, Bowman	Hanson	Place
Anderson, Burke	Hill	Sand
Anderson, Sargent	Holey	Savre
Anfinson	Isaak	Schnell
Bailey, Dunn	Jensen	Scholl
Bauer	Keidel	Seibel
Beggs	Kubischta	Schauss
Biberdorf	Larson	Shockman
Bilden	Marks	Shurr
Bjerke	Morgan	Solberg
Born	McIlraith	Stray
Borstad	McLarty	Thoreson
Brusseau	Mode	Treffry
Caddell	Myers	Tuff
Child	Noben	Urschel
Dahl, Emmons	Odegard	Wolf
Dahl, Traill	Olson, Hettinger	Mr. Speaker
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Muus
Bettenhausen	Gilbertson	Niewoehner
Black	Goodlaxon	Norheim
Brunsdale	Graham	O'Brien

Messrs.	Messrs.	Messrs.
Burgum	Hall	Oglesby
Burke	Halverson	Page
Clarke	Hewitt	Peterson, Cass
Cosgriff	Holthusen	Randall
Cunningham	Holte	Ritter
Dalzell	Hurd	Saumur
Dittmer	Johnson	Smith
Downey	Kapaun	Thompson
Dullea	Langford	Traynor
Erickson,McKenzie	Lavik	Twichell
Fjeld	Levin	Wendland
Fitzgerald	Moore	Williams
Frosaker	Morris	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Parkinson	Symington
Lohrbauer	Schantz	

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which Senate Bill No. 96 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Hurd: I would like to vote for this bill, but I distrust the men who are running the Hail Department, so I vote "no."

Mr. Keidel: I am, and always have been in favor of compulsory hail insurance; and providing the Legislature puts the salaries of our school institutions on a parity with the Hail Insurance Department I will O. K. it. I vote "aye."

Mr. Williams: I want to explain my vote. I think this is one of the most serious bills we have had to vote on. I am representing one of the largest counties in the state of North Dakota—Richland County. I am representing between twenty and twenty-five thousand people down there. For my own individual self, if I had to vote on this bill, I would be with you one hundred per cent. I want my remarks recorded, boys. I haven't been approached by any faction on either side. I am using by own judgment. I have enjoyed the talks on both sides of this matter. But, as I am representing those people down there, and know their wishes—and I have been here for two months and there hasn't been one piece of legislation passed to help them—I can't vote for this. I vote "no."

Mr. Oglesby: I vote "no" on this bill for the reason that there is an army of men eating up our hail insurance money here in the winter time.

Mr. Godwin moved that the House do now recess until 8:00 P. M.

Which motion prevailed, and the House stood recessed.

WALTER S. MARTIN,
Chief Clerk.

FIFTY-SIXTH DAY AFTER RECESS AND THE
FIFTY SEVENTH DAY

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Pursuant to recess the House re-convened at 8:00 P. M.,
March 5th, 1935, Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made
the following report:

Mr. Speaker: Your Committee on Enrollment and En-
grossment respectfully report that they have examined the
following bills:

House Bill No. 61. A Bill for an Act Making an Appro-
priation for the General Maintenance, Improvements and
Repairs, Equipment and Miscellaneous Expenses of the State
Normal School, Mayville, North Dakota.

Also,

House Bill No. 328. A Bill for an Act for the Transfer of
License Tags Required for Trucks Engaged in Commercial
Freighting, as Provided by Sub-division C of Section 5 of
Chapter 186 of the Session Laws of 1931, to Another Truck
Owned by the Same License Holder, Upon the Sale or De-
struction of Such Commercial Freighting Truck, so Licensed;
Prohibiting Automobile Dealers from Permitting the Use of
a Dealers License by Another Dealer and Providing Penalty
Therefor.

Also,

House Bill No. 360. A Bill for an Act Giving Preference
to North Dakota Bidders and Sellers; Defining Such North
Dakota Bidders and Sellers, and Prescribing the Nature of
Preference to Be Given.

Also,

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4809b6, of the Supplement to the 1913 Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Also,

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Also,

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Also,

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Law Upon Payment of the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily and Other Newspapers.

Also,

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933, Relating to the Administration of County Poor Relief.

Also,

House Bill No. 182. A Bill for an Act to Amend and Re-

enact Section 3999, Supplement to the Compiled Laws of 1913.

Also,

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Also,

House Bill No. 259. A Bill for an Act to Amend and Reenact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Also,

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Also,

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

Also,

HOUSE CONCURRENT RESOLUTION "A-13"

Also,

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by

the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Also,

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Also,

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Lay Upon Payment of the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

Also,

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Also,

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Also,

House Bill No. 133. A Bill for an Act Authorozing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Also,

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3999, Supplement to the Compiled Laws of 1913.

Also,

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Also,

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the

Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Also,

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Also,

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933, Relating to the Administration of County Poor Relief.

Also,

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4809b6, of the Supplement to the 1913 Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Also,

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of A Dealers License by Another Dealer and Providing Penalty Therefor.

Also,

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Also,

HOUSE CONCURRENT RESOLUTION "A-13"

Also,

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Chapter 163 of the Session Laws of 1933; Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven and Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Also,

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Also,

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Also,

Senate Bill No. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wildlife Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Also,

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Also,

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Also,

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

Also,

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Also,

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Subsection 2 of Section 2 and Section 5 of Chapter 179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

Also,

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Sub-division 6 of Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement. and Declaring an Emergency.

Also,

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life

Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Also,

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Also,

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real Estate Belonging to or Controlled by the State of North Dakota or Any of Its Political Sub-divisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Also,

Senate Bill No. 249. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith.

Also,

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts or Systems or Lines as Provided in the Act, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "A-d"

Also,

SENATE CONCURRENT RESOLUTION "A-b"

And the Speaker signed the same in the presence of the House.

REPORT OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

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 Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2 of the printed bill, Section 3, Subdivision 1, strike out the Senate amendment after line 5, all of line 5½ including the figures \$2000.00.

In line 6, strike out the senate amendment "3840.00" and insert in lieu thereof, "\$3584.00."

In line 12, of the printed bill, strike out the figures "\$1200.00," and insert in lieu thereof the figures "\$1700.00."

In line 14, of printed bill, strike out "\$600.00," and insert in lieu thereof "\$1600.00."

In line 16, of printed bill, strike out "\$1000.00," and insert in lieu thereof the figures "\$500.00."

In line 17, strike out the senate amendment "24,830.00," and insert in lieu thereof "\$23,574.00."

Subdivision 2, line 20, of the printed bill, strike out "\$1600.00," and insert in lieu thereof the figures "\$600.00."

On page 3, subdivision 3, line 27, strike out all of that line.

In line 31, of printed bill, strike out "\$500.00," and insert in lieu thereof "\$250.00."

In line 33, strike "\$500.00," and insert "\$400.00."

In line 36, strike "\$71,450.00," and insert "\$68,700.00."

Subdivision 5, line 53, leave unchanged as amended by the Senate.

Sub-division 6, line 61, strike out Senate amendment "\$3840.00," and insert in lieu thereof "\$3584.00."

Page 5, line 74, strike Senate amendment "\$29,780.80," and insert in lieu thereof the figures "\$29,524.80."

In lines 82 and 83, struck out by the Senate.

After line 83, add line 83½ and the following language: "Investigation: Public Printing," "\$350.00."

Line 85, strike out Senate amendments "\$16,200.00," and insert in lieu thereof "\$16,550.00."

Subdivision 8, line 90, strike out Senate amendments \$3840.00 and insert "\$3584.00."

Page 6, line 101, strike out figures \$2000.00 and insert in lieu thereof "\$1500.00."

In line 111, strike out Senate amendments \$54,522.72 and insert in lieu the following: "\$53,766.72."

Subdivision 9, line 116, strike out Senate amendment \$3840.00 and insert in lieu thereof "\$3584.00."

Page 7, line 132, strike out Senate amendments \$40,676.16 and insert in lieu thereof "\$40,420.16."

Subdivision 10, line 137, strike out Senate amendments \$3840.00 and insert in lieu thereof "\$3584.00."

Page 8, line 148, strike out Senate amendment \$24,379.76 and insert in lieu thereof "\$24,123.76."

Subdivision 11, leave unchanged as amended by the Senate.

Subdivision 12, page 9, line 176, strike out \$2000.00 and insert in lieu thereof "\$2500.00."

In line 179, strike out \$48,890.00 and insert in lieu thereof "\$49,390.00."

Subdivision 13, line 184, strike out senate amendments \$3840.00 and insert in lieu thereof "\$3584.00."

Line 190, strike out \$15,000.00 and insert in lieu thereof "\$12,000.00."

Line 194, strike out Senate amendments \$39,100.00 and insert in lieu thereof "\$35,844.00."

Page 10, subdivision 14, leave line 198 unchanged as amended by the Senate.

Line 202, strike out \$14,000.00 and insert in lieu thereof "\$10,000.00."

Line 204, strike out Senate amendments \$22,000.00 and insert in lieu thereof "\$15,000.00."

Line 207, strike out Senate amendment \$44,480.00 and insert in lieu thereof "\$33,480.00."

Subdivision 15, line 212, strike out Senate amendment \$3840.00 and insert in lieu thereof \$3584.00."

After line 220, add line 220½ and the following language: "Recording brands," and figures "\$400.00."

Page 11, line 222, strike out Senate amendments \$20,575.32 and insert in lieu thereof "\$20,719.32."

Subdivision 16, line 226, strike out Senate amendment \$3840.00 and insert in lieu thereof "\$3584.00."

After line 227 add line 227¼ and insert the following language: "Chief Clerk," and the figures "\$2,160.00."

In line 227½ as amended by the Senate, strike out the word "two," and insert in lieu thereof the word "three," and in the same line, strike out the figures "\$6000.00," and insert in lieu thereof the figures "\$9000.00."

Add another line to be numbered "227¾" and add the following words and figures: "Office Tester, \$2400.00."

In line 228, strike out \$2160.00 and insert "\$1920.00."

Strike out all of line 231.

In line 232, strike \$700.00 and insert "\$500.00."

In line 234, strike out Senate amendment \$6000.00 and insert "\$8000.00."

In line 237, strike out Senate amendment \$21,500.00 and insert in lieu thereof "\$30,064.00."

Subdivision 17, page 12, lines 247, strike figures \$4608.00 and insert "\$5000.00."

In line 248, strike "\$3,000.00" and insert "\$3,360.00."

In line 249, strike "\$3,456.00" and insert "\$5,400.00."

Add another line "249½" and add the following words: "Assistant Accountant" and the figures "\$3,584.00."

In line 253, strike figures "\$800.00" and insert in lieu thereof "\$400.00."

Line 255, strike "\$1,200.00" and insert "\$1,400.00."

Line 256, strike "\$9,000.00" and insert "\$7,000.00."

Line 258, strike "\$10,000.00" and insert "\$12,000.00."

Line 262, strike "\$85,044.00" and insert "\$91,124.00."

Subdivision 18, line 267, strike Senate amendment "\$3,840.00" and insert "\$3,584.00."

On page 13, line 277, strike Senate amendment "\$18,491.00" and insert "\$18,235.00."

In Subdivision 19, line 282, strike Senate amendment "\$3,840.00" and insert "\$3,584.00."

Page 14, line 306, strike Senate amendment "\$66,321.34," and insert "\$66,065.34."

Page 15, Subdivision 21, line 325, leave unchanged as amended by Senate.

Line 343, strike "\$1,500.00" and insert "\$1,000.00."

Page 16, line 347, strike "\$74,820.00" and insert "\$74,320.00."

Subdivision 22, line 352, strike Senate amendment "\$3,840.00" and insert "\$3,584.00."

Line 353, struck out by Senate unchanged.

Line 367, strike out Senate amendment "\$105,128.80" and insert "\$104,872.80."

Page 17, Subdivision 23, line 370, strike out Senate amendment "\$3,840.00" and insert "\$3,584.00."

Line 379, strike Senate amendment "\$6,355.00" and insert "\$6,099.00."

Page 18, Subdivision 25, strike out Senate amendments lines 412a and 412b and also figures "\$5,000.00" and "\$2,200.00."

Line 414, strike out Senate amendments "\$20,040.00" and insert "\$12,840.00."

Subdivision 26, lines 417, and 418, leave Senate amendments unchanged.

Page 19, lines 420 and 421 and 426 leave unchanged as amended by Senate.

Subdivision 27, line 429, strike "\$3,840.00" and insert "\$4,400.00."

Line 431, leave unchanged as amended by Senate.

Strike out all of lines 432 and 433.

Leave lines 434 and 435 unchanged as amended by Senate.

Line 437, strike "\$350.00" and insert "\$200.00."

Strike out all of line 438.

In line 443, strike "\$13,012.00" and insert "\$11,372.00."

Page 20, Subdivision 29, line 459, leave unchanged as amended by Senate and also line 462.

Subdivision 31, page 21, line 473, strike out "\$2,300.00" and insert "\$2,350.00."

Add another line 473½ and insert the following language: "Provided that \$50.00 of the amount appropriated for this subdivision shall become available upon the passage and approval."

Line 479, leave unchanged as amended by Senate.

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker called Mr. Dahl of Emmons to the chair.

Mr. Godwin asked unanimous consent of the House to amend Senate Bill No. 88.

Which request was granted.

Mr. Godwin moved to amend Senate Bill No. 88 as follows:

Strike out the word "local" in the bottom line of the first amendment as found on page 3 of the March 4th Journal.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and that Senate Bill No. 88 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 79; nays, 26; absent and not voting,, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Norheim
Anderson, Bowman	Dullea	O'Brien
Anderson, Burke	Erickson, McKenzie	Odegard
Anderson, Sargent	Erickson, McLean	Olson, Hettinger
Anfinson	Fedje	Olson, Mountrail
Bailey, Eddy	Fjeld	Peterson, Bottineau
Bailey, Dunn	Godwin	Place
Bauer	Goodlaxon	Randall
Beggs	Halverson	Ritter
Bettenhausen	Hanson	Sand
Biberdorf	Hewitt	Saumur
Bilden	Holey	Savre
Bjerke	Holte	Schantz
Born	Hurd	Scholl
Borstad	Isaak	Seibel
Brunsdale	Kubischta	Schauss
Brusseau	Larson	Shockman
Burgum	Lavik	Shurr
Burke	Levin	Solberg
Caddell	Marks	Stray
Child	Morgan	Thoreson
Clarke	McLarty	Treffry
Cosgriff	Mode	Tuff
Cunningham	Myers	Urschel
Dahl, Emmons	Niewoehner	Williams
Dahl, Traill	Noben	Wolf
Dittmer		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Holthusen	Oglesby
Dalzell	Johnson	Page
Fitzgerald	Kapaun	Peterson, Cass
Frosaker	Keidel	Smith
Gessner	Langford	Symington
Gilbertson	Moore	Thompson
Graham	Morris	Twichell
Hall	McIlraith	Wendland
Hill	Muus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lohrbauer	Traynor
Blaisdell	Parkinson	Mr. Speaker
Jensen	Schnell	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Bettenhausen moved that the vote by which Senate Bill No. 88 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Sub-section (3) of Section 1, Chapter 196, Session Laws of North Dakota for the Year 1927, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 72; nays, 33; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Fjeld	Niewoehner
Bailey, Eddy	Fitzgerald	Noben
Bauer	Gessner	Norheim
Beggs	Gilbertson	O'Brien
Bettenhausen	Godwin	Odegard
Bilden	Goodlaxon	Oglesby
Bjerke	Graham	Page
Black	Hall	Sand
Born	Halverson	Saumur
Borstad	Hewitt	Scholl
Brunsdale	Hill	Schauss
Burke	Holey	Shurr
Child	Holthusen	Smith
Clarke	Holte	Solberg
Cosgriff	Hurd	Stray
Cunningham	Johnson	Thompson
Dahl, Emmons	Kapaun	Thoreson
Dahl, Traill	Keidel	Traynor
Dalzell	Kubischta	Tuff
Dittmer	Lavik	Twichell
Downey	Moore	Urschel
Dullea	Morgan	Wendland
Erickson,McKenzie	Morris	Williams
Fedje	McIlraith	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Hanson	Peterson,Bottineau
Anderson,Bowman	Isaak	Peterson, Cass
Anderson, Burke	Langford	Place
Anfinson	Larson	Randall
Bailey, Dunn	Levin	Ritter
Biberdorf	Marks	Savre
Brusseau	McLarty	Schantz
Burgum	Mode	Seibel
Caddell	Myers	Symington
Erickson, McLean	Olson, Hettinger	Treffry
Frosaker	Olson, Mountrail	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lohrbauer	Schnell
Blaisdell	Muus	Shockman
Jensen	Parkinson	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Brunsdale moved that the vote by which Senate Bill No. 98 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Schantz voted "no" for the purpose of reconsideration.

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 75, nays, 29, absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Olson, Hettinger
Anderson, Bowman	Fitzgerald	Olson, Mountrail
Anderson, Burke	Gessner	Peterson, Bottineau
Anderson, Sargent	Godwin	Place
Anfinson	Halverson	Randall
Bailey, Dunn	Hanson	Ritter
Bauer	Hill	Saumur
Beggs	Holey	Savre
Bettenhausen	Hurd	Schantz
Biberdorf	Isaak	Scholl
Bilden	Jensen	Seibel
Bjerke	Kapaun	Schauss
Born	Keidel	Shockman
Borstad	Kubischta	Shurr
Brunsdale	Larson	Solberg
Brusseau	Levin	Stray
Burke	Marks	Symington
Caddell	Morgan	Thoreson
Child	McIlraith	Treffry
Cunningham	McLarty	Tuff
Dahl, Emmons	Myers	Urschel
Dahl, Traill	Noben	Wendland
Dalzell	Norheim	Williams
Dittmer	O'Brien	Wolf
Downey	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Goodlaxon	Morris
Black	Graham	Muus
Burgum	Hall	Niewoehner
Clarke	Hewitt	Oglesby

Messrs.	Messrs.	Messrs.
Cosgriff	Holthusen	Page
Dullea	Holte	Peterson, Cass
Erickson,McKenzie	Johnson	Smith
Fjeld	Langford	Thompson
Frosaker	Lavik	Twichell
Gilbertson	Moore	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lohrbauer	Sand
Blaisdell	Mode	Schnell
Erickson, McLean	Parkinson	Traynor

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Bettenhausen moved that the vote by which Senate Bill No. 156 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud and Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

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, 70, nays, 34; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Godwin	Olson, Mountrail
Anderson, Burke	Goodlaxon	Peterson,Bottineau
Anderson, Sargent	Graham	Place
Bailey, Dunn	Hall	Randall
Bauer	Hanson	Ritter
Beggs	Holey	Sand
Bettenhausen	Isaak	Saumur
Biberdorf	Jensen	Savre
Bilden	Johnson	Schantz
Bjerke	Kubischta	Scholl
Born	Langford	Seibel
Borstad	Larson	Schauss
Brusseau	Lavik	Shockman

Messrs.	Messrs.	Messrs.
Burgum	Marks	Shurr
Cosgriff	Morgan	Solberg
Cunningham	Morris	Stray
Dahl, Emmons	McIlraith	Thoreson
Dullea	McLarty	Treffry
Erickson, McKenzie	Muus	Tuff
Erickson, McLean	Myers	Wendland
Fedje	Niewoehner	Williams
Fjeld	Noben	Wolf
Fitzgerald	Oglesby	Mr. Speaker
Gilbertson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Anfinson	Halverson	O'Brien
Bailey, Eddy	Hewitt	Odegard
Black	Hill	Olson, Hettinger
Brunsdale	Holthusen	Page
Caddell	Holte	Peterson, Cass
Child	Kapaun	Smith
Clarke	Keidel	Symington
Dahl, Traill	Levin	Thompson
Dalzell	Moore	Twichell
Dittmer	Mode	Urschel
Downey		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Parkinson
Blaisdell	Hurd	Schnell
Burke	Lohrbauer	Traynor

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Cunningham moved that the vote by which Senate Bill No. 161 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker resumed the chair.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws,

Relating to the Bag and Possession Limits on Protected Game Birds, and Prescribing a Penalty for the Violation of the Provisions Hereof.

Also,

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Also,

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Also,

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the Compiled Laws of North Dakota 1913; Defining Riot.

Also,

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Also,

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Also,

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Also,

House Bill No. 5. A Bill for an Act Relating to Grain Storage on Farms, Abolishing the Office of Grain Storage Commissioner of North Dakota, and Transferring All Powers and Duties of That Office to the Board of Railroad Commissioners of the State of North Dakota, and Amending and Re-enacting Section 2 of Chapter 138 of the 1929 Session Laws and Repealing Sections 3 and 4 of Chapter 138 of the 1929 Session Laws and All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Also,

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor, and Declaring an Emergency.

Also,

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

Also.

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Also,

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in Any War in Which the United States Has Been Engaged.

Also,

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required; Repealing All Acts or Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Also,

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

EIGHTH ORDER OF BUSINESS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds.

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a

Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Also,

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Also,

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Also,

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Also,

House Bill No. 5. A Bill for an Act Relating to Grain Storage on Farms, Abolishing the Office of Grain Storage Commissioner of North Dakota, and Transferring All Powers and Duties of That Office to the Board of Railroad Commissioners of the State of North Dakota, and Amending and Re-enacting Section 2 of Chapter 138 of the 1929 Session Laws and Repealing Sections 3 and 4 of Chapter 138 of the

1929 Session Laws and All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Also,

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor, and Declaring an Emergency.

Also,

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Also,

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

Also,

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in Any War in Which the United States Has Been Engaged.

Also,

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required; Repealing All Acts or Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Also,

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and

Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Also,

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Also,

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the Compiled Laws of North Dakota 1913; Defining Riot.

Also,

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter

192 of the Session Laws of 1919, Creating a Revolving Fund, and Declaring an Emergency.

Also,

Senate Bill No. 262. A Bill for an Act Temporarily Extending the Time in Which Redemption May Be Made from Tax Sales and Extending the Time in Which Holders of Tax Sales Certificates May Present the Same for Obtaining Tax Deeds, and Extending the Time in Which Tax Deeds May Be Obtained, and Declaring an Emergency and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also:

SENATE CONCURRENT RESOLUTION "W"

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Also,

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Also,

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Also,

House Bill No. 289. A Bill for an Act to Amend and

Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933.

Also,

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4809b6, of the Supplement to the 1913 Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Also,

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of A Dealers License by Another Dealer and Providing Penalty Therefor.

Also,

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Also,

HOUSE CONCURRENT RESOLUTION "A-13"

Also,

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

Also,

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time

of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Lay Upon Payment of the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Also,

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Also,

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Also,

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Also,

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Also,

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3999, Supplement to the Compiled Laws of 1913.

Which the Speaker has signed and your signature is respectfully requested.

Also,

I have the honor to return herewith the following bills:

SENATE CONCURRENT RESOLUTION NO. A-d

Also,

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Sub-division 6 of Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement, and Declaring an Emergency.

Also,

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Also,

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Also,

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real Estate Belonging to or Controlled by the State of North Dakota or Any of Its Political Sub-divisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Also,

Senate Bill No. 249. -A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to

Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith.

Also,

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Also,

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts or Systems or Lines as Provided in the Act, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION NO. A-b

Also,

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Sub-section 2 of Section 2 and Section 5 of Chapter 179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

Also,

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Chapter 163 of the Session Laws of 1933; Prescribing

and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven and Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Also,

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Also,

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Also,

Senate Bill No. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wildlife Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Also,

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Also,

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold, and Declaring an Emergency.

Also,

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Also,

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

Which the Speaker has signed.

Also,

I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate on Senate Bill No. 138, Representatives Fedje, Dahl of Emmons and Schantz.

Also,

I have the honor to inform you that the House requests the return of Senate Bill No. 226.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 52. A Bill for an Act Creating a Board Known as the "North Dakota Commissioners of the Federated Cooperative Agricultural Association" and Providing

for Cooperation With Other Surplus Producing States of the Union, Describing the Manner of Forming the Same, the Purposes Thereof, Making an Appropriation Therefor, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 78; nays, 24; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Odegard
Anderson, Bowman	Graham	Oglesby
Anderson, Burke	Halverson	Olson, Hettinger
Anderson, Sargent	Hanson	Olson, Mountrail
Anfinson	Hewitt	Peterson, Bottineau
Bailey, Dunn	Hill	Place
Bauer	Holey	Randall
Beggs	Holthusen	Ritter
Biberdorf	Hurd	Sand
Bilden	Johnson	Savre
Bjerke	Kapaun	Scholl
Borstad	Keidel	Seibel
Brunsdale	Kubischta	Schauss
Brusseau	Langford	Shockman
Child	Larson	Shurr
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Dahl, Emmons	Marks	Symington
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Treffry
Erickson, McKenzie	McIlraith	Tuff
Erickson, McLean	Mode	Urschel
Fedje	Muus	Wendland
Fitzgerald	Myers	Williams
Frosaker	Noben	Wolf
Godwin	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bettenhausen	Fjeld	Niewoehner
Black	Gessner	Page
Born	Gilbertson	Peterson, Cass
Burgum	Hall	Schantz
Burke	Isaak	Smith
Dittmer	Jensen	Thompson
Downey	Morris	Traynor
Dullea	McLarty	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Cunningham	Parkinson
Bailey, Eddy	Holte	Saumur
Blaisdell	Lohrbauer	Schnell
Caddell	Norheim	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Place moved that the vote by which Senate Bill No. 52 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved that the Speaker appoint a conference committee of three to confer with a like committee from the Senate with reference to Senate Bill No. 138.

Which motion prevailed, and the Speaker appointed Representatives Fedje, Dahl of Emmons and Schantz, to serve on such conference committee.

Mr. Godwin moved the vote by which Senate Concurrent Resolution "A-e" was lost be reconsidered.

Which motion unanimously prevailed.

Mr. Godwin moved the adoption of Senate Concurrent Resolution "A-e."

Which motion prevailed, and the resolution was adopted.

Mr. Downey moved the Senate be requested to return Senate Bill No. 226.

Which motion prevailed.

Mr. Twichell moved Senate Bill No. 100 and Senate Bill No. 101 be laid over one Legislative Day.

Which motion prevailed.

Mr. Downey asked unanimous consent of the House to amend Senate Bill No. 175.

Which request was denied.

Mr. Twichell moved to suspend House rule No. 28 for the purpose of amending Senate Bill No. 175.

Which motion prevailed.

Mr. Downey moved to amend Senate Bill No. 175 as follows:

On page two, Section six, line three, of the printed bill, after the word "the," strike out the word "legal."

Also, after the word "voters" strike out the word "of," and substitute in lieu thereof "voting in."

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 5, 1935.

Mr. Speaker: I have the honor to inform you that the

Senate has adopted the report of the Conference Committee on Senate Bill No. 19.

Also,

Return herewith:

Senate Bill No. 226, which the House has requested.

Also,

Return herewith:

Senate Bill No. 227, for the reason that the Senate requests that the Message of the Chief Clerk be corrected.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 5, 1935.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429 of the 1913 Compiled Laws of the State of North Dakota, Relating to Service of Summons by Publication.

Which the House has Passed unchanged.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Hewitt moved to reconsider action on Senate Bill No. 100 and Senate Bill No. 101.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 100. A Bill for an Act to Amend and Re-enact Sections 1, 2, 3, Sub-Section (b) of Section 4, and Section 13 of Chapter 215, Session Laws of 1931.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 53; nays, 47; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gilbertson	Niewoehner
Bailey, Eddy	Graham	O'Brien

Messrs.	Messrs.	Messrs.
Bilden	Hall	Oglesby
Bjerke	Halverson	Olson, Hettinger
Black	Hewitt	Page
Brunsdale	Hill	Place
Brusseau	Holey	Sand
Burgum	Holthusen	Saumur
Burke	Holte	Schantz
Caddell	Jensen	Shockman
Clarke	Johnson	Smith
Cosgriff	Keidel	Solberg
Cunningham	Larson	Symington
Dalzell	Lavik	Thompson
Dullea	Moore	Twichell
Fjeld	Morgan	Urschel
Fitzgerald	Morris	Wendland
Gessner	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Peterson, Bottineau
Anderson, Bowman	Frosaker	Peterson, Cass
Anderson, Burke	Goodlaxon	Randall
Anfinson	Hanson	Ritter
Bailey, Dunn	Hurd	Savre
Bauer	Isaak	Scholl
Beggs	Kubischta	Seibel
Bettenhausen	Levin	Schauss
Biberdorf	Marks	Shurr
Born	McIllraith	Thoreson
Dahl, Emmons	McLarty	Treffry
Dahl, Traill	Mode	Tuff
Dittmer	Myers	Williams
Downey	Noben	Wolf
Erickson, McKenzie	Odegard	Mr. Speaker
Erickson, McLean	Olson, Mountrail	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Kapaun	Parkinson
Blaisdell	Langford	Schnell
Borstad	Lohrbauer	Stray
Child	Norheim	Traynor
Godwin		

So the bill was lost.

Mr. Erickson of McKenzie changed his vote from "aye" to "no" for the purpose of reconsideration.

Mr. Godwin moved the vote by which Senate Bill No. 175 was placed in General Orders be reconsidered.

Which motion prevailed.

Mr. Godwin moved Senate Bill No. 175 be placed at the head of the calendar.

Which motion prevailed.

Mr. Smith demanded a call of the House.

Which request was granted.

Roll Call: All members were present except Representatives Aljets, Blaisdell, Lohrbauer, Schnell and Parkinson.

Mr. Schantz moved to dispense with the call of the House.

Which motion prevailed.

Senate Bill No. 175. A Bill for an Act Providing for a System of Municipal Control of the Purchase, Sale, Importation, Transportation, Handling, Possessing, Dispensing and Use of Alcohol and Alcoholic Beverages by Any Incorporated City of the State Having a Population of Two Hundred or More; the Levy and Collection of a Tax Thereon; the Duties of the State Treasurer; Providing for Injunctions Against and Abatement of Liquor Nuisances; the Continuing in Force of the Present Statutory Regulations Prohibiting the Manufacture, Sale and Possession of Intoxicating Liquors; Providing Penalties for Violations of the Provisions of This Act; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 58; nays, 50; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Peterson, Bottineau
Anderson, Bowman	Gessner	Place
Anfinson	Gilbertson	Ritter
Bailey, Dunn	Godwin	Sand
Bauer	Goodlaxon	Saumur
Bettenhausen	Hall	Savre
Biberdorf	Hewitt	Schantz
Black	Holthusen	Seibel
Born	Hurd	Schauss
Brusseau	Isaak	Shockman
Burke	Kapaun	Smith
Caddell	Keidel	Stray
Cosgriff	Kubischta	Traynor
Dahl, Emmons	Marks	Treffry
Downey	Morris	Tuff
Dullea	McIlraith	Urschel
Erickson, McKenzie	Niewoehner	Wendland
Erickson, McLean	Noben	Wolf
Fedje	O'Brien	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Halverson	Norheim
Anderson, Sargent	Hanson	Odegard

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hill	Oglesby
Beggs	Holey	Olson, Hettinger
Bilden	Holte	Olson, Mountrail
Bjerke	Jensen	Page
Borstad	Johnson	Peterson, Cass
Brunsdale	Langford	Randall
Burgum	Larson	Scholl
Child	Lavik	Shurr
Clarke	Levin	Solberg
Cunningham	Moore	Symington
Dahl, Traill	Morgan	Thompson
Dalzell	McLarty	Thoreson
Dittmer	Mode	Twichell
Fjeld	Muus	Williams
Graham	Myers	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lohrbauer	Schnell
Blaisdell	Parkinson	

So the bill passed and the title was agreed to.

Mr. Downey moved that the vote by which Senate Bill No. 175 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Bjerke: I wish to state I am here to represent the majority of the people in Steele County, and when they voted on the liquor question they voted "no." Therefore, I vote "no."

Mr. Burke: I wish to say that in the June Primary when that particular initiated bill was up, I voted "no." In the fall election when that particular measure was up I voted "no." But I don't consider the voice on either one of those two measures is to be accepted in voting on this bill. I vote "no."

Mr. Fedje: As the blindpiggers are here and our children are here it is our duty to protect them through some instrumental law; and in order to do that, in my opinion, it is my duty to vote "aye" on this bill.

Mr. Holey: I cannot vote for this bill for the following reasons:

- (1) It is against my moral conviction.
- (2) I would not betray the people who have asked, begged and pleaded with the Legislature not to vote for legalizing hard liquor.
- (3) It will be a curse upon the people of the State of North Dakota.

(4) It will undermine the moral conviction of our coming generations.

Mr. Speaker, I wish this entered in the Journal of the House. I vote "no."

Mr. Keidel: I feel that if the hail tax can be collected from a drouth stricken state, I see no reason why this tax could not be collected. I vote "aye."

Mr. Marks: I vote "aye" on this bill, not because I love the black demõn, but because I believe it will be a step nearer toward dragging him out of the alleys of hell.

Mr. Moore: I vote "no" on this measure for the simple reason the rural communities have nothing to derive from this, and nothing to say as to its dispensing.

Mr. Morgan: I want to vote to protect the homes, the churches and the youth, and I cannot vote to bring this curse on our people. Therefore, I vote "no."

Mr. O'Brien: I vote aye on this bill not because I ignore the voice of the people at recent election but because I believe thousands of voters are not aware of conditions as they now exist in our towns and cities.

Mr. Olson of Mountrail: The people at home have decided this question last fall. I vote "No."

Mr. Williams: Men and women of this House, I don't know what the liquor question means to you, but it is a serious proposition. The parties that drew this bill up didn't like it. They didn't mention the old saloon.

The Speaker: Mr. Williams, explain your vote,—you aren't to make a speech.

Mr. Williams: —they called it the "liquor house." Think of it! Getting by with a "liquor house."

The Speaker: You are out of order, Mr. Williams, explain your vote.

Mr. Williams: This has been voted down three times by the men and women of the State of North Dakota. Are we coming up here as individuals and passing something over their heads that is going to damn the next generation? That is up to us.

The Speaker: Mr. Williams, you are out of order, you must explain your vote and not make a speech.

Mr. Williams: Can't I have a few minutes? The other fellows did.

The Speaker: You must explain your vote,—not make a speech.

Mr. Williams: This is up to us. This liquor has come down through the ages and has been a curse. I vote "No."

Mr. Godwin: We had an opportunity with the regulation that was provided for in House Bill No. 290 to, as far as possible, regulate the sale and distribution of intoxicating liquor in a manner that would come near to a possibility of enforcement and thus combine our public duty of raising revenue with our duty of directing the moral influences of our state in the proper direction. However, that bill was killed and in this bill we entirely subrogate the moral direction, to our desire for public revenue. We have still left the business of the drink distribution to the Capones and his successors. It does, however, raise some revenue and in accomplishing that purpose, I vote aye.

Mr. Levin moved Senate Bill No. 101 be indefinitely postponed.

Mr. Dalzell offered a substitute motion that Senate Bill No. 101 remain on the calendar.

Which motion was lost.

The question reverted to the original motion of Mr. Levin for indefinite postponement.

Which motion was lost.

Senate Bill No. 101. A Bill for an Act to Establish a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Regulating the Sale and Distribution of the Same, Defining Certain Terms, Designating Standard Grades, Providing for an Inspection Service and for the Fixing of Fees and Other Charges and the Disposition of the Same, Defining Violations and Providing Penalties Therefor, Defining Certain Cooperative Functions, Charging Carriers with Certain Responsibilities, Providing for Enforcement and Prosecution, Providing for Effect of Partial Invalidity, and Providing for Administration of the Act Through the State Seed Commissioner and Giving Him Authority to Make Necessary Rules and Regulations, and to Administer Oaths, and to Have Free Access and Power of Seizure, and Providing for Supersedence of This Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 53; nays, 47; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Frosaker	Norheim
Bailey, Eddy	Gessner	O'Brien
Bilden	Graham	Oglesby
Black	Hall	Olson, Hettinger
Borstad	Hewitt	Peterson, Cass
Brunsdale	Holey	Sand
Brusseau	Holthusen	Saumur

Messrs.	Messrs.	Messrs.
Burgum	Holte	Shockman
Burke	Johnson	Smith
Caddell	Kapaun	Solberg
Clarke	Keidel	Symington
Cosgriff	Lavik	Thoreson
Cunningham	Moore	Thompson
Dalzell	Morgan	Traynor
Dullea	Morris	Twichell
Erickson, McKenzie	Muus	Urschel
Fjeld	Niewoehner	Wendland
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Olson, Mountrail
Anderson, Bowman	Goodlaxon	Page
Anderson, Burke	Halverson	Peterson, Bottineau
Anfinson	Hanson	Place
Bailey, Dunn	Hurd	Randall
Bauer	Isaak	Ritter
Beggs	Jensen	Savre
Bettenhausen	Kubischta	Scholl
Biberdorf	Langford	Seibel
Born	Larson	Schauss
Child	Levin	Shurr
Dahl, Emmons	Marks	Stray
Dahl, Traill	McLarty	Treffry
Downey	Mode	Tuff
Erickson, McLean	Myers	Wolf
Fedje	Odegard	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Parkinson
Bjerke	Lohrbauer	Schantz
Blaisdell	McIlraith	Schnell
Dittmer	Noben	Williams
Gilbertson		

So the bill was lost.

Mr. Hewitt moved that the vote by which Senate Bill No. 101 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker called Mr. Dahl of Emmons to the chair.

Senate Bill No. 216. A Bill for an Act Amending and Re-enacting Section 16 of Chapter 196 of the Laws of North Dakota for the Year 1927, and Relating to the Execution, Registration, Certification and Delivery of Bonds Issued by a Municipality.

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, 75; nays, 14; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hall	O'Brien
Anderson, Bowman	Halverson	Odegard
Anderson, Burke	Hanson	Oglesby
Anfinson	Hill	Olson, Hettinger
Beggs	Holey	Page
Biberdorf	Holthusen	Peterson, Cass
Black	Holte	Ritter
Born	Hurd	Sand
Borstad	Johnson	Saumur
Brunsdale	Kapaun	Savre
Brusseau	Keidel	Scholl
Burke	Kubischta	Schauss
Child	Langford	Shockman
Clarke	Larson	Shurr
Cosgriff	Lavik	Smith
Cunningham	Levin	Solberg
Dahl, Traill	Moore	Thompson
Downey	Morgan	Thoreson
Dullea	Morris	Traynor
Erickson, McKenzie	McLarty	Treffry
Fitzgerald	Mode	Tuff
Frosaker	Muus	Twichell
Gessner	Myers	Urschel
Goodlaxon	Niewoehner	Wendland
Graham	Norheim	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Isaak	Seibel
Bjerke	Jensen	Stray
Dahl, Emmons	Olson, Mountrail	Symington
Dalzell	Place	Wolf
Erickson, McLean	Randall	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Caddell	Marks
Anderson, Sargent	Dittmer	McIlraith
Bailey, Dunn	Fedje	Noben
Bauer	Fjeld	Parkinson
Bettenhausen	Gilbertson	Peterson, Bottineau
Bilden	Godwin	Schantz
Blaisdell	Hewitt	Schnell
Burgum	Lohrbauer	Williams

So the bill passed and the title was agreed to.

Mr. Cosgriff moved that the vote by which Senate Bill

No. 216 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 229. A Bill for an Act Relating to Foreclosure of Mortgage or Other Lien Upon Real Estate Providing for Service of Summons in Actions to Foreclose Mortgage or Other Lien Upon Real Estate; Providing for Personal Service or Service by Publication; Specifying Manner in Which Unknown Defendants and Representatives of Deceased Defendants May Be Joined; Providing That Said Method Shall Be in Addition to Present Remedies.

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, 67; nays, 21; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Peterson, Cass
Anderson, Burke	Frosaker	Ritter
Anfinson	Gessner	Sand
Bailey, Eddy	Godwin	Saumur
Bauer	Goodlaxon	Savre
Beggs	Hall	Schantz
Bettenhausen	Hill	Scholl
Biberdorf	Holthusen	Seibel
Bjerke	Holte	Schauss
Born	Jensen	Shockman
Borstad	Kubischta	Shurr
Brunsdale	Langford	Smith
Brusseau	Larson	Symington
Burke	Lavik	Thompson
Caddell	Moore	Thoreson
Child	Morgan	Treffry
Clarke	McLarty	Tuff
Cunningham	Muus	Twichell
Dalzell	Myers	Urschel
Dittmer	Niewoehner	Wendland
Downey	Norheim	Wolf
Erickson, McKenzie	Oglesby	Mr. Speaker
Fedje		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hanson	O'Brien
Black	Hewitt	Odegard
Burgum	Hurd	Olson, Mountrail
Cosgriff	Isaak	Page
Dahl, Emmons	Johnson	Peterson, Bottineau
Dahl, Traill	Levin	Randall
Dullea	Morris	Stray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Halverson	Noben
Anderson, Sargent	Holey	Olson, Hettinger
Bailey, Dunn	Kapaun	Parkinson
Bilden	Keidel	Place
Blaisdell	Lohrbauer	Schnell
Erickson, McLean	Marks	Solberg
Fjeld	McIlraith	Traynor
Gilbertson	Mode	Williams
Graham		

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which Senate Bill No. 229 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 263. A Bill for an Act to Amend and Re-enact Sections 2350, 2412 and 2417 of the Compiled Laws of North Dakota of the Year 1913 Relating to the Military Code of the State of North Dakota; Defining Military Forces; Providing a Board of Armory Supervisors and Defining the Powers Thereof; Fixing the Pay and Allowances of Enlisted Men on Active Duty and Further Providing for the Appointment of an Assistant Adjutant General, His Powers and Duties; the Appointment of a Disbursing Officer, His Powers and Duties; Requiring Officers to Furnish Bonds; Providing Punishment for False Certificates or Returns and for the Misuse of Funds or Property; Providing that State and Municipal Officers and Employees Shall Not Lose Pay While on Duty; Giving Troops Power to Act Outside of Occupied Territory; Providing for the Service of Process of Military Courts; Providing that the Invalidation of a Portion of This Act Shall Not Invalidate the Remainder Thereof and Repealing Sections 2392, 2421, 2432b and 2434 of the Compiled Laws of North Dakota of the Year 1913 and Sections 2423a and 2442a of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 and All Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 79; nays, 12; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Peterson, Bottineau
Anderson, Bowman	Goodlaxon	Peterson, Cass
Anderson, Burke	Graham	Place
Anfinson	Hall	Ritter
Bailey, Eddy	Halverson	Sand
Bauer	Hewitt	Saumur

Messrs.	Messrs.	Messrs.
Beggs	Hill	Savre
Bettenhausen	Holthusen	Schantz
Biberdorf	Holte	Scholl
Bjerke	Hurd	Seibel
Black	Kapaun	Schauss
Born	Keidel	Shockman
Brunsdale	Kubischta	Shurr
Brusseau	Langford	Smith
Burke	Larson	Solberg
Caddell	Lavik	Symington
Child	Moore	Thompson
Clarke	Morgan	Thoreson
Cunningham	Morris	Traynor
Dahl, Emmons	McLarty	Treffry
Dalzell	Muus	Tuff
Dittmer	Myers	Twichell
Downey	Niewoehner	Urschel
Fedje	Oglesby	Wendland
Fitzgerald	Olson, Mountrail	Wolf
Frosaker	Page	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burgum	Hanson	Norheim
Cosgriff	Jensen	O'Brien
Dahl, Traill	Levin	Odegard
Dullea	Mode	Randall

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fjeld	McIlraith
Anderson, Sargent	Gilbertson	Noben
Bailey, Dunn	Holey	Olson, Hettinger
Bilden	Isaak	Parkinson
Blaisdell	Johnson	Schnell
Borstad	Lohrbauer	Stray
Erickson, McKenzie	Marks	Williams
Erickson, McLean		

So the bill passed and the title was agreed to.

Mr. Schantz moved that the vote by which Senate Bill No. 263 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 273. A Bill for an Act to appropriate the Sum of One Thousand Dollars (\$1,000.00) From Any Moneys in the State Highway Fund for the Purpose of Making a Preliminary Survey and Soundings for the Construction of a Bridge Across the Little Missouri River at or Near the Intersection of the Little Missouri River With the Trail Passing South of Independence and Crossing Section Twenty-nine (S. 29), Township One Hundred Forty-eight (T. 148),

Range Ninety-one (R. 91) Dunn County, North Dakota, Approximately Six Miles Northwest of the Fort Berthold Bridge, Also Known as the Four Bears Bridge, Under the Provisions of Chapter Seventy-three (73) of the Laws of North Dakota for the year Nineteen Hundred Nineteen (1919) (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913) as Amended and Re-enacted by Chapter 161, Laws of 1927, as Amended and Re-enacted by Chapter 140 of the Laws of 1929, and Directing the State Highway Commissioner Forthwith to Designate Said Trail as a Feeder Road to State and Federal Highway No. 8, and to Forthwith Make Said Soundings and Survey, and Select a Bridge Site; and Directing Said Highway Commissioner Forthwith to Construct Such Bridge, and Do All Necessary Preliminary Acts Therein.

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, 89; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	O'Brien
Anderson, Bowman	Fitzgerald	Odegard
Anderson, Burke	Frosaker	Oglesby
Anfinson	Gessner	Olson, Mountrail
Bailey, Eddy	Goodlaxon	Page
Bauer	Graham	Peterson, Bottineau
Beggs	Halverson	Peterson, Cass
Bettenhausen	Hanson	Place
Biberdorf	Hill	Randall
Bjerke	Holthusen	Ritter
Black	Holte	Sand
Born	Hurd	Saumur
Borstad	Isaak	Savre
Brunsdale	Jensen	Scholl
Brusseau	Johnson	Seibel
Burgum	Kapaun	Schauss
Burke	Keidel	Shockman
Caddell	Kubischta	Smith
Child	Langford	Solberg
Clarke	Larson	Stray
Cosgriff	Lavik	Symington
Cunningham	Levin	Thoreson
Dahl, Emmons	Moore	Traynor
Dahl, Traill	Morgan	Treffry
Dalzell	Morris	Tuff
Dittmer	McLarty	Twichell
Downey	Muus	Urschel
Dullea	Myers	Wolf
Erickson, McKenzie	Niewoehner	Mr. Speaker
Erickson, McLean	Norheim	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hall	Olson, Hettinger
Anderson, Sargent	Hewitt	Parkinson
Bailey, Dunn	Holey	Schantz
Bilden	Lohrbauer	Snell
Blaisdell	Marks	Shurr
Fjeld	McIlraith	Thompson
Gilbertson	Mode	Wendland
Godwin	Noben	Williams

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Born moved that the vote by which Senate Bill No. 273 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 5, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 138 and the President has appointed as a Conference Committee Senators Matthaai, Erickson and Topp.

Very respectfully,

F. E. TUNELL,
Secretary.

SECOND READING OF SENATE BILLS

Senate Bill No. 310. A Bill for an Act Authorizing Counties, Cities, Villages, School Districts and Park Districts to Accept Devises, Bequests, Legacies and Gifts, Provided That the Title Thereto Shall Be Held in Trust; Regulating the Handling and Use of Such Property and its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Anderson, Bowman	Godwin	Olson, Mountrail
Anderson, Burke	Goodlaxon	Page

Messrs.	Messrs.	Messrs.
Anfinson	Graham	Peterson, Bottineau
Bailey, Eddy	Hall	Peterson, Cass
Bauer	Halverson	Place
Beggs	Hanson	Randall
Bettenhausen	Hill	Ritter
Biberdorf	Holthusen	Sand
Bjerke	Holte	Saumur
Black	Hurd	Savre
Born	Isaak	Schantz
Borstad	Jensen	Scholl
Brunsdale	Johnson	Seibel
Brusseau	Kapaun	Schauss
Burgum	Keidel	Shockman
Burke	Kubischta	Shurr
Caddell	Langford	Smith
Child	Larson	Solberg
Clarke	Levin	Stray
Cosgriff	Moore	Symington
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McLarty	Treffry
Dittmer	Mode	Tuff
Downey	Muus	Twichell
Dullea	Myers	Urschel
Erickson, McKenzie	Niewoehner	Wendland
Erickson, McLean	Norheim	Wolf
Fedje	O'Brien	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.
Gilbertson	Lavik

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Frosaker	Oglesby
Anderson, Sargent	Hewitt	Olson, Hettinger
Bailey, Dunn	Holey	Parkinson
Bilden	Lohrbauer	Schnell
Blaisdell	Marks	Thompson
Cunningham	McIlraith	Williams
Fjeld	Noben	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Hill moved that the vote by which Senate Bill No. 310 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Fedje: Usually we have to give, ourselves, but this bill is giving something to somebody for nothing, and that is a very strange action. I am very much in favor of the bill for that reason. I vote "aye."

Senate Bill No. 324. A Bill for an Act Authorizing and Empowering the Industrial Commission of the State of North Dakota to Take Such Action as May Be Proper and Necessary to Cooperate with the Emergency Conservation Work Projects of the Federal Government on State, County and Municipally owned Lands, Authorizing the Industrial Commission to Enter Into Such Contracts and Agreements as Are Permissible Under the State Constitution with Municipalities and Private Individuals for the Carrying on of Such Emergency Conservation Work Projects, Making it the Duty of Such Commission to Make a Report of its Proceedings Under This Act to the Next Legislative Assembly, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 87; nays, 7; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Muus
Anderson, Bowman	Fitzgerald	Myers
Anderson, Burke	Frosaker	Niewoehner
Anfinson	Gessner	Norheim
Bailey, Eddy	Gilbertson	O'Brien
Bauer	Godwin	Odegard
Beggs	Goodlaxon	Page
Bettenhausen	Graham	Peterson, Bottineau
Biberdorf	Hall	Peterson, Cass
Bjerke	Halverson	Ritter
Black	Hewitt	Sand
Born	Hill	Saumur
Borstad	Holthusen	Savre
Brunsdale	Holte	Schantz
Brusseau	Hurd	Schauss
Burgum	Isaak	Shockman
Burke	Jensen	Shurr
Child	Johnson	Smith
Clarke	Kapaun	Solberg
Cosgriff	Keidel	Symington
Cunningham	Kubischta	Thoreson
Dahl, Emmons	Langford	Traynor
Dahl, Traill	Larson	Treffry
Dalzell	Levin	Tuff
Dittmer	Moore	Twichell
Downey	Morgan	Urschel
Dullea	Morris	Wendland
Erickson, McKenzie	McLarty	Wolf
Erickson, McLean	Mode	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Caddell	Place	Seibel
Hanson	Randall	Stray
Olson, Mountrail		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Lavik	Olson, Hettinger
Anderson, Sargent	Lohrbauer	Parkinson
Bailey, Dunn	Marks	Schnell
Bilden	McIlraith	Scholl
Blaisdell	Noben	Thompson
Fjeld	Oglesby	Williams
Holey		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Brunsdale moved that the vote by which Senate Bill No. 324 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 Authorizing the State Forester to Accept, Acquire or Lease Land for State Forests and State Parks; Providing for the Management and Development Thereof and the Disposition of Income From Such Lands.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 74; nays, 18; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Godwin	O'Brien
Anfinson	Graham	Odegard
Bauer	Hall	Page
Beggs	Halverson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Biberdorf	Hill	Place
Black	Holthusen	Randall
Born	Holte	Ritter
Brunsdale	Johnson	Sand
Brusseau	Kapaun	Saumur
Burgum	Keidel	Savre
Burke	Kubischta	Schantz
Child	Langford	Seibel
Clarke	Lavik	Shurr
Cosgriff	Levin	Smith
Cunningham	Moore	Solberg
Dahl, Traill	Morgan	Symington
Dalzell	Morris	Traynor
Dittmer	McLarty	Treffry
Dullea	Mode	Twichell
Erickson, McKenzie	Muus	Urschel
Fedje	Myers	Wolf
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Hanson	Schauss
Borstad	Hurd	Shockman
Dahl, Emmons	Isaak	Stray
Downey	Jensen	Thoreson
Erickson, McLean	Larson	Tuff
Goodlaxon	Olson, Mountrail	Wendland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Olson, Hettinger
Anderson, Sargent	Holey	Parkinson
Bailey, Eddy	Lohrbauer	Schnell
Bailey, Dunn	Marks	Scholl
Bilden	McIlraith	Thompson
Blaisdell	Noben	Williams
Caddell	Oglesby	Mr. Speaker
Fjeld		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Fedje changed his vote from "no" to "aye" for the purpose of reconsideration.

The Speaker resumed the chair.

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 67; nays, 22; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Niewoehner
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Godwin	Olson, Mountrail
Anfinson	Goodlaxon	Peterson, Cass
Bauer	Halverson	Place
Beggs	Hill	Ritter
Bettenhausen	Holthusen	Sand
Biberdorf	Holte	Saumur
Black	Johnson	Schantz
Born	Kapaun	Seibel
Borstad	Keidel	Schauss
Brunsdale	Kubischta	Shockman
Brusseau	Langford	Shurr
Burke	Larson	Solberg
Child	Lavik	Stray

Messrs.	Messrs.	Messrs.
Clarke	Levin	Thoreson
Cosgriff	Morgan	Traynor
Dahl, Emmons	Morris	Twichell
Dittmer	McLarty	Urschel
Dullea	Mode	Wendland
Erickson, McKenzie	Muus	Wolf
Fedje	Myers	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Hurd	Peterson, Bottineau
Burgum	Isaak	Randall
Dahl, Traill	Jensen	Savre
Dalzell	Moore	Smith
Downey	O'Brien	Symington
Hall	Odegard	Treffry
Hanson	Page	Tuff
Hewitt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McLean	Noben
Anderson, Sargent	Fjeld	Oglesby
Bailey, Eddy	Gilbertson	Olson, Hettinger
Bailey, Dunn	Graham	Parkinson
Bilden	Holey	Schnell
Blaisdell	Lohrbauer	Scholl
Caddell	Marks	Thompson
Cunningham	McIlraith	Williams

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which Senate Bill No. 16 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved the House do now recess until 10:30 tomorrow.

Which motion prevailed, and the House stood recessed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Gottlieb Harr, Lehr, N. D.; J. H. George, Lehr, N. D.; Ole Stensrud, Flaxton, N. D.; Emmett McKuske, Hazelton, N. D.; Ben Bauer, Napoleon, N. D.; J. W. Meidinger, Ashley, N. D.; Dr. W. E. Cole, Bismarck, N. D.

FIFTY-SEVENTH DAY AFTER RECESS AND THE
FIFTY-EIGHTH DAYHouse of Representatives,
Bismarck, North Dakota,
March 6, 1935.

The House convened at 10:30 A. M., pursuant to recess,
Speaker Crockett presiding.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 6, 1935.

To the House of Representatives of the

State of North Dakota:

This is to notify you that I have today approved and filed
with the Secretary of State:

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Also,

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Also,

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Basic Text Books May Be Changed in the Schools and Educational Institutions in This State.

Also,

House Bill No. 202. A Bill for an Act Amending and Re-enacting Chapter 94, Session Laws of the State of North Dakota for the Year 1933.

Also,

House Bill No. 206. A Bill for an Act Fixing the Maximum Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 243. A Bill for an Act Permitting Deduction of Delinquent Personal Property Taxes From Claims, Demands, Salaries and Wages Due From County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Very truly yours,

WALTER WELFORD,
Governor.

GENERAL ORDERS

Mr. Traynor moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Traynor to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 23. A Bill for an Act Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 11, Section 6, line 236, after the word "expired," strike out the "period" and add a "semi-colon" and the following: "provided, however, that the provisions of this Act shall be construed as a repeal of Chapter 155 of the Session Laws of 1933 or any other similar enactment."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after "A Bill," and insert in lieu thereof the following:

For an Act to Reimburse the General Fund of the State for the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, The North Dakota State Regulatory Department, the North Dakota Teachers Insurance and Retirement Fund, Highway Department and Motor Vehicle Registration Department and Game and Fish Department, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933; Designating and Appropriating the Funds from Which Such Payment Shall be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring and Emergency.

Be It Enacted By the Legislative Assembly of the State of North Dakota:

Section 1.) In order to reimburse the general fund of the state for the expense of the audits and examinations of industrial and business institutions of the State of North Dakota by the State Board of Auditors as provided for by Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as amended by Chapter 186 of the Laws of 1933, the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, and office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, the North Dakota Teachers Insurance and Retirement Fund, Highway Department and Motor Vehicle Registration Department and Game and Fish Department, immediately upon the receipt of a statement of the actual expense of auditing such Departments or Institutions, such Department or Institution shall pay to the State Treasurer of the State of North Dakota, to be by the State Treasurer deposited in the General Fund of the State. Provided, however, that the auditing fee for such service in any one year shall not exceed the sum set forth for the various institutions and department as follows:

North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks	\$4,000.00
The Bank of North Dakota, including the Farm Loan Department	7,000.00
The State Hail Insurance Department	2,000.00
The Workmen's Compensation Bureau	1,500.00
The Office of the Beer Commissioner of the State of North Dakota	500.00
The North Dakota State Regulatory Department	1,500.00
The North Dakota Teachers Insurance and Retirement Fund	500.00
The Highway Department and Motor Vehicle Department	3,500.00
The Game and Fish Department	750.00

Section 2.) REPEAL.) All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

Section 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect immediately upon its passage and approval.

And when so amended recommend the same do pass.

And recommend the following amendments to the bill as it came from the Senate by inserting after:

"The North Dakota Teachers Insurance and Retirement Fund\$ 500.00,"

the following:

"The Highway Department and the Motor Vehicle Department\$3,500.00

"The Game and Fish Department 750.00"

In the title of the engrossed bill, following the word "Fund," insert the words "and the Highway Department and the Motor Vehicle Department and the Game and Fish Department."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the Senate Amendment "\$62,759" and insert in lieu thereof the figures "\$49,759.00."

In line 21, strike out the Senate Amendments the words and figures "and hog house" and "\$8,000" and insert in lieu thereof the figures "\$5,000."

In line 25 strike out the figures "\$40,000" and insert in lieu thereof "\$30,000."

In line 31 strike out the Senate Amendments "\$55,559.00" and insert in lieu thereof the figures "\$42,559.00."

Leave the figures as amended by the Senate in lines 34, 35, 36, and 37.

In line 39, strike out the Senate Amendments "\$62,759.00" and insert in lieu thereof "\$49,759.00."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

That the second Section 2 where it appears in the bill as it came from the Senate be amended to read "Section 3."

That Section 3 in the same bill be amended to read "Section 4."

In the second Section 2 as the bill came from the Senate, in line two of said Section following the word "crops" and before the word "are" insert the following: "except sugar beet crops" and in line 3 of the same Section after the word "crops" and before the word "hereafter" insert the following: "except sugar beet crops."

At the end of the 2nd Section two as the bill came from the Senate, strike out the period and insert a comma and insert the following language: "The State, any county or any department or agency of either thereof; including the Bank of North Dakota."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, Section 1, line 6, after the word "of" at the end of the line insert the following: "\$5.00 for any mine producing less than 100 tons, and."

On page 2, Section 1, line 7, after the word "producing" and before the word "less" insert the following: "more than 100 tons, and."

On page 2, Section 1, line 8, after "2,000" at the end of the line, insert the word "tons."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 136. A Bill for an Act Amending Sections 2889b4, 2889b5 and 2889b6, Supplement to the Compiled Laws of 1913 Relating to Food and Drugs, and Known as the North Dakota Food and Drugs Act.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 5, line 39, strike out "and quantity or proportion" and add after the word "ingredient" the words "provided that if such statement of ingredients alone be insufficient to prevent fraud or deception or to convey to the purchaser the true nature of the product the percentage of each ingredient shall in addition be required."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 192. A Bill for an Act Amending and Re-enacting Section 47 of the 1913 Compiled Laws Relating to the Proposals for State Printing; Providing for the Printing of All Matters Coming Under Class 5 of State Printing; Providing for Each State Department or Office to Designate Newspaper or Job Printing Shop Where Class 5 Printing Shall Be Performed; Providing for State Printing Commission and State Printer to Determine and Fix Price and Cost Thereof and Repeal all Acts and Parts of Acts in Conflict Herewith.

And recommend Senate Bill No. 192 for passage as it came from the Senate.

Also,

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

And recommend the following amendments:

On line two, Section one, strike out the figures "7500" and insert in lieu thereof the figures "5000."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 247. A Bill for an Act Providing for the Disposition of Liquor and for the Applying of the Proceeds Thereof to the General Fund of the County Where Such Liquor was Seized or is Held, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 2, Section 1 of the printed bill, following the word "alcohol," strike out the balance of the line; also lines three and four, and in lieu thereof insert the following: "which may hereafter be seized by the sheriff of any county of this state pursuant to seizure thereof, for violation of the laws of this state."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock, P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half (N½) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

At the close of Section 1 of the engrossed bill, add the following language: "Provided, however, that such mortgage shall only be discharged as provided herein, in the event there shall have been procured through Federal Aid, a sufficient amount to insure financing the construction of a new Armory upon these lots."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 290. A Bill for an Act Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Liability Insurance on Dogs; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 4, Section 1, of the engrossed bill, strike out the period after the word "over," and in lieu thereof insert a comma and the following sentence: "but shall not include any dog, which at maturity weighs less than ten pounds."

And when so amended recommend the same do pass.

And recommend Senate Bill No. 290 to be indefinitely postponed.

Also,

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of

North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

And recommend the adoption of the Standing Committee's amendments as follows:

At the end of line 4, of the engrossed bill, strike out the word "pro-"; strike out all of lines 5, 6, and 7, and all of line 8 to and including the word "quorum" and insert in lieu thereof the following: "four of such board shall constitute a quorum. Provided that at any special meeting called in case of an emergency; the Governor, the Chief Justice of the Supreme Court and the Attorney General shall constitute a quorum."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers, Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In the engrossed bill, strike out the "comma" in line 3 of the title where it occurs between the word "snuff" and the words "cigarette papers," and insert in lieu thereof the word "and."

Strike out the balance of the title and insert in lieu thereof the word "repeal."

Strike out all the balance of the bill excepting the Enacting Clause. After the Enacting Clause, add the following: "The mulct tax heretofore and now fixed by law at the sum of \$12.50 as an annual license fee for the retail sale of cigarettes, snuff, cigarette papers or tubes, is hereby reduced and fixed at the sum of \$7.50; and the stamp tax upon the retail sale of snuff is hereby fixed and established at the sum of two cents upon each one and one-fourth ounce or major fraction thereof. Provided, however, that the present requirement from retail dealers in such merchandise, of a bond in the sum of not less than \$500.00, is hereby repealed."

And the further amendments:

Amend the report of the Standing Committee as amended on pages 23 and 24, House Journal of March 5th, by placing before the words "The mulct tax," the words and figures "Section 1."

And when so further amended recommend the same do pass.

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict with the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 8 of the engrossed bill, line 24, after the word "of," strike out the words "twelve midnight" and insert in lieu thereof "two o'clock A. M."

And the further amendments:

Amend the report of the Standing Committee to read "Section 3" where they have "Section 8," and "line 23" where they have "line 24."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Provide for the Conversion of Building and Loan Associations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

In Section 1 after the word "corporation" strike out the balance of the Section.

And the further amendment:

Place a period after the word "Corporation" in line 3.

And when so amended recommend the same do pass.

Also,

Senate Bill No. 14. A Bill for an Act Making an Appro-

riation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the Senate amendments \$495,177.27 and insert in lieu thereof \$409,095.83.

In line 12, item 4, strike out the Senate amendments \$7,500 and insert in lieu thereof \$6,728.00.

Item 5½, line 13½, leave as Senate amended it.

Line 17, strike out the Senate amendment \$120,346.12 and insert in lieu thereof \$110,346.12.

In line 20, item 2a, strike out the Senate amendment \$75,407.20 and insert in lieu thereof \$69,407.20.

In line 21, item 2b, strike out the Senate amendments \$37,576.96 and insert in lieu thereof \$31,576.96.

In line 22, item 3, strike out the Senate amendment \$40,000.00 and insert in lieu thereof \$35,788.00.

In line 24, item 4a, strike out the Senate amendments \$130,000 and insert in lieu thereof \$112,454.40

In line 27, item 5, strike out the Senate amendment \$20,000 and insert in lieu thereof \$15,919.00.

In line 29, item 7, strike out the Senate amendment \$7,000.00 and insert in lieu thereof \$5,000.

In line 35, item 1, strike out the Senate amendment \$24,000 and insert in lieu thereof \$21,178.60.

Page 3, line 37, item 3, strike out the Senate amendment \$40,000 and insert in lieu thereof \$37,510.56.

In line 39, item 5, strike out the figures 30,000.00 and insert in lieu thereof \$26,000.00.

In line 40, strike out all the Senate amendments including figures \$34,320 and insert in lieu thereof \$17,160.00.

In line 42, strike out the Senate amendments \$734,544.60 and insert in lieu thereof the figures \$657,463.16.

In line 44a, strike out Senate amendments \$430,244.60 and insert in lieu thereof \$353,163.16.

In line 50, item 2, strike out the figures \$15,000 and insert in lieu thereof \$8,000.00.

Page 4, line 60, item 1, strike out the figures \$7,500 and insert in lieu thereof \$5,500.

In line 62, strike out the Senate amendment \$495,177.27 and insert in lieu thereof \$409,095.83.

And when so amended recommend the same do pass.

And recommend that Senate Bill No. 14 be re-referred to the Committee on Appropriations.

Also,

Senate Bill No. 22. A Bill for an Act Making an Appropriation to pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

In line 3 of the printed bill, strike out the Senate amendments \$623,088 an insert in lieu thereof \$582,963.

In line 6, leave the Senate amendment.

In line 11, item 1b, strike out the figures \$19,576 and insert in lieu thereof \$21,000.

In line 12, item 2, strike out \$176,830 and insert in lieu thereof \$175,000.

In line 19, item 9, strike out 7,900 and insert in lieu thereof 5,900.

In line 22, item 12, strike out 8,000 and insert in lieu thereof 7,000.

In line 22½ as amended by the Senate leave the amendments stand as amended.

Line 31a, item 5, strike out 7,500 and insert in lieu thereof 6,500.

Line 32½ as amended by the Senate, leave as amended by the Senate.

Page 3, line 35, item 1, strike out 4,380 and insert in lieu thereof 3,380.

Line 37, item 2, strike out 40,000 and insert in lieu thereof 35,000.

Line 37½ as amended by the Senate, strike out 6,000 and insert 5,000.

In line 43, strike out all of the Senate amendment including the figures 49,770 and insert in lieu thereof 24,885.00.

In line 45, strike out Senate amendment 779,830 and insert 763,539.

In line 48, strike out Senate amendments 587,830 and insert 551,539.

In line 49, strike out figures \$10,054, insert in lieu thereof 6,220.

In line 53, strike out Senate amendments 623,088 and insert in lieu thereof \$582,963.00.

And when so amended recommend the same do pass.

And recommend that Senate Bill No. 22 be re-referred to the Committee on Appropriations.

EDWIN TRAYNOR,
Chairman.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 6, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 262.

I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 138.

Also,

I have the honor to inform you that the Senate has appointed as a new Conference Committee on House Bill No. 60, Senators Strehlow, McDonald and Lynn.

And has adopted the report of the Conference Committee on House Bill No. 30.

Also,

House Bill No. 72.

Also,

I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 57 and the President has appointed as a Conference Committee, Senators Drew, Vinje and Kolpin.

Also,

I have the honor to return House Bill No. 267 which the Senate has amended as shown in Senate Journal, March 4, page 12.

Also,

House Bill No. 323 amended Senate Journal, March 5, page 94.

Also,

House Bill No. 76, amended Senate Journal, March 5, page 40.

Also,

House Bill No. 325, amended Senate Journal, March 5, page 48.

Also,

House Bill No. 54 which the Senate has amended as shown in Senate Journal, March 4, page 64.

Also,

House Bill No. 40, amended Senate Journal, March 4, page 4.

Also,

House Bill No. 27, amended, Senate Journal, March 4, page 4.

Also,

House Bill No. 338 which the Senate has amended as shown in Senate Journal, March 4, pages 25 and 26.

Also,

House Bill No. 355, amended, Senate Journal, March 4, page 26.

Also,

House Bill No. 213 amended, Senate Journal, March 4, page 28.

Also,

House Bill No. 107 amended, Senate Journal, March 4, page 27.

Also,

House Bill No. 56 amended, Senate Journal, March 4, page 66.

Also,

I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 57.

Also,

The Senate has adopted the report of the Conference Committee on House Bill No. 44.

Also,

The President has appointed as a Conference Committee on House Bill No. 217, Senators Lynn, Greene of Stutsman, Nelson of Grand Forks.

Also,

I have the honor to transmit herewith the following bills:

Senate Bill No. 262. A Bill for an Act Temporarily Ex-

tending the Time in Which Redemption May Be Made from Tax Sales and Extending the Time in Which Holders of Tax Sale Certificates May Present the Same for Obtaining Tax Deeds, and Extending the Time in Which Tax Deeds May Be Obtained, and Declaring an Emergency and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter 192 of the Session Laws of 1919, Creating a Revolving Fund, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "W"

Which the President has signed and your signature is respectfully requested.

Also transmit:

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Also,

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Also,

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Also,

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

Also,

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

Also,

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Also,

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

Also,

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

Which the Senate has passed unchanged.

I have the honor to return herewith the following bills:

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in Special School Districts; Requiring Establishment of Polling Places for Each 5000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Also,

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Also,

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Also,

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Also,

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages, and Threshing Liens Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided, Have Become Outlawed; Requiring Records to Be Kept.

Also,

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Which the Senate has passed unchanged.

Also,

I have the honor to return herewith the following bills:

House Bill No. 177. A Bill for an Act to Amend and Re-enact Chapter 236 of the 1933 Session Laws Relating to Common School District Transportation; Leaving Same to the Discretion of the School Board; Limiting the Amount That May Be Paid for Same and Repealing Chapter 244 of the Session Laws of the State of North Dakota for the Year 1931; Prohibiting Discrimination as Between Families.

Also,

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1931, and Section 2 of Chapter 297, Session Laws of 1931, Relating to the Tax Levy Limitations of School Districts, Repealing Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1921, and Section 2 of Chapter 297, Session Laws of 1931, and all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 2202 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Giving Notice of the Expiration of the Period of Redemption on Property Forfeited to the County at Tax Sales, Issuance of Tax Deeds to County and Sale by County of Property Acquired by Tax Deed, as Said Section is Amended by Chapter 226 of the Session Laws of 1927 Insofar as it Relates to Sub-division 6 of Said Amended Chapter.

Also,

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 7812 of the Compiled Laws of North Dakota for the Year 1913, Relating to Non-resident and Foreign Corporations Furnishing Surety for Costs When Plaintiffs and Excepting from the Operation Thereof, Corporations That Are Agencies or Instrumentalities of the United States of America.

Which the Senate has indefinitely postponed.

Also,

House Bill No. 212. A Bill for an Act Appropriating Five Thousand Dollars (\$5,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Which the Senate has passed unchanged.

Also,

I have the honor to return:

Senate Bill No. 183. A Bill for an Act Authorizing and Empowering the Governing Board of Any Political Sub-division to Compromise and Settle Obligations Other Than

Taxes Due and Owing to or Held by Such Political Subdivisions, Validating Settlements Heretofore Made, and Declaring an Emergency.

Also return:

SENATE CONCURRENT RESOLUTION "A-e"

Which the House has requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Moore moved the adoption of the report of the Committee of the Whole, except as to Senate Bill No. 290.

Which motion prevailed.

Mr. Godwin asked a division of the report of the Committee of the Whole as to Senate Bill No. 120.

Which request was granted.

Mr. Godwin moved that Senate Bill No. 120 be returned to General Orders.

Which motion prevailed.

The question reverted to the motion of Mr. Moore with reference to the adoption of the report of the Committee of the Whole, except as to Senate Bill No. 290.

Mr. Moore moved as a substitute motion to the report of the Committee of the Whole that Senate Bill No. 290 do pass.

Which motion prevailed.

Mr. Downey moved that the vote by which Senate Bill No. 226 was declared lost be re-considered.

Which motion prevailed.

Mr. Niewoehner moved that all absent members be excused.

Which motion prevailed.

Mr. Solberg moved that the vote by which the Committee report for indefinite postponement as to Senate Bill No. 165 be reconsidered.

Which motion was lost.

Mr. Downey moved that Senate Bill No. 226 be placed on the calendar.

Which motion prevailed.

Mr. Bettenhausen moved that the House do now adjourn.

Which motion prevailed and the House stood adjourned.

FIFTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

The House convened pursuant to adjournment at 2:00 P. M., Speaker Crockett presiding.

Prayer by the Chaplain, Rev. N. E. McCoy, Carrington, N. Dak.

2:00 P. M.

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

ROLL CALL

The roll was called and there were 87 present and 26 absent.

Those present:

Messrs.	Messrs.	Messrs.
Adam	Dullea	McLarty
Aljets	Erickson, McKenzie	Mode
Anderson, Bowman	Erickson, McLean	Myers
Anderson, Burke	Fedje	Niewoehner
Anderson, Sargent	Fjeld	Noben
Anfinson	Frosaker	Norheim
Bailey, Eddy	Gessner	O'Brien
Bauer	Gilbertson	Odegard
Beggs	Goodlaxon	Olson, Hettinger
Bettenhausen	Graham	Olson, Mountrail
Biberdorf	Hall	Page
Bilden	Halverson	Parkinson
Bjerke	Hanson	Peterson, Bottineau
Black	Hewitt	Ritter
Born	Hill	Sand
Borstad	Holey	Schantz
Brunsdale	Hurd	Scholl
Brusseau	Isaak	Seibel
Burgum	Jensen	Schauss
Burke	Johnson	Smith
Caddell	Keidel	Stray
Child	Kubischta	Symington
Clarke	Langford	Thoreson
Cosgriff	Larson	Tuff
Cunningham	Lavik	Urschel
Dahl, Trill	Levin	Wendland
Dalzell	Morgan	Williams
Dittmer	Morris	Wolf
Downey	McIlraith	Mr. Speaker

Those absent:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Marks	Schnell
Blaisdell	Moore	Shockman

Messrs.	Messrs.	Messrs.
Dahl, Emmons	Muus	Shurr
Fitzgerald	Oglesby	Solberg
Godwin	Peterson, Cass	Thompson
Holthusen	Place	Traynor
Holte	Randall	Treffry
Kapaun	Saumur	Twichell
Lohrbauer	Savre	

MESSAGE TO THE SENATE

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 43. A Bill for an Act to Prevent Fraud and Deception in the Sale of Live Stock Remedies; Providing for the Registration and Labeling of Live Stock Remedies; Authorizing Rules and Regulations for the Administration of This Act; Prescribing the Method of Revocation of Such Registration and Prescribing a Penalty for the Violation Thereof.

Also,

Senate Bill No. 180. A Bill for an Act to Amend and Re-enact Section 860 of the Compiled Laws of North Dakota of the Year 1913.

Also,

Senate Bill No. 101. A Bill for an Act to Establish a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Regulating the Sale and Distribution of the Same, Defining Certain Terms, Designating Standard Grades, Providing for an Inspection Service and for the Fixing of Fees and Other Charges and the Disposition of the Same, Defining Violations and Providing Penalties Therefor, Defining Certain Cooperative Functions, Charging Carriers with Certain Responsibilities, Providing for Enforcement and Prosecution, Providing for Effect of Partial Invalidity, and Providing for Administration of the Act Through the State Seed Commissioner and Giving Him Authority to Make Necessary Rules and Regulations, and to Administer Oaths, and to Have Free Access and Power of Seizure, and Providing for Supersedence of This Act.

Also,

Senate Bill No. 299. A Bill for an Act Authorizing the Governing Boards of Cities to Provide Group Life, Health and Accident Insurance on the Employees of Said City and to Pay the Premiums Thereon and Declaring an Emergency.

Also,

Senate Bill No. 321. A Bill for an Act Providing for the Dissolution of Counties of This State, Providing the Procedure Therefor and Conditions Precedent, Giving Jurisdiction in Relation Thereto to the District Court, Providing for Proclamation by the Governor, Authorizing Attaching

Territory of a Dissolved County to Another County for Judicial Purposes, Providing for Future Government and Tax Action, Giving Certain Powers to County Officers of the County to Which Said Territory is Attached, Providing for Liquidation of Indebtedness and Jurisdiction and Duties in Connection Therewith and Providing for Its Obligations and Duties as an Unorganized Territory and the Execution Thereof.

Also,

Senate Bill No. 252. A Bill for an Act Providing for the Speedy Liquidation of Insolvent Banks, Providing Procedure for Liquidating and Closing Receiverships of Insolvent Banks, Granting Additional Powers to the Supreme Court and Directing the Procedure to Be Had by Said Court and Defining the Powers and Duties of the Supreme Court in Bank Receiverships.

Also,

Senate Bill No. 104. A Bill for an Act to Prohibit the Employment of Married Women in All State or County Offices, Departments, Bureaus, Boards, and Commissions; and Providing a Penalty Therefor.

Also,

Senate Bill No. 275. A Bill for an Act Creating a City Board of Inspectors to Be Known as "Painters and Decorators Inspection Board" in Cities of Two Thousand Population or Over; Providing for the Appointment of the Members of the Said Board; Requiring All Painters, Decorators, and Paperhangers to Obtain Permits From Said City Board; Providing for the Inspection of Work of Painters, Decorators and Paperhangers; Providing for the License Fee and Penalties for the Violation Thereof and Declaring an Emergency.

Also,

Senate Bill No. 181. A Bill for an Act to Regulate the Employment of Teachers in the Public Schools of the Classified First, Second, and the Third Class High Schools; of the First, Second, and Third Class Graded and Consolidated Schools; and in State Institutions of Higher Learning, and Fixing the Conditions Under Which They May Hold Their Positions, or May Be Discharged.

Also,

Senate Bill No. 107. A Bill for an Act to Amend and Re-enact Section 339 of the Compiled Laws of North Dakota for 1913, Relating to Selection of School Lands for Leasing, Advertising Same, Auction When Held, Commencement of Lease, and Repealing All Acts in Conflict Therewith.

Which the House has indefinitely postponed.

Also,

Mr. President: I have the honor to return herewith the following bills:

SENATE CONCURRENT RESOLUTION A-e

Which the House has adopted unchanged.

Also,

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 233 of the Session Laws of North Dakota for 1933, Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings, and Declaring an Emergency.

Also,

Senate Bill No. 287. A Bill for an Act Authorizing the Workmen's Compensation Bureau to Carry Compensation Insurance on Employees on National Recovery Work Projects and to Calculate and Determine Rates on a State Wide Experience Basis.

Senate Bill No. 281. A Bill for an Act Relating to the Incorporation of Mutual Aid Non-Profit Corporations, and Defining Their Purposes and Powers and Declaring an Emergency.

Also,

Senate Bill No. 52. A Bill for an Act Creating a Board Known as the "North Dakota Commissioners of the Federated Cooperative Agricultural Association" and Providing for Cooperation With Other Surplus Producing States of the Union, Describing the Manner of Forming the Same, the Purposes Thereof, Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 216. A Bill for an Act Amending and Re-enacting Section 16 of Chapter 196 of the Laws of North Dakota for the year 1927, and Relating to the Execution, Registration, Certification and Delivery of Bonds Issued by a Municipality.

Also,

Senate Bill No. 229. A Bill for an Act Relating to Foreclosure of Mortgage or Other Lien Upon Real Estate Providing for Service of Summons in Actions to Foreclose Mortgage or Other Lien Upon Real Estate; Providing for Personal Service or Service by Publication; Specifying Manner in Which Unknown Defendants and Representatives of Deceased Defendants May Be Joined; Providing That Said Method Shall Be in Addition to Present Remedies.

Also,

Senate Bill No. 263. A Bill for an Act to Amend and Re-enact Sections 2350, 2412 and 2417 of the Compiled Laws of North Dakota of the Year 1913 Relating to the Military Code of the State of North Dakota; Defining Military Forces; Providing a Board of Armory Supervisors and Defining the Powers Thereof; Fixing the Pay and Allowances of Enlisted Men on Active Duty and Further Providing for the Appointment of an Assistant Adjutant General, His Powers and Duties; the Appointment of a Disbursing Officer, His Powers and Duties; Requiring Officers to Furnish Bonds; Providing Punishment for False Certificates or Returns and for the Misuse of Funds or Property; Providing that State and Municipal Officers and Employees Shall Not Lose Pay While on Duty; Giving Troops Power to Act Outside of Occupied Territory; Providing for the Service of Process of Military Courts; Providing that the Invalidation of a Portion of This Act Shall Not Invalidate the Remainder Thereof and Repealing Sections 2392, 2421, 2432b and 2434 of the Compiled Laws of North Dakota of the Year 1913 and Sections 2423a and 2442a of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 273. A Bill for an Act to Appropriate the Sum of One Thousand Dollars (\$1,000.00) From Any Moneys in the State Highway Fund for the Purpose of Making a Preliminary Survey and Soundings for the Construction of a Bridge Across the Little Missouri River at or Near the Intersection of the Little Missouri River With the Trail Passing South of Independence and Crossing Section Twenty-nine (S. 29), Township One Hundred Forty-eight (T. 148), Range Ninety-one (R. 91) Dunn County, North Dakota, Approximately Six Miles Northwest of the Fort Berthold Bridge, Also Known as the Four Bears Bridge, Under the Provisions of Chapter Seventy-three (73) of the Laws of North Dakota for the year Nineteen Hundred Nineteen (1919) (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913) as Amended and Re-enacted by Chapter 161, Laws of 1927, as Amended and Re-enacted by Chapter 140 of the Laws of 1929, and Directing the State Highway Commissioner Forthwith to Designate Said Trail as a Feeder Road to State and Federal Highway No. 8, and to Forthwith Make Said Soundings and Survey, and Select a Bridge Site; and Directing Said Highway Commissioner Forthwith to Construct Such Bridge, and Do All Necessary Preliminary Acts Therein.

Also,

Senate Bill No. 310. A Bill for an Act Authorizing Counties, Cities, Villages, School Districts and Park Districts to Accept Devises, Bequests, Legacies and Gifts, Provided That the Title Thereto Shall Be Held in Trust; Regulating the Handling and Use of Such Property and its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made; and Declaring an Emergency.

Also,

Senate Bill No. 324. A Bill for an Act Authorizing and Empowering the Industrial Commission of the State of North Dakota to Take Such Action as May Be Proper and Necessary to Cooperate with the Emergency Conservation Work Projects of the Federal Government on State, County and Municipally owned Lands, Authorizing the Industrial Commission to Enter Into Such Contracts and Agreements as Are Permissible Under the State Constitution with Municipalities and Private Individuals for the Carrying on of Such Emergency Conservation Work Projects, Making it the Duty of Such Commission to Make a Report of its Proceedings Under This Act to the Next Legislative Assembly, and Declaring an Emergency.

Also,

Senate Bill No. 328. A Bill for an Act Authorizing the State Forester to Accept, Acquire or Lease Land for State Forests and State Parks; Providing for the Management and Development Thereof and the Disposition of Income From Such Lands.

Also,

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Conservation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Also,

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Which the House has passed unchanged.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of

the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Which the House has amended.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Which the House has amended as follows:

Amendments are found in House Journal of March 5, page 15.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud or Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Which the House has amended as follows:

Amendments found in House Journal of March 4, page 5 and 6.

Also,

Mr. President: I have the honor to return:

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Which the House has amended as follows:

Amendments are found in House Journal of March 4, page 4.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-sixth day after Recess and Fifty-Seventh day and recommend that the same be corrected as follows:

On page 45, in roll call, Representative Dullea is recorded absent, whereas he was present.

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 60 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Have had the same under consideration and cannot come to any agreement. We recommend the committee be discharged and that a new committee be appointed.

For the Senate:

E. C. STUCKE,
J. T. MCGILLIC,
J. E. EASTGATE.

For the House:

JOHN F. RANDALL,
ALBERT FJELD,
LEONAS MYERS.

Mr. John F. Randall moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker appointed as a second Conference Committee with reference to House Bill No. 60, Representatives Place, McLarty and Hurd.

The Conference Committee on House Bill No. 30 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Have had the same under consideration and recommend the following changes:

In line 10 of Section 1 of the engrossed bill, item "Chief Clerk and Stenographer," strike out the figures "2,160.00" and insert in lieu thereof the figures "2,400.00."

In line 11, of engrossed bill, item "postage," strike out the figures "400.00" and insert in lieu thereof the figures "300.00."

In line 12 of engrossed bill, Section 1, item "Office Supplies," strike out the figures "200.00" and insert in lieu thereof the figures "150.00."

In line 14, of Section 1 of engrossed bill, item "printing," strike out the figures "150.00" and insert in lieu thereof the figures "200.00."

Following line 16, insert line 17 as follows:
 "For Physically Handicapped Children\$5,000.00"

In line 18, item "TOTAL," strike out the figures "\$9,300.00" and insert in lieu thereof the figures "\$14,440.00."

For the Senate:

WM. A. THATCHER,
 A. A. TROVATTEN,
 B. W. LEMKE.

For the House:

W. S. PLACE,
 M. H. HOLTE,
 L. C. ODEGARD.

Representative Place moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Hurd moved the conference committee be discharged as to House Bill No. 30.

Which motion prevailed, and the Committee was discharged.

Mr. Schauss moved the rules be suspended and that House Bill No. 30 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 77; nays, 21; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Myers
Aljets	Frosaker	Niewoehner
Anderson, Burke	Gilbertson	Noben
Anfinson	Graham	O'Brien
Bailey, Eddy	Hall	Odegard
Bauer	Halverson	Olson, Mountrail
Beggs	Hanson	Olson, Hettinger
Bettenhausen	Hewitt	Page
Biberdorf	Hill	Peterson, Bottineau
Bilden	Holey	Place
Bjerke	Holthusen	Randall
Black	Hurd	Sand
Born	Kapaun	Saumur
Borstad	Keidel	Savre
Brunsdale	Kubischta	Scholl
Burgum	Langford	Shockman
Burke	Larson	Shurr
Caddell	Lavik	Stray
Child	Lohrbauer	Symington
Clarke	Marks	Thompson
Cosgriff	Moore	Treffry
Dahl, Traill	Morgan	Twichell
Dullea	Morris	Urschel
Erickson, McKenzie	McIlraith	Wendland
Erickson, McLean	Mode	Williams
Fedje	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brusseau	Jensen	Schantz
Dahl, Emmons	Johnson	Seibel
Daizell	Levin	Smith
Downey	McLarty	Thoreson
Fjeld	Norheim	Tuff
Goodiaxon	Oglesby	Wolf
Isaak	Ritter	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dittmer	Peterson, Cass
Anderson, Sargent	Gessner	Schnell
Bailey, Dunn	Godwin	Schauss
Blaisdell	Holte	Solberg
Cunningham	Parkinson	Traynor

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 217 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Have had the same under consideration and recommend:

That the amendments of the Senate, by which Sections 2 and 3 of House Bill No. 217 were stricken out, have been agreed to.

For the Senate:

HARRY C. LYNN,
N. N. NELSON,
E. E. GREENE.

For the House:

BEN FEDJE,
JOE FITZGERALD,
FRANK GESSNER.

Mr. Fedje moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved to discharge the Conference Committee as to House Bill No. 217.

Which motion prevailed, and the Committee was discharged.

Mr. Hurd moved the rules be suspended and that House Bill No. 217 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as

amended, the roll was called and there were ayes, 104; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Hewitt	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Born	Jensen	Schantz
Borstad	Johnson	Scholl
Brusseau	Kapaun	Seibel
Burgum	Keidel	Schauss
Burke	Kubischta	Shockman
Caddell	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Traill	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	Morris	Treffry
Downey	McIlraith	Tuff
Dullea	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker	Norheim	

Those voting in the negative were:

Messrs.	Messrs.
Brunsdale	Olson, Mountrail

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Godwin	Peterson, Cass
Beggs	Holte	Schnell
Blaisdell		

So the bill passed and the title was agreed to.

March 5, 1935.

Mr. Speaker:

Your Conference Committee on Senate Bill Number 138,

considered the House amendments and suggest the following amendments:

Instead of the amendment by the House on page 2, Section 1, Line 25 of the printed bill, after the word "Dakota," strike out the period and insert the following language:

"nor to any policy or bond of any Mutual Company on which no commission shall be paid to any local agent."

In Section 2, page 3, line 6 of the printed bill, after the word "issued," change the period to a comma and insert the following language:

"except as otherwise provided by law."

Re-write Section 8, on page 5, of the printed bill to read as follows:

"Section 8. The term "Local Agent" as used herein, shall be construed to mean a resident of this state licensed to countersign policies. This Act shall not apply to any General Agent, Insurance Broker, State Agent, Special Agent, Traveling Representative or salaried employee of any insurance company; provided, however, that the company shall pay the usual brokerage commission to "local agent" as heretofore specified."

For the Senate:

W. E. MATTHAEI,
O. E. ERICKSON,
OTTO TOPP.

For the House:

BEN FEDJE,
MATH. DAHL,
WILLIAM M. SCHANTZ.

Mr. Schantz moved the House concur in the report of the Conference Committee as to Senate Bill No. 138, and that the Committee be discharged.

Which motion prevailed and the Committee was discharged.

Mr. Schantz moved the rules be suspended and that Senate Bill No. 138 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety

or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

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, 91; nays, 7; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Ritter
Bauer	Hill	Sand
Bettenhausen	Holey	Saumur
Biberdorf	Holthusen	Savre
Bilden	Hurd	Schantz
Bjerke	Isaak	Scholl
Black	Jensen	Seibel
Born	Johnson	Schauss
Borstad	Kapaun	Shockman
Brunsdale	Kubischta	Shurr
Brusseau	Langford	Solberg
Burke	Larson	Stray
Caddell	Lavik	Symington
Child	Levin	Thompson
Clarke	Lohrbauer	Thoreson
Cosgriff	Marks	Traynor
Cunningham	Moore	Treffry
Dahl, Emmons	Morgan	Tuff
Dahl, Traill	Morris	Twichell
Downey	McIlraith	Urschel
Dullea	McLarty	Wendland
Erickson, McKenzie	Muus	Williams
Fedje	Myers	Wolf
Fjeld	Niewoehner	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burgum	Olson, Mountrail	Place
Noben	Page	Randall
Norheim		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fitzgerald	Keidel

Messrs.	Messrs.	Messrs.
Beggs	Erickson, McLean	Mode
Blaisdell	Gilbertson	Peterson, Cass
Dalzell	Halverson	Schnell
Dittmer	Holte	Smith

So the bill passed and the title was agreed to.

Mr. Hewitt moved that House refuse to concur in the Senate amendments as to Senate Bill No. 57, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Dahl of Emmons, Olson of Mountrail and Saumur to serve on such Conference Committee.

Mr. Twichell moved the House refuse to concur in the Senate amendments to House Bill No. 338.

Mr. Burke, as a substitute motion moved the House concur in the Senate amendments to House Bill No. 338.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and that House Bill No. 338 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties; Permitting Appointment of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict With the Provisions of This Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 65; nays, 38; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Noben
Aljets	Fjeld	Norheim
Anderson, Bowman	Fitzgerald	Odegard
Anderson, Burke	Frosaker	Parkinson
Anderson, Sargent	Godwin	Peterson, Bottineau
Anfinson	Goodlaxon	Peterson, Cass
Bailey, Eddy	Graham	Place
Bailey, Dunn	Halverson	Sand

Messrs.	Messrs.	Messrs.
Bauer	Hill	Savre
Biberdorf	Holthusen	Schantz
Bilden	Isaak	Schauss
Bjerke	Kapaun	Shurr
Black	Kubischta	Solberg
Blaisdell	Larson	Stray
Born	Levin	Symington
Borstad	Moore	Thompson
Brunsdale	Morgan	Treffry
Burgum	McIlraith	Twichell
Burke	McLarty	Urschel
Caddell	Muus	Wendland
Dalzell	Myers	Williams
Erickson,McKenzie	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Hanson	Oglesby
Bettenhausen	Holey	Olson, Hettinger
Brusseau	Holte	Olson, Mountrail
Cosgriff	Hurd	Page
Cunningham	Jensen	Randall
Dahl, Emmons	Johnson	Ritter
Dahl, Traill	Keidel	Saumur
Downey	Langford	Smith
Dullea	Lavik	Thoreson
Erickson, McLean	Lohrbauer	Tuff
Gessner	Marks	Wolf
Gilbertson	Morris	Mr. Speaker
Hall	O'Brien	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Mode	Seibel
Clarke	Schnell	Shockman
Dittmer	Scholl	Traynor
Hewitt		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Aljets moved that the vote by which House Bill No. 338 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 355.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and that House Bill No. 355 be considered properly re-engrossed and placed upon second reading and final passage.

Which motion prevailed.

House Bill No. 355. A Bill for an Act Making an Appropriation to Provide for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly.

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, 75; nays, 22; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson,McKenzie	Morgan
Aljets	Erickson, McLean	Muus
Anderson,Bowman	Fedje	Myers
Anderson, Sargent	Fjeld	Niewoehner
Anfinson	Fitzgerald	Noben
Bailey, Eddy	Frosaker	O'Brien
Bailey, Dunn	Gessner	Odegard
Bauer	Gilbertson	Page
Beggs	Godwin	Parkinson
Bettenhausen	Goodlaxon	Place
Biberdorf	Graham	Randall
Bilden	Halverson	Savre
Bjerke	Hanson	Schantz
Black	Hewitt	Seibel
Born	Hill	Schauss
Borstad	Holey	Shurr
Brusseau	Isaak	Solberg
Burke	Jensen	Stray
Caddell	Johnson	Symington
Clarke	Keidel	Treffry
Cosgriff	Kubischta	Tuff
Cunningham	Langford	Urschel
Dahl, Traill	Larson	Wendland
Dalzell	Lavik	Williams
Dittmer	Lohrbauer	Mr. Speaker .

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Holte	Oglesby
Blaisdell	Hurd	Peterson, Cass
Brunsdale	Kapaun	Ritter
Burgum	Levin	Smith
Downey	Marks	Traynor
Dullea	Moore	Twichell
Hall	Norheim	Wolf
Holthusen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Olson, Hettinger	Schnell
Dahl, Emmons	Olson, Mountrail	Scholl
Morris	Peterson,Bottineau	Shockman

Messrs.	Messrs.	Messrs.
McIlraith	Sand	Thompson
McLarty	Saumur	Thoreson
Mode		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Brunsdale moved the House concur in the Senate amendments to House Bill No. 213.

Which motion prevailed.

Mr. Cosgriff moved the rules be suspended and that House Bill No. 213 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 80; nays, 21; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Niewoehner
Anderson, Burke	Gilbertson	Noben
Anderson, Sargent	Godwin	Norheim
Anfinson	Goodlaxon	O'Brien
Bailey, Eddy	Graham	Odegard
Bailey, Dunn	Hall	Olson, Hettinger
Bauer	Halverson	Page
Beggs	Hanson	Parkinson
Bettenhausen	Hewitt	Peterson, Bottineau
Bilden	Holthusen	Peterson, Cass
Bjerke	Hurd	Place
Black	Isaak	Randall
Blaisdell	Jensen	Ritter
Born	Johnson	Schantz
Burke	Kapaun	Schauss
Child	Keidel	Shockman
Clarke	Larson	Shurr
Cosgriff	Lavik	Smith
Cunningham	Levin	Solberg
Dalzell	Lohrbauer	Symington
Dittmer	Marks	Traynor
Downey	Moore	Treffry
Erickson, McKenzie	Morgan	Twichell
Fedje	Morris	Urschel
Fjeld	McIlraith	Williams
Fitzgerald	Muus	Wolf
Frosaker	Myers	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Seibel
Anderson, Bowman	Hill	Stray
Biberdorf	Holey	Thompson
Brunsdale	Kubischta	Thoreson
Brusseau	Langford	Tuff
Dahl, Traill	Oglesby	Wendland
Dullea	Savre	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Borstad	Holte	Sand
Burgum	McLarty	Saumur
Caddell	Mode	Schnell
Dahl, Emmons	Olson, Mountrail	Scholl

So the bill passed and the title was agreed to.

Mr. Wolf moved the House refuse to concur in the Senate amendments as to House Bill No. 107, and that the Speaker appoint a Conference Committee of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Wolf, Place and Born to serve on such Conference Committee.

Mr. Burke moved the House refuse to concur in the Senate amendments as to House Bill No. 56, and that the Speaker appoint a Conference Committee of three, to confer with a like committee from the Senate with reference to the same.

Mr. Noben offered as a substitute motion the House do concur in the Senate amendments to House Bill No. 56.

Which motion was lost.

The question reverted to the original motion of Mr. Burke for non-concurrence.

Which motion prevailed.

The Speaker appointed Representatives Fedje, Tuff and Born to serve on such committee.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 40.

Also inform you that the House has refused to concur in the Senate amendment to House Bill No. 107 and the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate, Representatives Wolf, Place and Born.

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Also inform you that the House has refused to concur in the Senate amendment to House Bill No. 56 and the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate, Representatives Fedje, Hall and Tuff.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 338.

Also, House Bill No. 355.

Also, House Bill No. 213.

Also inform you that the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate on Senate Bill No. 57, Representatives Dahl of Emmons, Olson of Mountrail and Saumur.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 30.

Also, House Bill No. 217.

Also, Senate Bill No. 138.

Also inform you that the Speaker has appointed as a new Conference Committee to act with a like Committee from the Senate on House Bill No. 60, Representatives Place, McLarty and Hurd.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Hurd moved the House refuse to concur in the Senate amendments as to House Bill No. 54, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the speaker appointed Rep-

representatives Beggs, Hurd and Brunsdale to serve on such Conference Committee.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 40.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 40 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 91; nays, 9; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson,McKenzie	Mellraith
Aljets	Fedje	McLarty
Anderson,Bowman	Fjeld	Mode
Anderson, Burke	Fitzgerald	Muus
Anderson, Sargent	Frosaker	Myers
Anfinson	Gessner	Niewoehner
Bailey, Eddy	Gilbertson	Noben
Bailey, Dunn	Godwin	Norheim
Bauer	Goodlaxon	O'Brien
Beggs	Graham	Odegard
Bettenhausen	Halverson	Oglesby
Biberdorf	Hanson	Olson, Hettinger
Bilden	Hewitt	Page
Bjerke	Holey	Peterson,Bottineau
Black	Holthusen	Randall
Blaisdell	Holte	Ritter
Born	Hurd	Sand
Borstad	Jensen	Savre
Brunsdale	Johnson	Schantz
Brusseau	Keidel	Seibel
Burgum	Kubischta	Shockman
Burke	Langford	Smith
Caddell	Larson	Solberg
Cosgriff	Lavik	Symington
Cunningham	Levin	Thompson
Dahl, Traill	Lohrbauer	Thoreson
Dalzell	Marks	Treffry
Dittmer	Moore	Twichell
Downey	Morgan	Urschel
Dullea	Morris	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, McLean	Place	Tuff
Isaak	Schauss	Williams
Kapaun	Stray	Mr. Speaker
Peterson, Cass		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Olson, Mountrail	Scholl
Clarke	Parkinson	Shurr
Dahl, Emmons	Saumur	Traynor
Hall	Schnell	Wolf
Hill		

So the bill passed and the title was agreed to.

Mr. Bettenhausen moved the House refuse to concur in the Senate amendments as to House Bill No. 27, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like Committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Bettenhausen, Adam and Caddell to serve on such Conference Committee.

Mr. Godwin moved the House refuse to concur in the Senate amendments to House Bill No. 267, and that a Conference Committee of three be appointed with reference to the same.

Mr. Schantz offered a substitute motion that House Bill No. 267 be indefinitely postponed.

Which motion was lost.

The question reverted to the original motion of Mr. Godwin.

Which motion prevailed, and the Speaker appointed on the Conference Committee Representatives Olson of Hettinger, Thoreson and Downey.

Mr. Brunsdale moved the House concur in the Senate amendments to House Bill No. 323.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and House Bill No. 323 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 76.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 76 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Mr. Aljets moved the House concur in the Senate amendments to House Bill No. 325.

Which motion prevailed.

Mr. Aljets moved the rules be suspended and House Bill No. 325 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 325. A Bill for an Act to Restore the Motor Vehicle Registration Fund to the Highway Department.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 87; nays, 7; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Olson, Hettinger
Aljets	Godwin	Olson, Mountrail
Anderson, Bowman	Goodlaxon	Page
Anderson, Burke	Hall	Parkinson
Anfinson	Halverson	Peterson, Bottineau
Bailey, Eddy	Hanson	Peterson, Cass
Bailey, Dunn	Holthusen	Place
Bauer	Hurd	Randall
Bettenhausen	Jensen	Ritter
Biberdorf	Kapaun	Sand
Bjerke	Keidel	Savre
Black	Kubischta	Schantz
Born	Langford	Seibel
Borstad	Larson	Schauss
Brunsdale	Levin	Shockman
Brusseau	Lohrbauer	Smith
Burke	Marks	Solberg
Caddell	Moore	Stray
Child	Morgan	Symington
Clarke	Morris	Thompson
Cosgriff	McLarty	Thoreson
Dahl, Emmons	Mode	Treffry
Dahl, Traill	Muus	Tuff
Dalzell	Myers	Twichell
Dittmer	Niewoehner	Urschel
Erickson, McKenzie	Noben	Wendland
Erickson, McLean	O'Brien	Wolf
Fedje	Odegard	Mr. Speaker
Fjeld	Oglesby	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blaisdell	Gessner	Saumur
Downey	Norheim	Traynor
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Graham	Lavik
Beggs	Hewitt	McIlraith
Bilden	Hill	Schnell
Burgum	Holey	Scholl
Cunningham	Holte	Shurr
Dullea	Isaak	Williams
Fitzgerald	Johnson	

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 325 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 323.

Also,

The House has refused to concur in the Senate amendment to House Bill No. 267, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Olson of Hettinger, Thorsen and Downey.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 54, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Beggs, Hurd and Brunsdale.

Also,

The House has refused to concur in the Senate amend-

ment to House Bill No. 27, and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, Representatives Bettenhausen, Adam and Caddell.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF HOUSE BILLS

House Bill No. 323. A Bill for an Act to Amend and Re-enact Subdivision 1 of Section 20, Subdivision (3) of Section 32, and Section 40 of Chapter 148 of the Session Laws of 1931 Relating to Game and Fish, the Propagation, Conservation, Protection and Preservation of Wild Birds, Wild Animals, and Fish; Providing for Open Season for Killing or Taking Said Game Birds, Game Animals, Fur Bearing Animals, Fish and Deer; Authorizing the Governor Upon Recommendation of the Game and Fish Commissioner to Open Central or Extended Seasons for Taking or Killing Wild Birds and Wild Animals; Providing for Search and Seizure and Providing for Resident and Non-resident Licenses; Defining Duties of Officers and Game Refuges, and Providing for Penalties and Violation Thereof and Amplifying the Provisions of the Section Hereby Amended; Prohibiting the Use of Dogs, Horses, Mules or Other Animals in the Hunting of Deer or Antelope; Making Unlawful the Possession of Certain Implements, Guns, Snares and Artificial Lights in Certain Territories at Certain Times and During Certain Hours.

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, 86; nays, 2; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Oglesby
Aljets	Frosaker	Olson, Hettinger
Anderson, Bowman	Gessner	Olson, Mountrail
Anderson, Burke	Goodlaxon	Parkinson
Anderson, Sargent	Halverson	Peterson, Cass
Anfinson	Hanson	Place
Bailey, Eddy	Hill	Randall
Bailey, Dunn	Holey	Ritter
Bauer	Holthusen	Sand
Bettenhausen	Holte	Savre
Biberdorf	Isaak	Schantz
Bilden	Kapaun	Seibel
Bjerke	Keidel	Schauss
Black	Kubischta	Shockman
Blaisdell	Langford	Smith
Born	Larson	Solberg
Borstad	Lavik	Stray

Messrs.	Messrs.	Messrs.
Brunsdale	Levin	Symington
Brusseau	Lohrbauer	Thompson
Burke	Marks	Thoreson
Caddell	Moore	Treffry
Child	Morris	Tuff
Clarke	McLarty	Twichell
Cunningham	Muus	Urschel
Dalzell	Niewoehner	Wendland
Dittmer	Noben	Williams
Dullea	Norheim	Wolf
Erickson,McKenzie	O'Brien	Mr. Speaker
Erickson, McLean	Odegard	

Those voting in the negative were:

Messrs.	Messrs.
Hewitt	Jensen

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Godwin	Myers
Burgum	Graham	Page
Cosgriff	Hall	Peterson,Bottineau
Dahl, Emmons	Hurd	Saumur
Dahl, Traill	Johnson	Schnell
Downey	Morgan	Scholl
Fedje	McIlraith	Shurr
Fjeld	Mode	Traynor
Gilbertson		

So the bill passed and the title was agreed to.

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Oglesby
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anfinson	Hall	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Bailey, Dunn	Hanson	Peterson, Cass
Bauer	Hewitt	Randall
Bettenhausen	Holthusen	Sand
Biberdorf	Isaak	Saumur
Bilden	Jensen	Savre
Bjerke	Kapaun	Schantz
Black	Keidel	Seibel
Blaisdell	Kubischta	Schauss
Borstad	Langford	Shockman
Brunsdale	Larson	Smith
Brusseau	Levin	Solberg
Caddell	Lohrbauer	Stray
Cosgriff	Marks	Symington
Cunningham	Moore	Thompson
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Treffry
Dalzell	Muus	Tuff
Dittmer	Myers	Twichell
Erickson, McKenzie	Niewoehner	Urschel
Erickson, McLean	Noben	Wendland
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.

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Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Gessner	McLarty
Beggs	Graham	Mode
Born	Hill	Place
Burgum	Holey	Ritter
Burke	Holte	Schnell
Child	Hurd	Scholl
Clarke	Johnson	Shurr
Downey	Lavik	Traynor
Dullea	McIlraith	Williams
Fedje		

So the bill passed and the title was agreed to.

Mr. Burke moved the House refuse to concur in the Senate amendments as to Senate Bill No. 96, and that the Speaker appoint a Conference Committee of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Olson of Hettinger, Stray and Levin to serve on such Conference Committee.

Mr. Burke moved the House refuse to concur in the

Senate amendments as to Senate Bill No. 156, and that the Speaker appoint a Conference Committee of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the speaker appointed Representatives Noben, Bettenhausen and Scholl to serve on such Conference Committee.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 76.

Also,

House Bill No. 325.

Also,

The Speaker has appointed as a Conference Committee to act with a like committee from the Senate on Senate Bill No. 96, Representatives Olson of Hettinger, Stray and Levin.

Also,

The Speaker has appointed as a Conference Committee to act with a like committee from the Senate on Senate Bill No. 156, Representatives Noben, Bettenhausen and Scholl.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Brunsdale moved the House now recess until 5:00 P. M.

Which motion prevailed, and the House stood recessed.

Pursuant to recess the House reconvened.

SECOND READING OF SENATE BILLS

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and

Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 47; nays, 26; absent and not voting, 40.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McLean	Page
Anderson, Burke	Fjeld	Parkinson
Anfinson	Fitzgerald	Peterson, Bottineau
Bailey, Dunn	Frosaker	Peterson, Cass
Bilden	Godwin	Place
Borstad	Graham	Saumur
Brunsdale	Holthusen	Seibel
Brusseau	Keidel	Schauss
Burgum	Langford	Shurr
Caddell	Larson	Smith
Dahl, Emmons	Lohrbauer	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Muus	Thoreson
Dittmer	Niewoehner	Twichell
Dullea	O'Brien	Urschel
Erickson, McKenzie	Odegard	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Holey	Olson, Mountrail
Bauer	Johnson	Ritter
Bettenhausen	Kapaun	Sand
Biberdorf	Morgan	Schantz
Black	Morris	Treffry
Born	McLarty	Tuff
Cosgriff	Myers	Wendland
Gessner	Norheim	Mr. Speaker
Hall		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Halverson	Mode
Anderson, Sargent	Hanson	Noben

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hewitt	Oglesby
Beggs	Hill	Olson, Hettinger
Bjerke	Holte	Randall
Blaisdell	Hurd	Savre
Burke	Isaak	Schnell
Child	Jensen	Scholl
Clarke	Kubischta	Shockman
Cunningham	Lavik	Solberg
Downey	Levin	Stray
Fedje	Marks	Traynor
Gilbertson	McIlraith	Williams
Goodlaxon		

So the bill was lost.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 6, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

Also,

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Lay Upon Payment of the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Also,

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Also,

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Also,

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Also,

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Also,

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3999, Supplement to the Compiled Laws of 1913.

Also,

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199 Session Laws of 1933 Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Also,

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the

Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Also,

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Also,

House Bill No. 289. A Bill for an Act to Amend and Re-enact Subdivision 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933, Relating to the Administration of County Poor Relief.

Also,

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4809b6, of the Supplement to the 1913 Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Also,

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of A Dealers License by Another Dealer and Providing Penalty Therefor.

Also,

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Also,

HOUSE CONCURRENT RESOLUTION "A-13"

Which the President has signed.

Also transmit:

SENATE CONCURRENT RESOLUTION "A-i"

Also,

SENATE CONCURRENT RESOLUTION "X"

Also,

SENATE CONCURRENT RESOLUTION "A-h"

Also,

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Also,

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429 of the 1913 Compiled Laws of the State of North Dakota, Relating to Service of Summons by Publication.

Also,

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota, 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise, and Declaring an Emergency.

Also,

Senate Bill No. 222. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 180 of the Session Laws of the State of North Dakota for 1929, Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board, and Declaring an Emergency.

Also,

Senate Bill No. 223. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to the Time, Place and Manner of Holding City Elections in Cities Under the City Council Form of Government, and Providing That Elective Officers Serve Until Their Successors Are Elected and Qualify, and Declaring an Emergency.

Also,

Senate Bill No. 276. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota

for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

Also,

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688a11 of the Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Abolition of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved to reconsider the vote by which House Bill No. 338 was passed.

Which motion prevailed.

GENERAL ORDERS

Mr. Hanson moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Which motion prevailed.

The Speaker called Mr. Hansen to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Article IV, Sections 1151, 1155, 1158, and Article V, Sections 1160 and 1162 of the Compiled Laws of North Dakota, 1913, Providing the Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Also Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out everything after "A Bill" and insert the following:

"For an Act to Amend and Re-enact Sections 1151, 1154, 1155, 1158, and 1160 of the 1913 Compiled Laws Providing for the Time and Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. AMENDMENT.) That Section 1151 of the 1913 Compiled Laws be and the same is hereby amended and re-enacted to read as follows:

Section 1151. OFFICERS TO BE ELECTED.) On the Second Tuesday of July of each year there shall be elected one school director for the term of three years and on the second Tuesday in July of each even numbered year a school treasurer for the term of two years. Such officers shall hold their respective offices from the third Tuesday in July following their election for the number of years respectively for which they were elected, and until their successors are elected and qualified. At the first election for the organization of a new school district there shall be elected at large for such school district three directors, one to serve until the first annual election, one to serve until the second annual election thereafter, and a school treasurer to serve until the annual election in the next even numbered year and until his successor is elected and qualified.

Section 2. AMENDMENT.) That Section 1154 of the 1913 Compiled Laws be and the same is hereby amended and re-enacted to read as follows:

Section 1154. HOURS POLLS OPEN.) At the time and place fixed by the school board for holding the annual school election, the Board shall at one o'clock P. M. of said day hear the reports of the clerk and treasurer for the preceding year and shall have and conduct such discussions or hearing thereon as may be desirable for those present at said meeting. All interested persons may participate and such report shall be open for inspection. At two o'clock P. M., the transaction of all other business shall suspend and the polls shall be open and remain open until five o'clock P. M., for the election of district school officers.

Section 3. AMENDMENT.) That Section 1155 of the 1913 Compiled Laws be and the same is hereby amended and re-enacted to read as follows:

Section 1155. NOTICE OF ANNUAL ELECTION.) At least fourteen days before the second Tuesday of July of

each year the district school board of each school district shall designate one voting place as convenient as possible to the voters of such district at which such annual election shall be held, and shall cause notice of such election to be posted in at least three of the most public and conspicuous places within the district. Such notice shall be signed by the clerk or in his absence by the president of the district school board, and shall state the time and place of holding such election, and the officers to be elected and their terms of office, and shall be substantially in the following form:

Notice is hereby given that on Tuesday, the..... day of July, A. D. 19....., an election will be held at(here insert polling place) for the purpose of electing(here insert officers to be elected and term each is to serve) for School District No.....or for..... (Here insert name of school district.) The polls will be opened at two o'clock, p. m., and closed at five o'clock, p. m., of that day.

By order of School Board,

Signed.....

Section 4. AMENDMENT.) That Section 1158 of the 1913 Compiled Laws be and the same is hereby amended and re-enacted to read as follows:

Section 1158. CERTIFICATE OF ELECTION.) The clerk of the school district shall within five days after such election furnish each person elected to any district office, a written notice of his election and of his duty to take the oath of office as such officer, on or before the third Tuesday in July following such election. He shall also forward to the county superintendent within ten days after such election a certified list of all the officers elected thereat.

Section 5. AMENDMENT.) That Section 1160 of the 1913 Compiled Laws be and the same is hereby amended and re-enacted to read as follows:

Section 1160. ORGANIZATION, CLERK.) The school board shall meet annually on the second Tuesday in July at ten o'clock, a. m., at the place designated for the holding of the annual election, at which time and place the board shall proceed to transact such business as may be necessary to close the books for the fiscal year. On the third Tuesday in July succeeding the annual election the school board shall meet and organize by choosing one of the members president, and a competent person, not a member of the board, clerk, who shall hold office during the pleasure of the board. At the same time the budget and levy for the ensuing year shall be made and such other business transacted as may properly come before the board.

Section 6. REPEAL.) All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 7. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

And the further amendment:

At the end of title, strike out the period and insert a comma and add the words "and Declaring an Emergency."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

And recommend the adoption of the Standing Committee's amendments as follows:

In the engrossed bill, as it came from the Senate, in line 2, Subsection A of Section 1, after the word "by" insert the word "one" and in lines 2 and 4, of the same Subsection, strike out the word "institutions" and insert in lieu thereof the word "institution."

Strike out all of Section 5 and insert in lieu thereof:

Section 5. APPROPRIATION.) The cost of carrying on the correspondence teaching under this Act shall be paid out of the State Equalization fund as provided for in Chapter 229 of the Session Laws of 1933, or Acts amendatory thereof. All vouchers shall be approved by the State Director.

In line seven, Section 6, of the engrossed bill, after the word "extent" insert the word "with."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrate and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrate Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out the present Section 2 of the original bill and insert in lieu thereof the following:

Section 2. QUALIFICATIONS OF POLICE MAGISTRATES AND CITY JUSTICES OF THE PEACE.) No

person shall be eligible to election to the office of Police Magistrate or City Justice of the Peace in such cities who is not a qualified elector of the city, and who shall not have resided therein at least nine months before the last preceding election, and no person shall be eligible to hold either of said offices by appointment unless he is a citizen of the United States. And no person shall be eligible to election or appointment to the office of Police Magistrate or the office of City Justice of the Peace in cities of Five Thousand inhabitants or more, situate in counties where the County Court has not increased jurisdiction, unless such person is an attorney at law and if the incumbent of any such office of Police Magistrate or City Justice of the Peace shall not have all of the qualifications for such office as herein provided, then immediately upon the taking effect of this Act such office shall become vacant automatically and the office shall then be filled by appointment as now provided by law.

And when so amended recommend the same do pass.

And recommend that Senate Bill No. 185 be indefinitely postponed.

Also,

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

And recommend the following amendments:

Page 1, Section 1, line 3, following the word "appoint," remove the comma and insert the words "with the consent and approval of the Governor."

And when so amended recommend the same do pass.

J. C. HANSON,
Chairman.

Mr. Brunsdale moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

Mr. Godwin moved that the House now recess until 8:00 P. M., March 6, 1935.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were granted to the following:

Erick Brunсроld, Hatton, N. D.; Arlette Heide, Bowman, N. D.; J. M. Wilburding, Dickinson, N. D.

FIFTY SEVENTH DAY AFTER RECESS AND THE
FIFTY-EIGHTH DAY

House of Representatives,
Bismarck, North Dakota,
March 6, 1935.

Pursuant to recess the House reconvened at 8:00 P. M.,
Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the
following report:

Mr. Speaker: Your Committee on Enrollment and En-
grossment respectfully report that they have examined the
following bills:

House Bill No. 62. A Bill for an Act Making an Approp-
riation for the General Maintenance, Improvements and
Repairs, Equipment and Miscellaneous Expenses of the State
School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 70. A Bill for an Act Making an Approp-
riation to Pay the Deficit in the Printing Fund of the De-
partment of Insurance of the State of North Dakota.

Also,

House Bill No. 72. A Bill Providing for the Investment
of Trust Funds of Executors, Administrators and Guardians
and Procedure Required; Repealing All Acts or Parts of
Acts in Conflict Herewith; and Declaring an Emergency.

Also,

House Bill No. 69. A Bill for an Act Making an Approp-
riation to Make Up the Deficit in the Fund Known as "The
Insurance Tax to Fire Departments" for the Purpose of Pay-
ing Insurance Tax to the Various Fire Departments of the
State in Compliance with the Provisions of Sections 3993 to
3998 Inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

Also,

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Also,

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Also,

House Bill No. 39. A Bill for an Act Making an Appro-

priation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

Also,

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Also,

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

SENATE CONCURRENT RESOLUTION "A"

Also,

SENATE CONCURRENT RESOLUTION "X"

Also,

SENATE CONCURRENT RESOLUTION "A-h"

Also,

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Also,

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7429, Compiled Laws of North Dakota for the Year 1913, Relating to Service of Summons by Publication.

Also,

Senate Bill No. 222. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 180 of the Session Laws of the State of North Dakota for 1929, Relating

to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board, and Declaring an Emergency.

Also,

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota, 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise, and Declaring an Emergency.

Also,

Senate Bill No. 223. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to the Time, Place and Manner of Holding City Elections in Cities Under the City Council Form of Government, and Providing That Elective Officers Serve Until Their Successors Are Elected and Qualify, and Declaring an Emergency.

Also,

Senate Bill No. 276. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

Also,

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688 All of the 1925 Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Abolition of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Also,

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

Also,

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

Also:

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

Also,

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Also,

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Also,

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

Also,

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Also,

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

And the Speaker signed the same in the presence of the House.

REPORT OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

PROPOSED AMENDMENT TO SENATE BILL NO. 313

Strike out all of Section 25 and insert in lieu thereof the following:

"Section 25. ALLOCATION OF REVENUES.) All monies collected and received under this Act shall be credited by the State Treasurer into a special fund to be known as "The Retail Sales Tax Fund." Out of this fund the state treasurer shall first pay the expenses of administering this Act and the payment of refunds allowed under this Act.

The net amount of monies remaining in said "Retail Sales Tax Fund" shall be allocated and distributed as follows:

(a) The State Board of Equalization is authorized, directed and empowered, at any regular or special meeting, from time to time, to transfer to the "State Public Welfare Fund" created and established by House Bill No. 338 pending in this legislative session a sum not to exceed one million (\$1,000,000.00) Dollars per annum, or so much thereof, as in the opinion of said State Board of Equalization may be necessary to carry out the provisions of said House Bill No. 338, or any Acts amendatory thereto. Provided, however, that the amount so transferred shall in no event and at no time exceed one half of the amount collected and received under this Act after the expenses of administering this Act and the payment of refunds allowed hereunder have been deducted.

(b) The State Board of Equalization is hereby directed at any regular or special meeting, from time to time, to transfer the balance of all monies remaining in said "The Retail Sales Tax Fund" to the "State Equalization Fund" as established by Chapter 229 of the Session Laws of 1933, or Acts amendatory thereof, and when said sum is allocated to the various counties thru said State Equalization Fund, such monies shall be deducted from the property taxes levied in each of such school districts in the manner hereinafter set out.

On the first day of November of each year the County Treasurer shall certify to the county auditor as to the total amount of moneys received by him for the credit of the various school districts in his county under the provisions of this section during the preceding twelve month period; whereupon the county auditor shall reduce the levy which would otherwise be spread on the taxable real property in each such school districts for the current year, as certified to him by the proper authorities of such districts under the provisions of Chapter 235 of the Session Laws of 1929 and Acts amendatory thereto, in the amount which the county Treasurer certified to him as having received under the provisions of this Section for the credit of each school district.

And when so amended recommend the same do pass.

ED A. HILL,
Chairman.

Mr. Child moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 329. A Bill for an Act to Provide Revenue to the State by Imposing a Tax Upon the Sale of

Electricity and Electric Power Consumed Within This State; Providing for the Manner of Collecting the Tax, and Penalty for Violation of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ED. A. HILL,
Chairman.

Mr. Jensen moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Have had the same under consideration and recommend that the same do pass.

ED A. HILL
Chairman.

Mr. Blaisdell moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 6, 1935.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 56, Senators Cain, Coffey and Thorson.

And as a Conference Committee on House Bill No. 54, Senators Jones, Lowe and Lind.

And on House Bill No. 107, Senators Fine, Gronvold and Dubay.

And on House Bill No. 27, Senators Gronvold, Fredrickson and Thatcher.

And on House Bill No. 267, Senators Ettestad, Fowler and Lemke.

Very respectfully,

F. E. TUNELL,
Secretary.

GENERAL ORDERS

Mr. Aljets moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Aljets to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

As it came from the Senate. In line 3 of the printed bill, strike out the Senate amendment \$110,106.20 and insert in lieu thereof \$120,106.20.

In line 31, leave Senate amendment unchanged and add line 31½, item 20 and insert the following language: "To supplement receipts from counties and individuals for the care of patients whom the Board of Administration may transfer from San Haven for treatment elsewhere under the direction and supervision of the Sanatorium" and add "\$10,000.00."

In line 33, strike out the Senate amendment "\$328,111.20" and insert in lieu thereof "\$338,111.20."

In line 36, strike out the Senate amendment "\$86,056.20" and insert in lieu thereof "\$96,056.20."

In line 40, item 3, struck out by the Senate and unchanged.

In line 51, struck out by the Senate and unchanged.

Add line after line 36, and make it "36a" "New Building and Equipment.

Add another line and make it "36b" "Item 1" and insert the following language and figures: "Infirmary and Equipment" "\$165,000.00."

In line 33, strike out the Senate amendments "\$110,106.20" and insert in lieu thereof the following: "\$285,106.20."

After line 53, add the following:

"Section 2. OTHER FUNDS—DUTIES OF BOARD OF ADMINISTRATION.) The Board of Administration may also enter into any agreement relative to any funds which may be obtained from the Federal Government or any of its agencies, for the purpose of assisting in the construction of such new building, which funds may then be added to the appropriation hereby made therefor, such agreement to conform with the rules and regulations of the Federal Government or its agencies incident to obtaining such funds, and in case such funds shall be procured, then the total cost of said building may, in the discretion of the Board, exceed the amount hereby appropriated therefor; provided, however, that the total disbursements to be made out of state moneys in the construction and equipment of said new building shall in no case exceed the amount hereby appropriated therefor.

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 the further amendments:

Amend the report of the standing committee to read in line 2 of the first amendment, strike out the figures "\$110,106.20" and insert in lieu thereof "\$285,106.20."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Attorney General to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Amending Chapter 102 of the Session Laws of North Dakota for the Year 1933 Relating to Bureau of Criminal Identification; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

After the word "A Bill," strike out everything and insert in lieu thereof, the following:

For an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Regulatory Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. ESTABLISHMENT OF POLICE PATROL.) There is hereby created a State Highway Patrol, and the Regulatory Officer with the consent of the Governor, is authorized and empowered to appoint a State Highway Patrol Superintendent and an Assistant Highway Patrol Superintendent; said superintendent and assistant superintendent shall hold office during the pleasure of the Regulatory Officer, and it shall be their duty to enforce the provisions of the laws of the State of North Dakota, relating to the protection and use of the public highways in this state, and the operation of motor and other vehicles upon said highways.

Section 2. APPOINTMENT OF POLICE.) The State Highway Patrol Superintendent is hereby authorized and empowered to appoint not more than ten persons, who shall constitute such State Highway Patrol, and who shall be known as "Highway Police" who shall hold office during the pleasure of the Superintendent and whose duty it shall be to enforce the provisions of the laws of the State of North Dakota relating to the protection and use of the public highways in the State, and the operation of motor and other vehicles upon said highways; said persons so appointed shall be invested with all the powers and perform all the duties now held and performed by peace officers in the State of North Dakota, the jurisdiction of said officers shall extend throughout the state, provided, however, that such powers and duties shall apply only to the enforcement of laws, rules and regulations relating to highways.

Section 3. OATH AND BOND.) Every person appointed as State Highway Patrol Superintendent, or assistant State Highway Patrol Superintendent, or as a Highway Police, shall, before entering upon his duties, subscribe to an oath, and sign and file a bond with the Regulatory Department, the bond to run to the State of North Dakota; said oath and bond to be in such form and in such amounts as shall be prescribed by the Regulatory Department.

Section 4. PAYMENT OF EXPENSES.) All salaries, wages and other expenses of this department shall be paid by the State Auditor and State Treasurer out of the "Police Patrol Fund" hereinafter provided, upon vouchers as now required by law for the payment of all state expenses, duly approved by the Regulatory Officer and the superintendent, and audited and allowed by the State Auditing Board.

Section 5. SALARIES.) The salary of the State Highway Patrol Superintendent appointed under the provisions of this Act shall not exceed \$2,200 per annum, and the salary of the Assistant State Highway Patrol Superintendent appointed under the provisions of the Act, shall not exceed \$1,800 per annum; the salary of each Highway Police Superintendent appointed under the provisions of this Act shall be fixed by the State Highway Patrol Superintendent at not to exceed \$135 per month to each of said Highway Police,

and shall be paid monthly out of any funds in the State Highway Patrol Fund, provided total expenditures of Department shall not exceed \$45,000 per annum.

Section 6. SPECIAL DUTIES.) The State Highway police appointed under the provisions of this Act, are particularly required to check and discover all violations of State Highway Laws and regulations and to make a special effort to see that all laws and regulations relating to highways in this state are complied with.

Section 7. MEMBERS OF POLICE PATROL.) All members of the Police Patrol shall be not less than twenty-five years old on the date of their appointment. They shall, before being qualified to appointment, be required to pass such physical examination and such other qualification test as may be determined by the Superintendent, be of good moral character and of temperate habits, have been citizens of the United States and of the State of North Dakota for not less than two years prior to their appointment. For appointment, preference shall be given at all times to honorably discharged soldiers of the World War, and all appointments shall be made without regard to any political party affiliation of the applicant. All appointments shall be made by the Regulatory Officer from the list of qualified applicants certified to him by the Superintendent.

Section 8. POLICE PATROL FUND. APPROPRIATION.) There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of Five Thousand and No/100 Dollars (\$5,000.00), to be deposited in the fund to be hereafter designated as the "Police Patrol Fund," and said appropriation shall be, if possible, reimbursed and refunded to the general fund of this state in the manner hereinafter provided. All moneys collected from the collections of drivers license fees as now provided by law shall be deposited in the "Police Patrol Fund," and the moneys accumulated in that fund shall be expended to meet the salaries and expenses of this Department and shall be paid out as hereinafter directed. The moneys so deposited in that fund from the proceeds of collections of drivers license fees and all moneys that may rightfully become a part of that fund under the provisions of this Act are hereby appropriated for the purpose and for the payment of the expenses of this department. When sufficient moneys have accumulated in that fund that the Regulatory Department is of the opinion that the five thousand dollar appropriation hereby made out of the general revenue of this state may be reimbursed and refunded to the state, leaving enough therein to carry out the purpose of this Act, the Regulatory Department may withdraw therefrom the said sum of five thousand dollars so hereby appropriated, or so much thereof as may have been used, and revert the same to the general fund of the state as a reimbursement of said special appropriation. The balance in the "Police Patrol Fund" herein mentioned which may remain unexpended at the end of any biennium period shall not be at that time converted into the general fund of the state but shall remain in said "Police Patrol Fund" to be later

expended as a part thereof until otherwise directed by the Legislature.

Section 9. REPEAL.) All Acts or parts of Acts in conflict herewith are hereby repealed.

Section 10. EMERGENCY.) It appears that there is now no adequate method for enforcing highway laws and regulations, and that great danger is being done to the State of North Dakota, and its highways by reason thereof, therefore, this Act is declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

Also,

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

And recommend the following amendments:

To amend Senate Bill No. 29 by adding in the fifth line of the title after the semi-colon, the words "providing for additional parties."

And to amend Section one, page one of said bill on line three after the word "years" by striking out the words "and commencing with the year 1938 and each fourth year thereafter."

And to amend Section four, page three of said bill on line three after the word "party" by striking out the words "such ballot shall contain only the names of candidates for party precinct committeemen for whose nomination petitions have been filed with the county auditor as is herein provided."

And to amend Section five, page four of said bill on line six by inserting after the word "vice-president" the following words, "provided, however, that whenever a petition signed by twenty thousand or more voters of the State is filed with the Secretary of State on or before March 31st of any primary election, or asking that ballots be provided for a further party and naming such party, and stating the platform principals thereof; ballots therefor shall be provided and citizens with such party may vote such ticket at the following primary election, and candidates thereof shall be entitled to the same rights and privileges as those of other parties."

And to amend Section nine, page seven of said bill on line

thirteen by striking the word "presidential" and on line fourteen by striking the word "national."

And to amend Section fourteen, page nine of said bill by striking all of lines one, two and three, and on line four, page nine of said Section fourteen by striking the words "elected and qualified under this Act in 1938"; and on line five of said section by striking the words "so elected in 1934"; and on line six of said section by striking the words "1936"; and on line nine of said Section by striking the words "in the year 1936."

And to amend Section fifteen, page nine of said Act by inserting on line two, after the figure 1913, the following words "and Section 860 of the Compiled Laws of North Dakota for 1913."

And the further amendment:

In the printed bill, Section eleven, page eight, strike out lines 5, 6, 7, 8 and 9.

And when so further amended recommend the same do pass.

Also,

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Sections 994, 997, 998 and 1001 of the 1913 Compiled Laws of the State of North Dakota, as Amended, Relating to Absent Voter Ballots; Repealing All Acts in Conflict Herewith.

And recommend the following amendments:

In line ten of the printed bill, strike out the words "inconspicuous," inserting in lieu thereof the word "conspicuous."

And when so amended, recommend the same do pass.

Also,

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 Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

And recommend the adoption of the Standing Committee's amendments as follows:

On page 2, of the printed bill, Section 3, subdivision 1, strike out the Senate amendment after line 5, all of line 5½, including the figures \$2,000.00.

In line 6, strike out the Senate amendment "\$3,840.00" and insert in lieu thereof, "\$3,584.00."

In line 12, of the printed bill, strike out the figures "\$1,200.00," and insert in lieu thereof the figures "\$1,700.00."

In line 14, of printed bill, strike out "\$600.00," and insert in lieu thereof "\$1,600.00."

In line 16, of printed bill, strike out "\$1,000.00," and insert in lieu thereof the figures "\$500.00."

In line 17, strike out the Senate amendment "\$24,830.00," and insert in lieu thereof "\$23,574.00."

Subdivision 2, line 20, of the printed bill, strike out "\$1,600.00," and insert in lieu thereof the figures "\$600.00."

On page 3, subdivision 3, line 27, strike out all of that line.

In line 31, of printed bill, strike out "\$500.00," and insert in lieu thereof "\$250.00."

In line 33, strike "\$500.00," and insert "\$400.00."

In line 36, strike "\$71,450.00." and insert "\$68,700.00."

Subdivision 5, line 53, leave unchanged as amended by the Senate.

Sub-division 6, line 61, strike out Senate amendment "\$3,840.00," and insert in lieu thereof "\$3,584.00."

Page 5, line 74, strike Senate amendment "\$29,780.80" and insert in lieu thereof the figures "\$29,524.80."

In lines 82 and 83, struck out by the Senate.

After line 83, add line 83½ and the following language: "Investigation: Public Printing," "\$350.00."

Line 85, strike out Senate amendments "\$16,200.00," and insert in lieu thereof "\$16,550.00."

Subdivision 8, line 90, strike out Senate amendments \$3,840.00, and insert "\$3,584.00."

Page 6, line 101, strike out figures \$2,000.000, and insert in lieu thereof "\$1,500.00."

In line 111, strike out Senate amendments "\$54,522.72" and insert in lieu the following: "\$53,766.72."

Subdivision 9, line 116, strike out Senate amendment "\$3,840.00" and insert in lieu thereof "\$3,584.00."

Page 7, line 132, strike out Senate amendments "\$40,676.16" and insert in lieu thereof "\$40,420.16."

Subdivision 10, line 137, strike out Senate amendments "\$3,840.00" and insert in lieu thereof "\$3,584.00."

Page 8, line 148, strike out Senate amendment "\$24,379.76" and insert in lieu thereof "\$24,123.76."

Subdivision 11, leave unchanged as amended by the Senate.

Subdivision 12, page 9, line 176, strike out "\$2,000.00" and insert in lieu thereof "\$2,500.00."

In line 179, strike out "\$48,890.00" and insert in lieu thereof "\$49,390.00."

Subdivision 13, line 184, strike out Senate amendments "\$3,840.00" and insert in lieu thereof "\$3,584.00."

Line 190, strike out "\$15,000.00" and insert in lieu thereof "\$12,000.00."

Line 194, strike out Senate amendments "\$39,100.00" and insert in lieu thereof "\$35,844.00."

Page 10, Subdivision 14, leave line 198 unchanged as amended by the Senate.

Line 202, strike out "\$14,000.00" and insert in lieu thereof "\$10,000.00."

Line 204, strike out Senate amendments "\$22,000.00" and insert in lieu thereof "\$15,000.00."

Line 207, strike out Senate amendment "\$44,480.00" and insert in lieu thereof "\$33,480.00."

Subdivision 15, line 212, strike out Senate amendment "\$3,840.00" and insert in lieu thereof "\$3,584.00."

After line 220, add line 220½ and the following language: "Recording brands" and figures "\$400.00."

Page 11, line 222, strike out Senate amendments "\$20,575.32" and insert in lieu thereof "\$20,719.32."

Subdivision 16, line 226, strike out Senate amendment "\$3,840.00" and insert in lieu thereof "\$3,584.00."

After line 227, add line 227¼ and insert the following language: "Chief Clerk" and the figures "\$2,160.00."

In line 227½ as amended by the Senate, strike out the word "two" and insert in lieu thereof the word "three" and in the same line strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$9,000.00."

Add another line to be numbered "227¾" and add the following words and figures: "Office Tester, \$2,400.00."

In line 228, strike out "\$2,160.00" and insert "\$1,920.00."
Strike out all of line 231.

In line 232, strike "\$700.00" and insert "\$500.00."

In line 234, strike out Senate amendment "\$6,000.00" and insert "\$8,000.00."

In line 237, strike out Senate amendment "\$21,500.00" and insert in lieu thereof "\$30,064.00."

Subdivision 17, page 12, line 247, strike figures "\$4,608.00" and insert "\$5,000.00."

- In line 248, strike "\$3,000.00" and insert "\$3,360.00."
- In line 249, strike "\$3,456.00" and insert "\$5,400.00."
- Add another line "249½" and add the following words: "Assistant Accountant" and the figures "\$3,584.00."
- In line 253, strike figures "\$800.00" and insert in lieu thereof "\$400.00."
- Line 255, strike "\$1,200.00" and insert "\$1,400.00."
- Line 256, strike "\$9,000.00" and insert "\$7,000.00."
- Line 258, strike "\$10,000.00" and insert "\$12,000.00."
- Line 262, strike "\$85,044.00" and insert "\$91,124.00."
- Sub-division 18, line 267, strike Senate amendment "\$3,840.00" and insert "\$3,584.00."
- On page 13, line 277, strike Senate amendment "\$18,491.00" and insert "\$18,235.00."
- In Sub-division 19, line 282, strike Senate amendment "\$3,840.00" and insert "\$3,584.00."
- Page 14, line 306, strike Senate amendment "\$66,321.34," and insert "\$66,065.34."
- Page 15, Sub-division 21, line 325, leave unchanged as amended by Senate.
- Line 343, strike "\$1,500.00" and insert "\$1,000.00."
- Page 16, line 347, strike "\$74,820.00" and insert "\$74,320.00."
- Sub-division 22, line 352, strike Senate amendment "\$3,840.00" and insert "\$3,584.00."
- Line 353, struck out by Senate unchanged.
- Line 367, strike out Senate amendment "\$105,128.80" and insert "\$104,872.80."
- Page 17, Sub-division 23, line 370, strike out Senate amendment "\$3,840.00" and insert "\$3,584.00."
- Line 379, strike Senate amendment "\$6,355.00" and insert "\$6,099.00."
- Page 18, Sub-division 25, strike out Senate amendments lines 412a and 412b and also figures \$5,000.00 and \$2,200.00.
- Line 414, strike out Senate amendments "\$20,040.00" and insert "\$12,840.00."
- Sub-division 26, lines 417 and 418, leave Senate amendments unchanged.
- Page 19, lines 420 and 421 and 426 leave unchanged as amended by Senate.

Sub-division 27, line 429, strike "\$3,840.00" and insert "\$4,400.00."

Line 431, leave unchanged as amended by Senate.

Strike out all of lines 432 and 433.

Leave lines 434 and 435 unchanged as amended by Senate.

Line 437, strike "\$350.00" and insert "\$200.00."

Strike out all of line 438.

In line 443, strike "\$13,012.00" and insert "\$11,372.00."

Page 20, sub-division 29, line 459, leave unchanged as amended by Senate, and also line 462.

Sub-division 31, page 21, line 473, strike out "\$2,300.00" and insert "\$2,350.00."

Add another line 473½ and insert the following language: "Provided that \$50.00 of the amount appropriated for this sub-division shall become available upon the passage and approval."

Line 479 leave unchanged as amended by Senate.

And the further amendments:

"Sub-division 25—Line 412a Missouri River Commission, \$5,000.00."

"Correct total of sub-section 25 to read \$17,840.00."

Also,

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

And recommend the adoption of the Standing Committee's amendments as follows:

In printed bill, in Section 8, page 7, line 3, following the word "livestock," insert the word "within the area."

In the same Section on page 7, line 10, following the word "association" insert a period and strike out the remainder of line 10 and all of lines 11, 12 and 13 on page 8.

On page 9, line 10, strike out all of sub-section (1) and insert in lieu thereof the following:

"(1) The amount of winter feed that the member can raise on land owned or leased by him situated in the district or on

land situated within two miles of the outside boundary of the district."

And when so amended recommend the same do pass.

Also,

HOUSE RESOLUTION "N"

And recommend the following amendments:

Before the first "Resolved" clause of the Resolution insert the following:

and,

Whereas in most instances these deficiency appropriations have been made necessary by reason of the fact that certain state officials had practically exhausted the biennial appropriations for their respective departments when their terms expired or six months prior to the close of the biennial period, leaving practically no funds, with which their successors could operate their respective departments during the first six months of their terms.

Also,

After the first "Resolved" clause, the following:

Be It Further Resolved that this House hereby requires insofar as it has power so to require by resolution that in the future no state officer, state board, or the head of any state institution shall expend during the first 18 months of any biennial period more than three-fourth of the operating appropriation, for the biennium, for such department, board or institution, insofar as this policy is consistent with the efficient departmental management.

GEO. ALJETS,
Chairman.

Mr. Brunsdale moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4

of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 54; nays, 47; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Hill	Peterson,Bottineau
Anderson,Bowman	Holey	Place
Anderson, Sargent	Hurd	Randall
Anfinson	Kubischta	Ritter
Beggs	Langford	Savre
Borstad	Larson	Scholl
Brusseau	Lavik	Seibel
Burgum	Levin	Schauss
Caddell	Lohrbauer	Shurr
Child	Moore	Solberg
Clarke	McLarty	Stray
Dahl, Emmons	Mode	Symington
Dalzell	Myers	Thoreson
Erickson,McKenzie	Noben	Tuff
Erickson, McLean	O'Brien	Urschel
Fedje	Olson, Hettinger	Williams
Fitzgerald	Olson, Mountrail	Wolf
Hewitt	Page	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Downey	Marks
Anderson, Burke	Dullea	Morris
Bailey, Eddy	Fjeld	McIlraith
Bailey, Dunn	Frosaker	Muus
Bauer	Gessner	Niewoehner
Bettenhausen	Gilbertson	Norheim
Biberdorf	Godwin	Odegard
Bilden	Goodlaxon	Oglesby
Black	Graham	Peterson, Cass
Blaisdell	Hall	Sand
Born	Hanson	Saumur
Brunsdale	Holthusen	Smith
Burke	Holte	Thompson
Cunningham	Isaak	Traynor
Dahl, Traill	Johnson	Twichell
Dittmer	Kapaun	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bjerke	Keidel	Schnell
Cosgriff	Morgan	Shockman
Halverson	Parkinson	Treffry
Jensen	Schantz	Wendland

So the bill was lost.

Mr. Smith: I refuse to vote for an income tax bill, although I believe in an income tax, which would compel a married man living with his wife and four children and earning \$1,500.00 a year to pay a tax of \$43.77 when the tax is not raised in the higher brackets. I vote "no."

Mr. Godwin voted "no" for the purpose of reconsideration.

Mr. Brunsdale moved that further consideration of Senate Bill No. 250 be indefinitely postponed.

Which motion was lost.

Senate Bill No. 250. A Bill for an Act to Exempt Grain Warehousemen from Suit for Conversion of Grain Bought, Unless the Instrument Creating Said Interests of Liens Is on File or of Record, or Written Notice of the Existence Thereof Is Given to the Warehousemen.

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, 52; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Odegard
Anderson, Bowman	Fedje	Olson, Hettinger
Anderson, Burke	Fjeld	Olson, Mountrail
Anderson, Sargent	Fitzgerald	Parkinson
Anfinson	Gilbertson	Peterson, Bottineau
Bailey, Dunn	Hanson	Place
Bauer	Hill	Randall
Beggs	Holey	Sand
Biberdorf	Isaak	Savre
Bilden	Kubischta	Seibel
Borstad	Langford	Shurr
Brusseau	Lavik	Solberg
Caddell	Marks	Stray
Child	McLarty	Thoreson
Dahl, Traill	Myers	Urschel
Erickson, McKenzie	Noben	Williams

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Graham	Niewoehner
Bailey, Eddy	Hall	Norheim

Messrs.	Messrs.	Messrs.
Bettenhausen	Halverson	O'Brien
Black	Hewitt	Oglesby
Blaisdell	Holthusen	Page
Born	Holte	Peterson, Cass
Brunsdale	Hurd	Ritter
Burke	Johnson	Saumur
Clarke	Kapaun	Scholl
Cunningham	Larson	Schauss
Dalzell	Levin	Smith
Dittmer	Lohrbauer	Symington
Downey	Moore	Thompson
Dullea	Morris	Traynor
Frosaker	McIlraith	Twichell
Gessner	Mode	Wolf
Godwin	Muus	Mr. Speaker
Goodlaxon		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bjerke	Keidel	Shockman
Burgum	Morgan	Treffry
Cosgriff	Schantz	Tuff
Dahl, Emmons	Schnell	Wendland
Jensen		

So the bill was lost.

Mr. Schauss changed his vote from "aye" to "no" for the purpose of reconsideration.

Mr. Aljets moved further consideration of Senate Bill No. 271 be indefinitely postponed.

Which motion prevailed.

Mr. Traynor moved the vote by which Senate Bill No. 271 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved Senate Concurrent Resolution "A-j" and "A-g" be placed at the foot of the calendar.

Which motion prevailed.

Senate Bill No. 306. A Bill for an Act Authorizing the Governor to Enter Into Agreements with the President of the United States Under an Act of Congress Entitled "An Act for the Relief of Unemployed Through the Performance of Useful Public Work, and for Other Purposes," Approved March 31, 1933, and Other Acts Supplemental Thereto; Authorizing the Governor to Enter Into Agreements With Private Land Owners, Declaring the Rights and Duties of the Conservation Commission and of Such Land Owner Thereunder and Providing Procedure for Giving Notice to Mort-

gagees and Lien Holders Against Lands Affected, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 67; nays, 27; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	McLarty
Aljets	Frosaker	Mode
Anderson, Sargent	Gessner	Muus
Anfinson	Gilbertson	Myers
Bailey, Eddy	Godwin	Niewoehner
Biberdorf	Goodlaxon	O'Brien
Black	Graham	Page
Blaisdell	Halverson	Parkinson
Born	Hewitt	Peterson, Bottineau
Borstad	Hill	Peterson, Cass
Brunsdale	Holthusen	Sand
Brusseau	Holte	Saumur
Burgum	Johnson	Savre
Burke	Kapaun	Seibel
Caddell	Kubischta	Shurr
Child	Langford	Smith
Clarke	Larson	Solberg
Dalzell	Lavik	Symington
Dittmer	Lohrbauer	Traynor
Dullea	Moore	Tuff
Erickson, McKenzie	Morris	Twichell
Fedje	McIlraith	Urschel
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Isaak	Place
Anderson, Burke	Levin	Randall
Bilden	Marks	Schauss
Dahl, Traill	Noben	Stray
Downey	Norheim	Thompson
Erickson, McLean	Odegard	Thoreson
Hanson	Oglesby	Williams
Holey	Olson, Hettinger	Wolf
Hurd	Olson, Mountrail	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Dahl, Emmons	Schantz
Bauer	Hall	Schnell
Beggs	Jensen	Scholl
Bettenhausen	Keidel	Shockman
Bjerke	Morgan	Treffry
Cosgriff	Ritter	Wendland
Cunningham		

So the bill passed and the title was agreed to. The emergency clause was declared carried.

Mr. Fedje moved that the vote by which Senate Bill No. 306 was passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin asked unanimous consent of the House to amend Senate Bill No. 312.

Mr. Hewitt offered a substitute motion that Senate Bill No. 312 be indefinitely postponed.

Which motion prevailed.

Mr. Godwin moved the House do now recess until 10:00 A. M., March 7th, 1935.

Which motion prevailed.

FIFTY-EIGHTH DAY AFTER RECESS AND THE
FIFTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
March 7, 1935

The House convened at 10:00 A. M., pursuant to recess, Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

Also,

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

House Bill No. 365. A Bill for an Act Providing that Teachers who Served in the United States' Armed Forces During the World War Shall be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Law Upon Payment of the Assessments for the Time of Said Service; and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Also,

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Also,

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Also,

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Also,

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Demand the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Also,

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 219 of the Session Laws of North Dakota of the Year 1923 (Section 3999, Subdivision 3, Supplement 1925.)

Also,

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions

Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199, Session Laws of 1933, Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Also,

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Also,

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Also,

House Bill No. 289. A Bill for an Act to Amend and Re-enact Sub-division 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933, Relating to the Administration of County Poor Relief.

Also,

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4809b6, of the Supplement to the 1913 Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Also,

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of A Dealers License by Another Dealer and Providing Penalty Therefor.

Also,

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the

North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Were delivered to the Governor for his approval at the hour of 9:45 o'clock A. M., March 7, 1935.

VAL. P. WOLF,
Chairman.

Also,

HOUSE CONCURRENT RESOLUTION "A-13"

Was delivered to the Secretary of State, March 7, 1935.

VAL. P. WOLF,
Chairman.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 19.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 7, 1935.

Mr. President: I have the honor to return the following:

SENATE CONCURRENT RESOLUTION "A-h"

Also,

SENATE CONCURRENT RESOLUTION "X"

Also,

SENATE CONCURRENT RESOLUTION "A-i"

Also,

SENATE CONCURRENT RESOLUTION "W"

Also,

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter 192 of the Session Laws of 1919, Creating a Revolving Fund, and Declaring an Emergency.

Also,

Senate Bill No. 262. A Bill for an Act Temporarily Extending the Time in Which Redemption May Be Made from Tax Sales and Extending the Time in Which Holders of Tax Sale Certificates May Present the Same for Obtaining Tax Deeds, and Extending the Time in Which Tax Deeds May Be Obtained, and Declaring an Emergency and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Also,

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7429, Compiled Laws of North Dakota for the Year 1913, Relating to Service of Summons by Publication.

Also,

Senate Bill No. 222. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 180 of the Session Laws of the State of North Dakota for 1929, Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board, and Declaring an Emergency.

Also,

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota, 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities

Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise.

Also,

Senate Bill No. 223. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to the Time, Place and Manner of Holding City Elections in Cities Under the City Council Form of Government, and Providing That Elective Officers Serve Until Their Successors Are Elected and Qualify, and Declaring an Emergency.

Also,

Senate Bill No. 276. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

Also,

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688a11 of the Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Abolition of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Which the Speaker has signed.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 329. A Bill for an Act to Provide Revenue to the State by Imposing a Tax Upon the Sale of Electricity and Electric Power Consumed Within This State; Providing for the Manner of Collecting the Tax, and Penalty for Violation of This Act.

Also,

Senate Bill No. 250. A Bill for an Act to Exempt Grain Warehousemen from Suit for Conversion of Grain Bought, Unless the Instrument Creating Said Interests of Liens Is on File or of Record, or Written Notice of the Existence Thereof Is Given to the Warehousemen.

Also,

Senate Bill No. 271. A Bill for an Act Empowering the Board of County Commissioners to Abate, Cancel or Reduce Personal Property Taxes Upon Evidence Satisfying Said Commissioners of the Unjustness of the Assessment or Taxes; Providing a Manner Through Which the Same May Be Done, and Declaring an Emergency.

Also,

Senate Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 243 of the Session Laws of 1933, Relating to Employment of Labor of Prisoners in the State Penitentiary, for the Sale of the Products of Said Labor, the Use of Receipts from Said Sales and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrate and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrate Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 100. A Bill for an Act to Amend and Re-enact Sections 1, 2, 3, Sub-Section (b) of Section 4, and Section 13 of Chapter 215, Session Laws of 1931.

Also,

Senate Bill No. 147. A Bill for an Act Creating a State Board to Be Known as "State Council of Public Safety," Purpose, Appointment of Members, Term of Office, Duties of Council and How Financed.

Which the House has indefinitely postponed.

Also,

Mr. President: I have the honor to transmit the following:

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

Also,

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The

Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

Also,

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Also,

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Also,

House Bill No. 39. A Bill for an Act Making an Appro-

priation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

Also,

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Also,

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in Any War in Which the United States Has Been Engaged.

Also,

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Also,

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the Compiled Laws of North Dakota 1913; Defining Riot.

Also,

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as

Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Also,

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds and Prescribing a Penalty for the Violation Hereof.

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Also,

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Also,

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Also,

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Also,

House Bill No. 5. A Bill for an Act Relating to Grain Storage on Farms, Abolishing the Office of Grain Storage Commissioner of North Dakota, and Transferring All Powers and Duties of That Office to the Board of Railroad Commissioners of the State of North Dakota, and Amending

and Re-enacting Section 2 of Chapter 138 of the 1929 Session Laws and Repealing Sections 3 and 4 of Chapter 138 of the 1929 Session Laws and All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Also,

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor, and Declaring an Emergency.

Also,

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Also,

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

Which the Speaker has signed and your signature is respectfully requested.

Also,

Senate Bill No. 306. A Bill for an Act Authorizing the Governor to Enter Into Agreements with the President of the United States Under an Act of Congress Entitled "An Act for the Relief of Unemployed Through the Performance of Useful Public Work, and for Other Purposes," Approved March 31, 1933, and Other Acts Supplemental Thereto; Authorizing the Governor to Enter Into Agreements With Private Land Owners, Declaring the Rights and Duties of the Conservation Commission and of Such Land Owner Thereunder and Providing Procedure for Giving Notice to Mortgagees and Lien Holders Against Lands Affected, and Declaring an Emergency.

Which the House has passed unchanged.

Also,

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Subsection (3) of Section 1, Chapter 196, Session Laws of North Dakota for the Year 1927, and Declaring an Emergency.

Which the House has amended.

Also,

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Which the House has amended.

Also,

Senate Bill No. 175. A Bill for an Act Providing for a System of Municipal Control of the Purchase, Sale, Importation, Transportation, Handling, Possessing, Dispensing and Use of Alcohol and Alcoholic Beverages by Any Incorporated City of the State Having a Population of Two Hundred or More; the Levy and Collection of a Tax Thereon; the Duties of the State Treasurer; Providing for Injunctions Against and Abatement of Liquor Nuisances; the Continuing in Force of the Present Statutory Regulations Prohibiting the Manufacture, Sale and Possession of Intoxicating Liquors; Providing Penalties for Violations of the Provisions of This Act; and Declaring an Emergency.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 212.

Also that Senate Bill No. 161 was indefinitely postponed by the Senate.

Also that the Senate has adopted the report of the Conference Committee on House Bill No. 217.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 57 and the President has appointed as a Conference Committee, Senators Strehlow, Jones, and Wog.

Also refused to concur in the House amendments to Senate Bill No. 96, and the President has appointed as a Con-

ference Committee, Senators McDonald, Matthaei and Nelson of Grand Forks.

Also refused to concur in the House amendments to Senate Bill No. 156, and the President has appointed as a Conference Committee, Senators Cain, Peterson and Bonzer.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved that the House be on the Seventh Order of Business.

Which motion prevailed.

Mr. Hall moved that the vote by which Senate Bill No. 304 was declared lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and that Senate Bill No. 304 be placed in General Orders as of today.

Which motion prevailed.

Mr. Smith moved that the vote by which Senate Bill No. 294 was lost be reconsidered.

Which motion prevailed.

Mr. Smith moved that the rules be suspended and that Senate Bill No. 294 be placed in General Orders as of today.
Which motion prevailed.

Mr. Treffry moved that the vote by which Senate Bill No. 150 was lost be reconsidered.

Which motion prevailed.

Mr. Treffry moved that the rules be suspended and that Senate Bill No. 150 be placed on the calendar as of today.

Which motion prevailed.

Mr. Olson of Hettinger moved that the Speaker appoint a member to take the place of Mr. Downey who is absent, to act on the Conference Committee on House Bill No. 267.

Which motion prevailed and the Speaker appointed Mr. Dullea on such Conference Committee.

Mr. Godwin moved that the rules be suspended and that we proceed to the Fifteenth Order of Business.

Which motion prevailed.

GENERAL ORDERS

Mr. Jensen moved that the House resolve itself into a Committee of the Whole for the consideration of general orders; which motion prevailed.

The Speaker called Mr. Jensen to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

That the second Section 2 where it appears in the bill as it came from the Senate be amended to read "Section 3."

That Section 3 in the same bill be amended to read "Section 4."

In the second Section 2 as the bill came from the Senate, in line two of said Section following the word "crops" and before the word "are" insert the following: "except sugar beet crops" and in line 3 of the same Section after the word "crops" and before the word "hereafter" insert the following: "except sugar beet crops."

At the end of the 2nd Section two as the bill came from the Senate, strike out the period and insert a comma and insert the following language: "The State, and county or any department or agency of either thereof; including the Bank of North Dakota."

And when so amended recommend the same do pass.

And recommend that Senate Bill No. 120 be indefinitely postponed.

Also,

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

Strike out all of Section 25 and insert in lieu thereof the following:

"Section 25. ALLOCATION OF REVENUES.) All monies collected and received under this Act shall be credited by the State Treasurer into a special fund to be known as "The Retail Sales Tax Fund." Out of this fund the state treasurer shall first pay the expenses of administering this Act and the payment of refunds allowed under this Act. The net amount of monies remaining in said "Retail Sales Tax Fund" shall be allocated and distributed as follows:

(a) The State Board of Equalization is authorized, directed and empowered, at any regular or special meeting, from time to time, to transfer to the "State Public Welfare Fund" created and established by House Bill 338 pending in this legislative session a sum not to exceed one million (\$1,000,000.00) Dollars per annum, or so much thereof, as in the opinion of said State Board of Equalization may be necessary to carry out the provisions of said House Bill No. 338, or any Acts amendatory thereto. Provided, however, that the amount so transferred shall in no event and at no time exceed one half of the amount collected and received under this Act after the expenses of administering this Act and the payment of refunds allowed hereunder have been deducted.

(b) The State Board of Equalization is hereby directed at any regular or special meeting, from time to time, to transfer the balance of all monies remaining in said "The Retail Sales Tax Fund" to the "State Equalization Fund" as established by Chapter 229 of the Session Laws of 1933, or Acts amendatory thereof, and when said sum is allocated to the various counties through said State Equalization Fund, such monies shall be deducted from the property taxes levied in each of such school districts in the manner hereinafter set out.

On the first day of November of each year the County Treasurer shall certify to the County Auditor as to the total amount of moneys received by him for the credit of the various school districts in his county under the provisions of this section during the preceding twelve month period; whereupon the County Auditor shall reduce the levy which would otherwise be spread on the taxable real property in each such school districts for the current year, as certified to him by the proper authorities of such districts under the provisions of Chapter 235 of the Session Laws of 1929 and Acts amendatory thereto, in the amount which the County Treasurer certified to him as having received under the provisions of this Section for the credit of each such school district.

And the further amendments:

In Section 25, sub-section "B" of the amendments as adopted

by the Standing Committee, strike out the word "counties" in line 6 and insert in lieu thereof the words "school districts."

In line 7 of the same sub-section, between the words "the" and "property," insert the words "real estate."

Amend the second amendment as just offered by striking from "sub-section b" the words "real estate," so that the line shall read "be deducted from the property taxes."

In the second paragraph of sub-section "b" in Section 25, line one, strike out "November" and insert "December."

In line six of the same paragraph, strike out the word "real."

And when so further amended recommend the same do pass.

Also,

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency.

And recommend Senate Bill No. 304 for passage as it came from the Senate.

Also,

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Re-

lating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

And recommend Senate Bill No. 294 for passage as it came from the Senate.

N. P. JENSEN,
Chairman.

Mr. Brunsdale moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved all absent members be excused.

Which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 107 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Have had the same under consideration and fail to agree.

For the Senate:

C. W. FINE,
F. T. GRONVOLD,
ALBERT DUBAY.

For the House:

VAL. P. WOLF,
F. BORN,
W. D. PLACE.

Mr. Wolf moved that the Committee be discharged and a new Committee be appointed.

The Speaker appointed Representatives Bettenhausen, Frosaker and Ritter as a new Conference Committee on House Bill No. 107.

The Conference Committee on House Bill No. 27 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Have had the same under consideration and recommend that the House concur in the Senate amendments to House Bill No. 27.

For the Senate:

F. T. GRONVOLD,
L. O. FREDRICKSON.

For the House:

WM. H. BETTENHAUSEN,
JAMES CADDELL,
JOHN J. ADAM.

Representative Bettenhausen moved that the report be adopted, which motion prevailed and the report was adopted.

March 7, 1935

House Bill No. 267. A Bill for an Act to Authorize, Upon the Option of the Voters, the Creation of a Light and Power Users Commission in Any Organized Town, Village, or City in the State of North Dakota.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 267 have had the same under consideration and recommend that the same be indefinitely postponed for the reason that we believe the subject matter of said House Bill is fully covered by Chapter 172, Session Laws of 1929.

For the Senate:

OLE ETTESTAD,
A. W. FOWLER,
B. W. LEMKE.

For the House:

O. C. OLSON,
E. J. DULLEA,
JAMES G. THORESON

Mr. Godwin moved further consideration of House Bill No. 267 be indefinitely postponed.

Which motion prevailed.

The Conference Committee on House Bill No. 56 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2, of the engrossed bill, under the heading "Salaries and Wages," following the word "faculty," strike out the figures "\$80,000.00," and insert in lieu thereof the figures "\$94,850.00."

In line 4, of the same sub-division, after the words "salary adjustments," strike out the figures "\$25,800.00," and insert in lieu thereof the figures "\$10,950.00."

That the Senate amendment reading as follows: "In line 12 of the engrossed bill, strike out the figures '\$10,950.00,' and insert in lieu thereof the figures '\$25,800.00'" be stricken from the bill and that the House do concur in the remainder of the Senate amendments to the same.

For the Senate:

J. P. CAIN,
GEORGE V. COFFEY,
HERMAN THORSON.

For the House:

BEN FEDJE,
WM. H. TUFF,
ROY P. HALL.

Ben Fedje moved that the report be adopted, and the Committee be discharged, which motion prevailed and the report was adopted.

Mr. Godwin moved the rules be suspended and House Bill No. 56 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 68; nays, 2; absent and not voting, 43.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Mode
Anfinson	Fitzgerald	Niewoehner
Bailey, Eddy	Frosaker	Norheim
Bailey, Dunn	Gessner	O'Brien
Bauer	Gilbertson	Odegard
Beggs	Godwin	Oglesby
Bettenhausen	Graham	Olson, Hettinger
Biberdorf	Hall	Parkinson
Black	Holte	Ritter
Blaisdell	Hurd	Sand
Born	Isaak	Saumur
Borstad	Johnson	Seibel
Burgum	Kapaun	Schauss
Burke	Keidel	Shurr
Child	Kubischta	Smith
Cosgriff	Langford	Solberg
Dahl, Emmons	Larson	Thompson
Dahl, Traill	Levin	Thoreson
Dalzell	Marks	Traynor
Dittmer	Moore	Urschel
Dullea	Morris	Wolf
Erickson, McKenzie	McLarty	Mr. Speaker
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.
Bilden	Bjerke

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hill	Place
Anderson, Bowman	Holey	Randall
Anderson, Burke	Holthusen	Savre
Anderson, Sargent	Jensen	Schantz
Brunsdale	Lavik	Schnell
Brusseau	Lohrbauer	Scholl
Caddell	Morgan	Shockman
Clarke	McIlraith	Stray
Cunningham	Muus	Symington
Downey	Myers	Treffry
Fedje	Noben	Tuff
Goodlaxon	Olson, Mountraii	Twichell
Halverson	Page	Wendland
Hanson	Peterson, Bottineau	Williams
Hewitt	Peterson, Cass	

So the bill passed and the title was agreed to.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 217, and that the

Speaker appoint a second Conference Committee consisting of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Fedje, Fitzgerald and Gessner to serve on such Conference Committee.

Mr. Godwin moved the House do now adjuprn.

Which motion prevailed, and the House stood adjourned.

MESSAGE FROM THE GOVERNOR

State of North Dakota

OFFICE OF THE GOVERNOR

Bismarck

March 6, 1935.

To the House of Representatives of the

State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Also,

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Very truly yours,

WALTER WELFORD,
Governor.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933,

Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Also,

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection With the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the Compiled Laws of North Dakota 1913; Defining Riot.

Also,

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911 Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Also,

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in Any War in Which the United States Has Been Engaged.

Also,

House Bill No. 170. A Bill for an Act to Amend and Re-

enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Also,

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Also,

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expenses of the Office of Department of Agriculture and Labor, and Declaring an Emergency.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Also,

House Bill No. 5. A Bill for an Act to Amend and Re-enact Section 2 and to Repeal Sections 3 and 4, Chapter 138, Session Laws of North Dakota for the Year 1929.

Also,

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Also,

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Also,

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties, and Declaring an Emergency.

Also,

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Also,

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds and Prescribing a Penalty for the Violation Hereof.

Also,

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

Also,

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Also,

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

Also,

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Also,

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Also,

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Also,

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and

Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

Also,

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Also,

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

Also,

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 7, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on House Bill No. 338.

Also, the House has refused to adopt the report of the conference committee on House Bill No. 27, and the Speaker has appointed as a new conference committee to act with a like committee from the Senate, Representatives Anfinson, Anderson of Sargent and Burgum.

Also, inform you that the House does not concur in the Senate amendment to House Bill No. 58, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives Smith, Page and Oglesby.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FIFTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
March 7, 1935.

The House convened pursuant to adjournment, at 2:00 P. M., Speaker Crockett presiding.

Prayer by the Chaplain, Rev. N. E. McCoy, Carrington.

ROLL CALL

The roll was called and there were 96 present and 17 absent.

Those present:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Noben
Aljets	Fitzgerald	Norheim
Anderson, Bowman	Gessner	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anderson, Sargent	Graham	Oglesby
Anfinson	Halverson	Olson, Hettinger
Bailey, Eddy	Hanson	Olson, Mountrail
Bailey, Dunn	Hewitt	Page
Bauer	Hill	Parkinson
Beggs	Holey	Peterson, Bottineau
Biberdorf	Holte	Peterson, Cass
Bilden	Hurd	Place
Bjerke	Isaak	Randall
Black	Jensen	Sand
Blaisdell	Johnson	Saumur
Born	Keidel	Savre
Borstad	Kubischta	Scholl
Brusseau	Langford	Seibel
Burgum	Larson	Schauss
Burke	Lavik	Shurr
Caddell	Levin	Smith
Child	Lohrbauer	Solberg
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Dahl, Emmons	Morgan	Thoreson

Messrs.	Messrs.	Messrs.
Dahl, Traill	Morris	Traynor
Dalzell	McIlraith	Treffry
Dittmer	McLarty	Tuff
Downey	Mode	Urschel
Dullea	Muus	Wendland
Erickson, McKenzie	Myers	Williams
Fedje	Niewoehner	Mr. Speaker

Those absent:

Messrs.	Messrs.	Messrs.
Bettenhausen	Godwin	Schnell
Brunsdale	Hall	Shockman
Cunningham	Holthusen	Thompson
Erickson, McLean	Kapaun	Twichell
Frosaker	Ritter	Wolf
Gilbertson	Schantz	

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-sixth day after recess and Fifty-seventh day and recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-seventh day after recess and the Fifty-eighth day and recommend that the same be corrected as follows:

On page 102, in roll call, Representative Hanson is recorded as absent whereas he was present and voted "no."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

THIRD ORDER OF BUSINESS

Mr. Godwin moved the Journal of March 5th be corrected as follows:

In line from the bottom of the page correct the word "local" to read "legal."

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

Petitions and communications were received from the following and read at the desk:

Lars Hoff, Corinth, N. D., and others.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 7, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 56.

Also,

House Bill No. 267.

Also,

The House has refused to adopt the report of the Conference Committee on House Bill No. 217, and the Speaker has appointed as a new Conference Committee to act with a like committee from the Senate, Representatives Fedje, Gessner and Fitzgerald.

Also,

The Speaker has appointed as a Conference Committee to act with a like committee from the Senate on House Bill No. 107, Representatives, Bettenhausen, Frosaker and Ritter.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. Speaker: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 322. A Bill for an Act to Impose a Tax of One Cent Upon the Sale of All Gasoline; Providing for the Collection Thereof and for the Disposition of the Revenue Therefrom; Fixing Penalties for Violation, and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

ED. A. HILL,
Chairman.

Mr. Child moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. Speaker: Your Committee on Education to whom was referred:

Senate Bill No. 231. A Bill for an Act Amending and Re-enacting Sections 1495, and 1526 of the Compiled Laws of the State of North Dakota for the Year 1913, and Amending and Re-enacting Sections 1518, 1521 and 1523, of the Compiled Laws of the State of North Dakota for the Year 1919 as Amended by Chapter 161 of the Session Laws of the State of North Dakota for the Year 1919, Relating to and Modifying the Provisions of the Teachers' Insurance and Retirement Fund, and Repealing Section 1522 of the Compiled Laws of the State of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

G. A. SCHAUSS,
Chairman.

Mr. Bauer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Smith moved the rules be suspended and House Bill No. 38 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935

Mr. Speaker: I have the honor to return:

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Which the Senate has amended as shown in Senate Journal of March 4, page 65.

And further amendments as follows:

At the end of the title, strike out the period and insert a semi-colon and the following language: "imposing certain duties on the Board of Administration in relation thereto when funds may be obtained from the Federal Government for the above purposes; and declaring and emergency."

Very respectfully,

F. E. TUNELL,
Secretary.

The Conference Committee on House Bill No. 38 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

Have had the same under consideration and recommend:

That in line 3, of the engrossed bill, strike out the figures "\$16,000.00," and insert in lieu thereof the figures "\$15,000.00."

In line 8, of the engrossed bill, strike out the figures "\$2,250.00," and insert in lieu thereof the figures "\$2,000.00."

For the Senate:

JOHN CRANDALL,
J. T. MCGILLIC,
WM. J. LOWE.

For the House:

ARLO E. BEGGS,
M. H. HOLTE,
J. P. JOHNSON.

Mr. Beggs moved that the report be adopted and the Committee be discharged, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 88; nays, 10; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Odegard
Aljets	Graham	Oglesby
Anderson, Sargent	Hall	Olson, Hettinger
Anfinson	Halverson	Olson, Mountrail
Bailey, Eddy	Hanson	Page
Beggs	Hewitt	Parkinson
Bettenhausen	Holey	Peterson, Bottineau
Biberdorf	Hurd	Peterson, Cass
Bjerke	Johnson	Randall
Black	Kapaun	Ritter
Blaisdell	Keidel	Sand
Born	Kubischta	Saumur

Messrs.	Messrs.	Messrs.
Borstad	Langford	Savre
Burgum	Larson	Schantz
Burke	Lavik	Shurr
Caddell	Levin	Smith
Child	Lohrbauer	Solberg
Clarke	Moore	Stray
Cosgriff	Morgan	Symington
Cunningham	Morris	Thompson
Dahl, Traill	McIlraith	Thoreson
Dalzell	McLarty	Traynor
Downey	Mode	Treffry
Dullea	Muus	Twichell
Erickson,McKenzie	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Dittmer	Marks
Bailey, Dunn	Erickson, McLean	Seibel
Bauer	Jensen	Tuff
Brusseau		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Godwin	Place
Bilden	Hill	Schnell
Brunsdale	Holthusen	Scholl
Dahl, Emmons	Holte	Schauss
Gilbertson	Isaak	Shockman

So the bill passed and the title was agreed to, and the emergency clause declared carried.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 57 made the following report:

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of Session Laws of 1929 and Section 3 of Chapter 211, Session Laws of 1927, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 57 have had the same under consideration and recommend:

The following amendments to Senate Bill No. 57.

In line 1 of the title, following the word "re-enact" insert the following:

"Section 486 of the Compiled Laws of North Dakota of 1913, as amended and re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927, and as further amended and re-enacted by."

In line 2 of the title, strike out the figure "3" and insert the figure "2." And in the same line, following the figures "1927" strike out the comma and insert a period, and strike out the following language in lines 3 and 4: "relating to the regulation of the practice of Pharmacy, and declaring an emergency."

In line 1 of Section 1, following the word "Amendment.)" strike out the balance of line 1 and all of line 2, and insert the following: "Section 486 of the Compiled Laws of North Dakota of 1913 as amended and re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927 and as further amended and re-enacted by Chapter 185 of the Session Laws of 1929, is hereby amended and re-enacted to read as follows:"

On page 2 of engrossed bill, Section 2, line 1, following the word "Amendment" insert the following: "Section 487 of the Compiled Laws of North Dakota of 1913, as amended and re-enacted by" and in same line strike out the second figure "2" and insert in lieu thereof the figure "3."

On page 3 of engrossed bill, at end of Section 2, strike out the following: "Provided, no application for examination and registration as an Assistant Pharmacist shall be accepted or granted after July 1st, 1935."

For the Senate:

MAX H. STREHLOW,
GUST WOG,
G. A. JONES.

For the House:

MATH DAHL,
GEO. H. SAUMUR,
AXEL OLSON.

Math Dahl moved that the report be adopted, and Conference Committee discharged, which motion prevailed, and the report was adopted.

Mr. Godwin moved the rules be suspended and Senate Bill No. 57 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Chapter 185 of Session Laws of 1929 and Section 3 of Chapter 211, Session Laws of 1927, Relating to the Regulation of the Practice of Pharmacy, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 81; nays, 17; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dullea	McIlraith
Aljets	Erickson,McKenzie	McLarty
Anderson,Bowman	Erickson, McLean	Myers
Anderson, Sargent	Fedje	Niewoehner
Anfinson	Fjeld	Noben
Bailey, Eddy	Fitzgerald	Norheim
Bailey, Dunn	Goodlaxon	O'Brien
Bauer	Hall	Odegard
Beggs	Halverson	Olson, Mountrail
Bettenhausen	Hewitt	Peterson,Bottineau
Biberdorf	Holey	Peterson, Cass
Bilden	Holthusen	Place
Bjerke	Hurd	Randall
Black	Isaak	Ritter
Blaisdell	Jensen	Sand
Born	Johnson	Saumur
Borstad	Kapaun	Savre
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Shurr
Burgum	Langford	Thoreson
Caddell	Larson	Treffry
Child	Lavik	Tuff
Clarke	Lohrbauer	Twichell
Cosgriff	Marks	Urschel
Dahl, Emmons	Moore	Williams
Dahl, Traill	Morgan	Wolf
Dittmer	Morris	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gilbertson	Smith
Eurke	Hanson	Symington
Cunningham	Mode	Thompson
Dalzell	Oglesby	Wendland
Downey	Page	Mr. Speaker
Gessner	Schantz	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Frosaker	Muus	Schauss
Godwin	Olson, Hettinger	Shockman
Graham	Parkinson	Solberg
Hill	Schnell	Stray
Holte	Scholl	Traynor
Levin		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

The following amendments are offered to Senate Bill No. 264; amendments being to the engrossed bill as it came from the Senate:

Amend the title by adding at the end thereof "Appropriation."

Strike out everything after the enacting clause and add in place thereof the following:

Section 1. DEFINITIONS.) The following words: "Motor Vehicle," "Farm Tractor," "Owner," "Operator," "Non-resident," "Public Highway," as used in this Act shall be interpreted to have the meanings usually ascribed to them, except in those instances where the context clearly indicates a different meaning.

Section 2. DRIVER'S LICENSES.) Except as provided by Section 3 of this Act, no person 16 years of age or over shall on and after this measure shall be in force and effect, operate any motor vehicle upon the public highways of this State unless such person shall have made application for and secured a driver's license from the State Highway Commissioner for which he shall pay to the Commissioner the sum of 25 cents, payable at the time of making such application. Provided, however, that when the license fee of 25 cents is paid by the head of a family, or household, licenses may be issued, upon application therefor, to each of the members of the immediate family of the head of the said family, or household, on the payment of an additional fee of 10 cents for each such license. For the purpose of this Act, the term "immediate family," is hereby defined to mean all persons bound together by the ties of relationship and parents and children living together as members of one household under one head. Such application shall be made upon a form approved by the Commissioner.

Provided, that no driver's license shall be issued to a resident of North Dakota who has purchased a Motor Vehicle after the taking effect of Senate Bill No. 313 of the 24th Legis-

lative Assembly of the State of North Dakota (the sales tax act), unless such applicant shall produce satisfactory proof to the Commissioner that the North Dakota sales tax has been paid upon the purchase of such motor vehicle owned and operated by such North Dakota resident. In the event such tax has not been paid by such applicant, the license may be issued by the Commissioner only upon such applicant paying in addition to the license fee hereinbefore required the sales tax in such amount as is provided in the sales tax law of the State of North Dakota. The Commissioner shall remit such sales tax payment to the proper officer of the State who is charged with the duty of collecting the sales tax and such officer shall credit such sum in the same manner as are other collections of sales tax under the laws of the State of North Dakota.

Every applicant shall state his name, age, sex, and resident address, and what experience he has had in operating a motor vehicle; that he is competent to operate a motor vehicle upon the public highways of the State; that he knows of no physical impairment or defect or any other act which would render him an improper and unsafe person to operate a motor vehicle. Every applicant shall also state whether or not he has been heretofore licensed, and if so, by what State, and whether or not the license has ever been suspended or revoked and if so, the date and reason for such suspension or revocation, together with such other facts pertaining to the qualifications of the applicant and his ability to operate a motor vehicle with safety, as may be required by the Commissioner. Thereupon license shall issue as of course.

To every person granted a license the Commissioner shall issue a certificate of license which shall bear thereon the distinguishing number assigned to the license and shall contain the name, age, sex and residence address, and a space where such person shall write his usual signature with pen and ink.

Section 3. EXEMPTIONS.) Every person driving or operating a road roller, road machinery, or any farm tractor or implement of husbandry temporarily drawn or moved upon the highways, and every person in the service of the Army, Navy, or Marine Corps of the United States when furnished a driver's permit and operating an official motor vehicle in such service, shall be exempted from license under this Act.

Section 4. STATE HIGHWAY COMMISSIONER TO ADMINISTER ACT.) The State Highway Commissioner shall be charged with the responsibility for the administration and execution of this Act.

Section 5. CLERK OF COURT MAY RECEIVE APPLICATIONS.) Any applicant for a license may file his application with the Clerk of the District Court or the sheriff of the county in which he resides and such clerk or sheriff is hereby authorized to receive and accept the same upon the payment by the applicant to such clerk or sheriff of an additional fee of ten cents for such service. The clerk or

sheriff shall then immediately forward such application to the Commissioner, together with the fee of 25 cents.

Section 6. PERSONS UNDER SIXTEEN YEARS OF AGE NOT TO BE LICENSED.) No operator's license shall be granted to any person under the age of sixteen years except that upon a written request of a parent or guardian a minor's license may be issued to any person between the ages of 14 and 16 years. But only upon the recommendation of the official to whom the application for license shall be made.

Section 7. NON-RESIDENTS NEED NOT HAVE LICENSES.) During the period within which a motor vehicle of a non-resident may be operated in this State in accordance with law, such motor vehicle may be operated by its owner or a member of his family without a license, provided such owner and members of his family have fully complied with the laws of the State of their residence regarding the operation of motor vehicles. Such motor vehicles shall at all times display the license number plates issued therefor at the home state or county of the owner.

Section 8. MUST CARRY CERTIFICATE.) The licensee shall have his certificate of license in his possession while operating a motor vehicle upon the public highways of this state. Said certificate of license shall be subject to examination upon demand by any peace officer or by any officer authorized by law to enforce the laws relating to the operation of motor vehicles on the highways, and the licensee shall, upon request of any such officer, write his name in the presence of such officer in order that the identity of the licensee may be determined. It shall be a complete defense to any charge under this section that the person so charged produce in court an operator's certificate of license theretofore issued to such person and valid, or produce evidence that he had made application therefor; that he had not received his certificate; but same had not been denied, at the time of his arrest. If a certificate of license issued under the provisions of this Act shall be lost or destroyed, the person to whom the same was issued may obtain a duplicate or substitute therefor upon furnishing satisfactory proof that such license has been lost or destroyed, and upon the payment of a fee of 25 cents.

Section 9. COURTS TO CERTIFY CONVICTIONS TO COMMISSIONER.) Every Court having jurisdiction of offenses committed under this Act or any law of this State regulating the operation of motor vehicles on public highways shall certify to the Commissioner a record of the conviction of any person in said court for a violation of any of said laws, and may recommend the suspension of the license of any person so convicted. The Commissioner acting upon such recommendation may suspend such license, but such suspension shall not be for a period of more than one year. Upon suspending the license the Commissioner shall require that the certificate of license be surrendered to him. At the end of the period of suspension the certificate of license shall be returned to the licensee.

Section 10. COMMISSIONER TO REVOKE LICENSE.) (a) The Commissioner shall forthwith revoke the license of any person and require that the certificate of license be returned to him, upon receiving a record of the conviction of such person of any of the following offenses:

(1) Manslaughter resulting from the operation of a motor vehicle.

(2) Driving a motor vehicle while under the influence of intoxicating liquor or narcotic drug.

(3) Any crime punishable as a felony under the motor vehicle laws of this State or any other felony in the commission of which a motor vehicle is used.

(4) Conviction of forfeiture of bail upon two charges of reckless driving all within the preceding twelve months.

(5) A conviction of a driver of a motor vehicle, involved in an accident resulting in the death or injury of another person, upon a charge of failing to stop and disclose his identity at the scene of the accident.

(6) The Commissioner upon receiving a record of the conviction of any person upon a charge of operating a motor vehicle while the license of such person is suspended, shall immediately extend the period of such first suspension for an additional like period.

Section 11. COMMISSIONER MAY SUSPEND LICENSE.) (a) The Commissioner may immediately suspend the license of any person for a period of ninety days without hearing and without receiving a record of conviction of such person of crime, whenever he has reasons to believe:

(1) That such person has committed any offense for which mandatory revocation of license is provided in Section 10.

(2) That such person has, by reckless or unlawful operation of a motor vehicle, caused or contributed to an accident resulting in death or injury or serious property damage.

(3) That such person is incompetent to drive a motor vehicle or is afflicted with mental or physical infirmities or disabilities rendering it unsafe for such person to drive a motor vehicle upon the highways. Provided, that deafness in itself shall not be deemed to be physical infirmity or disability in a driver.

(4) That such person is an habitual reckless or negligent driver of a motor vehicle or has committed a violation of the laws of this State relating to the operation of motor vehicles.

Section 12. MUST NOTIFY LICENSEE.) (a) Whenever the Commissioner suspends the license pursuant to the provisions of Section 11 hereof, he shall immediately notify the licensee and afford him an opportunity of a hearing in the county wherein the licensee resides, or in the case of a non-resident, in the county in which such non-resident may be temporarily residing, and upon such hearing the Com-

missioner shall either rescind his temporary order of suspension or, good cause appearing therefor, may continue such suspension in effect for a period not exceeding 90 days.

(b) The Commissioner is hereby authorized to suspend or revoke the license of any resident of this State upon receiving a record of the conviction of such person in another state of an offense therein committed which, if committed in this State, would be grounds for the suspension or revocation of the license of the operator. The Commissioner is further authorized upon receiving a record of the conviction in this state of a non-resident driver of a motor vehicle of any offense under the motor vehicle laws of this State, to forward a certified copy of such record to the motor vehicle administrator in the State wherein the person so convicted is a resident.

(c) The Commissioner shall not suspend a license for a period of more than one year and upon suspending or revoking any license shall require that such license, so suspended or revoked, shall be surrendered except that at the end of the period of suspension, such license shall be returned to the licensee.

Section 13. SUSPENDED LICENSEE MAY APPEAL TO COURT.) Any person whose license has been suspended by the Commissioner, may file a petition within thirty days thereafter for a hearing in the matter in the District Court in the county wherein such person shall reside, and in the case of a non-resident, in the District Court in any county, and such court is hereby vested with jurisdiction, and it shall be its duty to set the matter for hearing upon ten days' written notice to the Commissioner and thereupon to take testimony and examine into the facts of the case to determine whether the petitioner is entitled to a license or is subject to suspension of license under the provisions of this Act and shall render judgment accordingly.

Section 14. MAY APPLY FOR NEW LICENSE AFTER ONE YEAR.) Any person whose license has been revoked under the provisions of Section 10 hereof may, after one year from the date of such revocation, petition the district court of the county wherein he resides, or, in case of a non-resident, the district court of any county, for an order directing the Commissioner to issue a certificate of license to him. The district court is hereby vested with jurisdiction and it shall be its duty to set the matter for hearing upon 10 days' written notice to the Commissioner. At the hearing the court shall take testimony and examine into the facts of the case to determine whether the petitioner is entitled to a license and shall make its order, granting or denying the petition. If the petition is granted, the Commissioner, upon receipt of a certified copy of the order of the court, shall issue such license. If the petition is denied, no renewal thereof shall be made during the period of one year from the date of the order of the court.

Section 15. MISDEMEANOR TO OPERATE MOTOR VEHICLE AFTER SUSPENSION OF LICENSE.) Any per-

son whose operator's license has been suspended or revoked as provided by this Act, and who shall drive any motor vehicle upon the highways of this State while such license is suspended or revoked or who shall violate any of the other provisions of this Act shall be guilty of a misdemeanor.

Section 16. FEES TO BE PAID INTO THE STATE TREASURY: HOW APPROPRIATED AND DISTRIBUTED.) All moneys received under the provisions of this Act shall be monthly paid by the State Highway Commissioner into the State Treasury and the same is hereby appropriated out of the State Treasury to the following purposes; the first Ten Thousand (\$10,000.00) Dollars collected annually, is hereby appropriated into a fund to be known the "Special Drivers' License Fund" to be used by the State Highway Commissioner in carrying out the provisions of this Act. The next Five Thousand (\$5,000.00) Dollars collected annually, is hereby appropriated into a special fund to be used by the Superintendent of Criminal Identification, as a special fund, hereby created as the "Criminal Identification Fund" for use in paying salaries and operating expense of the work of Criminal Identification, as provided by Chapter 116 of the Session Laws of 1929; and Acts amendatory thereof; the balance of such moneys so received shall be and is hereby appropriated to the General Fund of the State.

Section 17. STATE HIGHWAY COMMISSIONER MAY APPOINT AGENT.) Any duties required of, or powers conferred on the State Highway Commissioner under the provisions of this Act may be done and performed or exercised by any of his duly authorized agents.

Section 18. PROVISIONS SEPARABLE.) If any part or parts of this Act shall be held to be unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of this Act.

Section 19. INCONSISTENT ACTS REPEALED.) All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Section 20. EMERGENCY.) This Act is declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was referred:

Senate Bill No. 14. A Bill for an Act Making an Appro-

priation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

And further amend to amendments found on pages 27 and 28 of Journal of March 5th:

In line 9, item 1, of the printed bill, strike "\$11,322.40," and insert in lieu thereof "\$10,822.40."

In line 10, item 2, strike "\$16,456.32," and insert "\$15,-456.32."

In line 11, item 3, strike "\$13,216.24," and insert in lieu thereof "\$12,716.24."

In line 31, item, 9, strike "\$4,000.00," and insert in lieu thereof "\$3,000.00."

In line 42, change the totals to read "\$654,463.16."

In line 44, NET MAINTENANCE, change the figures to read "\$350,163.16."

In line 50, item 2, change figures to "\$6,000.00."

Change the total in line 62, to read "\$404,095.83."

In line 3, change the figures to read "\$404,095.83."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. Speaker: Your Committee on Appropriations to whom was re-referred:

Senate Bill No. 22. A Bill for an Act Making an Appropriation to pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

And further amend to amendments found on pages 28 and 29 of Journal of March 5th:

In line 3, change the figures in printed bill, to read "\$578,689.00."

Page 2, line 11, change the figures back to the original amount to read "\$19,576.00."

In line 18, item 8, strike out "\$3,850.00" and insert in lieu thereof "\$3,000.00."

In line 22½ change the Senate amendment "\$6,000.00" and insert the figures "\$4,000.00."

Page 3, line 45, change TOTAL MAINTENANCE to read "\$759,265.00."

Line 48, NET MAINTENANCE, change figures to read "\$547,265.00."

In line 53, change totals to read "\$578,689.00."

And when so amended recommend the same do pass.

O. C. ANDERSON,
Chairman.

Mr. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Burke offered a substitute motion that the House refuse to concur in the Senate amendments as to House Bill No. 27, and that the Speaker appoint a Conference Committee of three, to confer with a like Committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Anderson of Sargent, Anfinson and Burgum to serve on such Conference Committee.

Mr. Place moved the vote by which Senate Bill No. 136 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Place moved Senate Bill No. 136 be indefinitely postponed.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 43; nays, 51; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Goodlaxon	Niewoehner
Anderson, Burke	Halverson	Olson, Mountrail
Anderson, Sargent	Hanson	Parkinson
Anfinson	Holey	Peterson, Bottineau
Bauer	Johnson	Place
Bettenhausen	Kapaun	Ritter
Biberdorf	Keidel	Sand
Black	Kubischta	Seibel
Blaisdell	Langford	Shurr
Born	Larson	Solberg
Caddell	Marks	Traynor
Child	Morris	Twichell
Clarke	Muus	Urschel
Fitzgerald	Myers	Wolf
Gilbertson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Fjeld	Oglesby
Bailey, Dunn	Gessner	Page
Bjerke	Hall	Peterson, Cass
Borstad	Hewitt	Randall
Brunsdale	Hurd	Saumur
Brusseau	Jensen	Savre
Burgum	Lavik	Schantz
Burke	Levin	Smith
Cosgriff	Lohrbauer	Stray
Cunningham	Moore	Symington
Dahl, Emmons	Morgan	Thompson
Dahl, Traill	McIlraith	Thoreson
Dalzell	McLarty	Treffry
Dittmer	Noben	Tuff
Dullea	Norheim	Wendland
Erickson, McLean	O'Brien	Williams
Fedje	Odegard	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Mode
Bailey, Eddy	Graham	Olson, Hettinger
Beggs	Hill	Schnell
Bilden	Holthusen	Scholl
Downey	Holte	Schauss
Erickson, McKenzie	Isaak	Shockman
Frosaker		

So the bill was lost.

Mr. Thompson: I was in favor of this bill the other day as it came from the Senate, and talked for it, but since it has been amended it isn't clear what the bill calls for. I vote "no."

Mr. Dahl of Emmons changed his vote from "aye" to "no" for the purpose of reconsideration.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 60 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Have had the same under consideration and recommend:

That the House recede from its amendment to line 3, item 17, page 2, and the item to be \$8,000.00.

That the Senate recede from its amendment to line 28, item 15, page 2, and allow the item to be \$8,000.00.

For the Senate:

MAX H. STREHLOW,
S. S. McDONALD,
HARRY C. LYNN.

For the House:

W. S. PLACE,
A. J. McLARTY,
F. D. HURD.

Representative Place moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Smith moved the rules be suspended and House Bill No. 60 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 75; nays, 18; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Muus
Aljets	Gessner	Myers
Anderson, Sargent	Godwin	Niewoehner
Anfinson	Goodlaxon	Noben

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hall	Norheim
Bailey, Dunn	Hewitt	O'Brien
Bauer	Holthusen	Oglesby
Beggs	Holte	Olson, Mountrail
Bettenhausen	Hurd	Parkinson
Biberdorf	Isaak	Peterson, Bottineau
Black	Jensen	Place
Born	Johnson	Ritter
Burke	Kapaun	Saumur
Caddell	Keidel	Schantz
Child	Kubischta	Shurr
Clarke	Langford	Smith
Cosgriff	Larson	Symington
Cunningham	Lavik	Thompson
Dalzell	Lohrbauer	Thoreson
Downey	Marks	Traynor
Dullea	Moore	Treffry
Erickson, McKenzie	Morgan	Tuff
Erickson, McLean	Morris	Twichell
Fedje	McIlraith	Urschel
Fjeld	McLarty	Wendland

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Brusseau	Odegard
Bilden	Burgum	Peterson, Cass
Bjerke	Dahl, Traill	Randall
Blaisdell	Gilbertson	Savre
Borstad	Hanson	Williams
Brunsdale	Holey	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Levin	Seibel
Dahl, Emmons	Mode	Schauss
Dittmer	Olson, Hettinger	Shockman
Frosaker	Page	Solberg
Graham	Sand	Stray
Halverson	Schnell	Wolf
Hill	Scholl	

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Concurrent Resolution A-4 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

HOUSE CONCURRENT RESOLUTION A-4

Your Committee on House Concurrent Resolution A-4, appointed to confer with a like committee from the Senate

Have had the same under consideration and recommend:
That the House do concur in the Senate amendments.

For the Senate:

R. A. OWINGS,
A. C. NELSON,
MILTON R. YOUNG.

For the House:

W. J. GODWIN,
GEO. ALJJETS,
L. E. GOODLAXON.

Mr. Godwin moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Brunsdale moved the rules be suspended and House Concurrent Resolution "A-4" be considered properly re-enclosed and placed on second reading and final passage.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION "A-4"

Was read the second time.

ROLL CALL

The question being on the adoption of the resolution as amended, the roll was called and there were ayes, 91; nays, 6; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Myers
Anderson, Bowman	Frosaker	Niewoehner
Anderson, Burke	Gessner	Noben
Anderson, Sargent	Gilbertson	Norheim
Anfinson	Godwin	O'Brien
Bailey, Eddy	Goodlaxon	Odegard
Bauer	Graham	Oglesby
Beggs	Hall	Oison, Mountrail
Bettenhausen	Hanson	Parkinson
Biberdorf	Hewitt	Peterson, Bottineau
Bilden	Holey	Peterson, Cass
Bjerke	Holthusen	Place
Blaisdell	Holte	Randall
Born	Hurd	Ritter
Brusseau	Isaak	Sand
Burke	Jensen	Saumur
Caddell	Johnson	Savre
Child	Kapaun	Schauss
Clarke	Keidel	Smith
Cosgriff	Kubischta	Symington
Cunningham	Langford	Thompson
Dahl, Emmons	Larson	Thoreson
Dahl, Traill	Lavik	Traynor

Messrs.	Messrs.	Messrs.
Dalzell	Lohrbauer	Tuff
Dittmer	Marks	Twichell
Downey	Moore	Urschel
Dullea	Morgan	Wendland
Erickson,McKenzie	McLarty	Williams
Erickson, McLean	Mode	Wolf
Fedje	Muus	Mr. Speaker
Fjeld		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Burgum	Page
Brunsdale	Morris	Schantz

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	McIlraith	Shockman
Bailey, Dunn	Olson, Hettinger	Shurr
Borstad	Schnell	Solberg
Halverson	Scholl	Stray
Hill	Seibel	Treffry
Levin		

So the resolution passed and the title was agreed to.

The Conference Committee on House Bill No. 54 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Have had the same under consideration and recommend: That the House concur in the Senate amendments.

For the Senate:

G. A. JONES,
ALEX LIND,
WM. J. LOWE.

For the House:

ARLO E. BEGGS,
KARL H. BRUNSDALE,
T. D. HURD.

Representative Beggs moved that the report be adopted, and the committee be discharged, which motion prevailed and the report was adopted.

Mr. Brunsdale moved the rules be suspended and House Bill No. 54 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 82; nays, 16; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	McLarty
Aljets	Fedje	Mode
Anderson, Sargent	Fitzgerald	Muus
Anfinson	Frosaker	Niewoehner
Bailey, Dunn	Gessner	Norheim
Bauer	Gilbertson	O'Brien
Beggs	Godwin	Odegard
Bettenhausen	Goodlaxon	Oglesby
Biberdorf	Graham	Olson, Mountrail
Black	Hall	Page
Blaisdell	Halverson	Parkinson
Born	Hewitt	Peterson, Cass
Borstad	Holey	Ritter
Brunsdale	Holthusen	Saumur
Burgum	Holte	Schantz
Burke	Hurd	Schauss
Caddell	Jensen	Shurr
Child	Johnson	Smith
Clarke	Kapaun	Symington
Cosgriff	Keidel	Thompson
Cunningham	Kubischta	Thoreson
Dahl, Emmons	Langford	Traynor
Dahl, Traill	Larson	Treffry
Dalzell	Lavik	Tuff
Dittmer	Lohrbauer	Twichell
Downey	Moore	Urschel
Dullea	Morgan	Wendland
Erickson, McKenzie	Morris	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hanson	Place
Bailey, Eddy	Isaak	Randall
Bilden	Marks	Savre
Bjerke	Myers	Wolf
Brusseau	Noben	Mr. Speaker
Fjeld		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Peterson, Bottineau	Shockman
Hill	Sand	Solberg

Messrs.	Messrs.	Messrs.
Levin	Schnell	Stray
McIlraith	Scholl	Williams
Olson, Hettinger	Seibel	

So the bill passed and the title was agreed to.

MOTIONS AND RESOLUTIONS

Mr. Gilbertson moved House Resolution "O" be indefinitely postponed.

Mr. O'Brien offered a substitute motion that House Resolution "O" be adopted.

Which motion was lost.

The question reverted to the motion for indefinite postponement of House Resolution "O."

Which motion prevailed.

HOUSE RESOLUTION P

WHEREAS, The Supreme Ruler of the Universe, in His infinite wisdom, has called to His eternal home, the little son of Clarence Shockman and grandson of Zack Shockman;

NOW THEREFORE, BE IT RESOLVED, That this House of Representatives of the State of North Dakota extend to the little one's parents and to Zack Shockman, one of our fellow members, our deepest sympathy in their great loss, and

BE IT FURTHER RESOLVED, That the Chief Clerk send to Zack Shockman an enrolled copy of this resolution.

EARL E. CLARKE,
KARL H. BRUNSDALE,
BEN FEDJE.

Mr. Clarke recommended for adoption a resolution which he at this time read.

Which was unanimously adopted.

Mr. Clarke moved the resolution be printed in the Journal.

Which motion prevailed.

HOUSE RESOLUTION "Q"

WHEREAS, The Supreme Ruler of the Universe, in His infinite wisdom, has called to His eternal home, Cornelius Caddell, the brother of James Caddell;

NOW THEREFORE, BE IT RESOLVED, That this House of Representatives of the State of North Dakota extend to James Caddell, one of our fellow members, our deepest sympathy in his great loss, and

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BE IT FURTHER RESOLVED, That the Chief Clerk deliver to James Caddell an enrolled copy of this resolution.

CARL KEIDEL,
KARL H. BRUNSDALE,
BEN FEDJE.

Mr. Keidel moved the adoption of a resolution be read at this time.

The resolution was unanimously adopted.

Mr. Keidel moved the resolution be printed in the Journal.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 7, 1935

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Which the Conference Committee has amended and whose report the House has adopted.

Very respectfully,

WALTER S. MARTIN
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 54.

Also, the Senate has adopted the report of the Conference Committee on Senate Bill No. 57.

Also the Senate has adopted the report of the Conference Committee on House Bill No. 27.

Also, the Senate has indefinitely postponed House Bill No. 267.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 7, 1935

Mr. President: I have the honor to inform you that the House has corrected the House Journal of Tuesday, March 5, 1935.

On page 35, in line 9 from the bottom of page, strike out the word "local," and insert in lieu thereof the word "legal."

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 38.

Also, Senate Bill No. 57.

Also, House Bill No. 60.

Also, House Bill No. 54.

Also, House Concurrent Resolution A-4.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Godwin moved to reconsider the report of the Conference Committee as to Senate Bill No. 338.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 338 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties; Permitting Appointment of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict With the Provisions of This Act, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 102; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Niewoehner
Aljets	Gessner	Noben

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gilbertson	Norheim
Anderson, Sargent	Godwin	O'Brien
Anfinson	Goodlaxon	Odegard
Bailey, Dunn	Graham	Oglesby
Bauer	Hall	Olson, Hettinger
Beggs	Halverson	Page
Bettenhausen	Hewitt	Parkinson
Biberdorf	Hill	Peterson, Bottineau
Bilden	Holey	Peterson, Cass
Bjerke	Holthusen	Randall
Black	Holte	Ritter
Blaisdell	Hurd	Sand
Born	Isaak	Saumur
Borstad	Jensen	Savre
Brunsdale	Johnson	Schantz
Brusseau	Kapaun	Scholl
Burke	Keidel	Seibel
Caddell	Kubischta	Schauss
Child	Langford	Shurr
Clarke	Larson	Smith
Cosgriff	Lavik	Solberg
Cunningham	Levin	Symington
Dahl, Traill	Lohrbauer	Thompson
Dalzell	Marks	Thoreson
Dittmer	Moore	Traynor
Downey	Morgan	Treffry
Dullea	Morris	Tuff
Erickson, McKenzie	McIlraith	Twichell
Erickson, McLean	McLarty	Urschel
Fedje	Mode	Wendland
Fjeld	Muus	Wolf
Fitzgerald	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Olson, Mountrail	Stray	Williams
Place		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Dahl, Emmons	Schnell
Bailey, Eddy	Hanson	Shockman
Burgum		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Brunsdale moved that the vote by which House Bill No. 338 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved House Bill No. 338 be enrolled as soon as possible and prepared for signature.

Which motion prevailed.

Mr. Page moved the House concur in the Senate amendments to House Bill No. 58.

Mr. Brunsdale offered a substitute motion the House refuse to concur in the Senate amendments as to House Bill No. 58, and that the Speaker appoint a Conference Committee of three, to confer with a like Committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Smith, Page and Ogelsby to serve on such Conference Committee.

SECOND READING OF SENATE BILLS

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 66; nays, 38; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Olson, Mountrail
Aljets	Godwin	Parkinson
Anderson, Bowman	Halverson	Peterson, Bottineau
Anderson, Burke	Hanson	Peterson, Cass
Anderson, Sargent	Hill	Place
Anfinson	Holey	Ritter
Bailey, Dunn	Holthusen	Saumur
Bauer	Hurd	Savre
Beggs	Isaak	Schantz
Bettenhausen	Jensen	Scholl
Biberdorf	Kubischta	Seibel
Bilden	Larson	Schauss
Bjerke	Levin	Shurr
Born	Marks	Solberg
Brunsdale	Morgan	Symington
Brusseau	McIlraith	Thoreson

Messrs.	Messrs.	Messrs.
Caddell	McLarty	Tuff
Child	Mode	Urschel
Dahl, Emmons	Myers	Wendland
Dahl, Traill	Noben	Williams
Dalzell	Odegard	Wolf
Erickson, McKenzie	Olson, Hettinger	Mr. Speaker
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gilbertson	Muus
Blaisdell	Goodlaxon	Niewoehner
Borstad	Graham	Norheim
Burgum	Hall	O'Brien
Burke	Hewitt	Oglesby
Cunningham	Holte	Page
Dittmer	Johnson	Randall
Downey	Kapaun	Smith
Dullea	Keidel	Stray
Fjeld	Langford	Thompson
Fitzgerald	Lavik	Traynor
Frosaker	Lohrbauer	Twichell
Gessner	Morris	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Moore	Shockman
Clarke	Sand	Treffry
Cosgriff	Schnell	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Aljets moved that the vote by which Senate Bill No. 74 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

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, 84; nays, 17; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Niewoehner
Anderson, Sargent	Gilbertson	Noben

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Godwin	Norheim
Bailey, Dunn	Goodlaxon	O'Brien
Beggs	Graham	Odegard
Bettenhausen	Hall	Oglesby
Bjerke	Halverson	Olson, Hettinger
Black	Hanson	Page
Blaisdell	Hewitt	Parkinson
Born	Holthusen	Peterson, Cass
Brunsdale	Holte	Randall
Burgum	Hurd	Ritter
Caddell	Johnson	Saumur
Clarke	Kapaun	Savre
Cosgriff	Keidel	Schantz
Cunningham	Kubischta	Scholl
Dahl, Emmons	Langford	Schauss
Dahl, Traill	Larson	Shurr
Dalzell	Lavik	Smith
Dittmer	Levin	Solberg
Downey	Lohrbauer	Symington
Dullea	Moore	Thompson
Erickson, McKenzie	Morgan	Thoreson
Erickson, McLean	Morris	Traynor
Fedje	McIlraith	Twichell
Fjeld	Mode	Urschel
Fitzgerald	Muus	Wendland
Frosaker	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Isaak	Seibel
Anderson, Burke	Jensen	Stray
Bilden	Marks	Tuff
Borstad	Olson, Mountrail	Williams
Brusseau	Peterson, Bottineau	Wolf
Hill	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Adam	Burke	Sand
Anfinson	Child	Schnell
Bauer	Holey	Shockman
Biberdorf	McLarty	Treffry

So the bill passed and the title was agreed to.

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing

a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 68; nays, 26; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Myers
Aljets	Gessner	Niewoehner
Anderson, Burke	Gilbertson	Norheim
Anderson, Sargent	Godwin	O'Brien
Anfinson	Graham	Odegard
Bailey, Eddy	Halverson	Olson, Hettinger
Bettenhausen	Hanson	Page
Bjerke	Holthusen	Parkinson
Black	Hurd	Peterson, Bottineau
Blaisdell	Isaak	Peterson, Cass
Born	Jensen	Savre
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burke	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Thompson
Clarke	Lohrbauer	Thoreson
Cosgriff	Moore	Treffry
Dahl, Emmons	Morris	Urschel
Dahl, Traill	McIlraith	Wendland
Dittmer	Mode	Wolf
Dullea	Muus	Mr. Speaker
Field		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Johnson	Randall
Bailey, Dunn	Kubischta	Ritter
Bauer	Levin	Solberg
Bilden	Marks	Stray
Borstad	Morgan	Symington
Burgum	Noben	Tuff
Erickson, McKenzie	Oglesby	Twichell
Erickson, McLean	Olson, Mountrail	Williams
Fedje	Place	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Hall	Saumur
Biberdorf	Hewitt	Schantz
Cunningham	Hill	Schnell

Messrs.	Messrs.	Messrs.
Dalzell	Holey	Schauss
Downey	Holte	Shockman
Fitzgerald	McLarty	Traynor
Goodlaxon	Sand	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Anderson of Billings moved Senate Bill No. 192 be indefinitely postponed.

Which motion was lost.

Senate Bill No. 192. A Bill for an Act Amending and Re-enacting Section 47 of the 1913 Compiled Laws Relating to the Proposals for State Printing; Providing for the Printing of All Matters Coming Under Class 5 of State Printing; Providing for Each State Department or Office to Designate Newspaper or Job Printing Shop Where Class 5 Printing Shall Be Performed; Providing for State Printing Commission and State Printer to Determine and Fix Price and Cost Thereof and Repeal all Acts and Parts of Acts in Conflict Herewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 73; nays, 30; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Odegard
Anderson, Burke	Hall	Oglesby
Anderson, Sargent	Halverson	Olson, Mountrail
Anfinson	Hanson	Page
Bauer	Hewitt	Parkinson
Beggs	Hurd	Peterson, Bottineau
Biberdorf	Isaak	Randall
Bilden	Jensen	Ritter
Black	Johnson	Sand
Blaisdell	Kapaun	Savre
Born	Kubischta	Scholl
Borstad	Langford	Seibel
Brunsdale	Larson	Shurr
Brusseau	Levin	Smith
Burgum	Lohrbauer	Stray
Child	Marks	Symington
Dahl, Emmons	Morgan	Thoreson
Dahl, Traill	Morris	Treffry
Dalzell	McIlraith	Tuff
Dittmer	Mode	Urschel
Dullea	Muus	Wendland
Erickson, McLean	Niewoehner	Williams
Fjeld	Norheim	Wolf
Fitzgerald	O'Brien	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Downey	Moore
Anderson, Bowman	Fedje	Myers
Bailey, Eddy	Gessner	Olson, Hettinger
Bailey, Dunn	Godwin	Place
Bettenhausen	Goodlaxon	Schantz
Burke	Graham	Schauss
Caddell	Holey	Solberg
Clarke	Holthusen	Thompson
Cosgriff	Keidel	Traynor
Cunningham	Lavik	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bjerke	McLarty	Saumur
Erickson, McKenzie	Noben	Schnell
Hill	Peterson, Cass	Shockman
Holte		

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which Senate Bill No. 192 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved action be deferred on Senate Bill No. 198.

Which motion prevailed.

Mr. Schantz moved further consideration of Senate Bill No. 247 be indefinitely postponed.

Which motion prevailed.

Mr. Brunsdale moved the motion by which Senate Bill No. 247 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock, P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half (N½) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 81; nays, 0; absent and not voting, 32.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Muus
Aljets	Fitzgerald	Myers
Anderson, Bowman	Frosaker	Noben
Anderson, Burke	Gessner	Norheim
Anfinsen	Godwin	O'Brien
Bailey, Eddy	Goodlaxon	Oglesby
Beggs	Halverson	Olson, Hettinger
Bettenhausen	Hanson	Olson, Mountrail
Biberdorf	Hewitt	Page
Bilden	Holey	Randall
Bjerke	Holthusen	Ritter
Black	Holte	Saumur
Blaisdell	Isaak	Savre
Born	Jensen	Seibel
Brunadale	Johnson	Schauss
Brusseau	Kapaun	Shurr
Burke	Keidel	Smith
Caddell	Kubischta	Solberg
Child	Langford	Stray
Clarke	Larson	Symington
Cosgriff	Levin	Thoreson
Dahl, Emmons	Lohrbauer	Treffry
Dahl, Traill	Marks	Tuff
Downey	Moore	Twichell
Erickson, McKenzie	Morgan	Urschel
Erickson, McLean	McIlraith	Wolf
Fedje	Mode	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hall	Place
Bailey, Dunn	Hill	Sand
Bauer	Hurd	Schantz
Borstad	Lavik	Schnell
Burgum	Morris	Scholl
Cunningham	McLarty	Shockman
Dalzell	Niewoehner	Thompson
Dittmer	Odegard	Traynor
Dullea	Parkinson	Wendland
Gilbertson	Peterson, Bottineau	Williams
Graham	Peterson, Cass	

So the bill passed and the title was agreed to.

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

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, 82; nays, 10; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Halverson	Place
Bailey, Eddy	Hanson	Randall
Bailey, Dunn	Hewitt	Ritter
Bauer	Hill	Saumur
Beggs	Holey	Savre
Bettenhausen	Holthusen	Schantz
Biberdorf	Holte	Scholl
Bilden	Isaak	Seibel
Bjerke	Jensen	Schauss
Black	Johnson	Shurr
Blaisdell	Kapaun	Smith
Born	Keidel	Solberg
Borstad	Kubischta	Stray
Caddell	Langford	Symington
Child	Levin	Thoreson
Clarke	Lohrbauer	Traynor
Cosgriff	Moore	Treffry
Dahl, Emmons	Morgan	Tuff
Downe	Morris	Twichell
Erickson, McLean	Myers	Urschel
Fjeld	Niewoehner	Wendland
Fitzgerald	Noben	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Erickson, McKenzie	Peterson, Cass
Burgum	Muus	Thompson
Burke	Page	Wolf
Dahl, Traill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brusseau	Hurd	O'Brien
Cunningham	Larson	Parkinson
Dalzel	Lavik	Peterson, Bottineau
Dittmer	Marks	Sand
Dullea	McIlraith	Schnell
Fedje	McLarty	Shockman
Hall	Mode	Williams

So the bill passed and the title was agreed to.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties; Permitting Appointment of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict With the Provisions of This Act, and Declaring an Emergency.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties; Permitting Appointment of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict With the Provisions of This Act, and Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

Mr. Dahl of Emmons moved the vote by which House Bill No. 27 was lost, be reconsidered.

Which motion prevailed.

Mr. Dahl of Emmons moved the vote by which Senate Bill No. 107 was lost, be reconsidered.

Which motion prevailed.

Mr. Dahl of Emmons moved the rules be suspended and House Bill No. 27 be considered properly re-engrossed and placed on the calendar.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to inform you that the

Senate has concurred in the House amendment to Senate Bill No. 175.

And, Senate Bill No. 98.

And that the Senate does not concur in the House amendments to Senate Bill No. 88 and the President has appointed as a Conference Committee, to confer with a like Committee from the House, Senators Cain, Peterson and Bonzer.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 96 and transmit same herewith with the emergency clause attached, and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the report of the Conference Committee on Senate Bill No. 161 and the President has appointed as a new Conference Committee, Senators Ettestad, Young and Braaten.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the report of the Conference Committee on House Bill No. 107 and the President has appointed as a new Conference Committee, Senators Lind, Bonzer and Strehlow.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to request you to return House Bill No. 42 to the Senate.

Also, I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 56 and return the Bill herewith as amended by the Conference Committee.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 7, 1935.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining Its Powers and Duties; Permitting Appointments of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict With the Provisions of This Act, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

Also, return House Bill No. 42 as requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Twichell requested unanimous consent of the House to amend Senate Bill No. 289.

Which request was objected to.

Mr. Twichell moved to suspend House Rule No. 28.

Which motion prevailed.

Mr. Twichell moved to amend Senate Bill No. 289 as follows:

At the bottom of the bill insert the following:

"Emergency: An emergency is hereby declared to exist and this Act shall be in full force and effect from and after its passage and approval.

Which motion prevailed.

Mr. Twichell moved the rules be suspended and Senate Bill No. 289 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 185 be placed at the bottom of the calendar.

Which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 96 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 4, page 4, line 1, strike out "\$4,000,000.00" and insert "\$3,000,000.00."

In Section 4, page 4, line 3, strike out the word "four" and insert the word "three."

That Section 19 be added to Senate Bill No. 96 as follows:

"Section 19. 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 further recommend that we do concur in the House amendments.

For the Senate:

W. E. MATTHAEI,
S. S. McDONALD,
N. N. NELSON.

For the House:

O. C. OLSON,
P. LEVIN,
OLE B. STRAY.

Mr. Olson moved that the report be adopted, and the committee be discharged, which motion prevailed and the report was adopted.

Mr. Godwin moved the adoption of the Conference Committee report as to Senate Bill No. 96.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 96 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Mr. Child demanded a call of the House as to Senate Bill No. 96.

Which request was complied with.

All members were present except Representatives Godwin, Schnell and Shockman.

Mr. Twichell moved further consideration under the call of the House be dispensed with.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 62; nays, 49; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Peterson, Bottineau
Aljets	Godwin	Place

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hanson	Randall
Anderson, Burke	Hill	Ritter
Anderson, Sargent	Isaak	Sand
Anfinson	Jensen	Savre
Bailey, Dunn	Kubischta	Seibel
Bauer	Larson	Schantz
Beggs	Levin	Schauss
Bettenhausen	Marks	Scholl
Biberdorf	Morgan	Shurr
Bilden	McIlraith	Solberg
Bjerke	McLarty	Stray
Born	Myers	Thoreson
Borstad	Noben	Treffry
Brusseau	O'Brien	Tuff
Caddell	Odegard	Urschel
Child	Olson, Hettinger	Wendland
Dahl, Emmons	Olson, Mountrail	Wolf
Dahl, Traill	Page	Mr. Speaker
Erickson, McLean	Parkinson	

Those voting in the negative were:

Bailey, Eddy	Gessner	Lohrbauer
Black	Gilbertson	Moore
Blaisdell	Goodlaxon	Morris
Brunsdale	Graham	Mode
Burgum	Hall	Muus
Burke	Halverson	Niewoehner
Clarke	Hewitt	Norheim
Cosgriff	Holey	Oglesby
Cunningham	Holthusen	Peterson, Cass
Dalzell	Holte	Saumur
Dittmer	Hurd	Smith
Downey	Johnson	Symington
Dullea	Kapaun	Thompson
Erickson, McKenzie	Keidel	Traynor
Fjeld	Langford	Twichell
Fitzgerald	Lavik	Williams
Frosaker		

Absent and not voting:

Messrs.	Messrs.
Schnell	Shockman

So the bill passed and the title was agreed to.

Mr. Schantz: I wish to explain my vote and have my remarks recorded in the Journal.

I have observed that this House has consistently voted in favor of appropriation measures and has consistently opposed revenue measures. A few days ago we saw fit to pass a bill to transfer from the Hail Department so-called "surplus" funds to the rural school districts of the State. In the time of stress we tapped one of the few remaining resources of the State and before this emergency passes it is my opinion that we must tap again, therefore, we should repay the Hail Department. Normally I do not believe in com-

pulsory hail insurance, but under prevailing conditions it will not make the tax situation much worse and if, after two years, the measure is unsatisfactory, it may be repealed and some legislator will undoubtedly have the usual presence of mind to introduce a bill to cancel the unpaid taxes. I vote "aye" on the Bill.

Mr. O'Brien: I voted against this bill Tuesday because I was not convinced either as to its wisdom or necessity. I have not changed this opinion. However, in checking over the vote I note that practically all of the 58 members who voted for Senate Bill No. 96 are farmers, while at least half of those opposing it are businessmen or professional men. It is evident that a majority of the dirt-farmers of this legislature want this bill. This being so I will not further oppose it. I vote "aye."

Mr. Brunsdale moved the request of the Senate to return House Bill No. 42 be granted.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Marks moved to reconsider the vote by which Senate Bill No. 185 was indefinitely postponed.

Which motion prevailed.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to Senate Bill No. 88, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like Committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Noben, Bettenhausen and Scholl to serve on such Conference Committee.

Mr. Godwin moved that the Speaker appoint a Conference Committee of three, to confer with a like Committee from the Senate with reference to Senate Bill No. 161.

Which motion prevailed, and the speaker appointed Representatives Mode, Muus and Levin to serve on such Conference Committee.

Mr. Godwin moved the House do not recess until 8:00 P. M.

Which motion prevailed, and the House stood recessed.

SECOND READING OF SENATE BILLS

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers, Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 93; nays, 7; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Odegard
Aljets	Graham	Oglesby
Anderson, Sargent	Hall	Olson, Mountrail
Anfinson	Halverson	Page
Bailey, Eddy	Hanson	Parkinson
Bauer	Hewitt	Peterson, Bottineau
Beggs	Hill	Peterson, Cass
Bettenhausen	Holthusen	Place
Biberdorf	Holte	Randall
Bjerke	Isaak	Ritter
Black	Jensen	Saumur
Blaisdell	Johnson	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burke	Larson	Shurr
Clarke	Lavik	Smith
Cunningham	Levin	Solberg
Dahl, Traill	Lohrbauer	Stray
Dalzell	Moore	Symington
Dittmer	Morgan	Thompson
Dullea	Morris	Thoreson
Erickson, McKenzie	McIlraith	Traynor
Erickson, McLean	Mode	Treffry
Fedje	Muus	Tuff
Fjeld	Myers	Urschel
Frosaker	Niewoehner	Wendland
Gessner	Noben	Williams
Gilbertson	Norheim	Wolf
Godwin	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Fitzgerald	Marks
Dahl, Emmons	Holey	McLarty
Downey		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Child	Sand
Bailey, Dunn	Cosgriff	Schnell
Bilden	Hurd	Shockman
Burgum	Olson, Hettinger	Twichell
Caddell		

So the bill passed and the title was agreed to.

Mr. Noben asked unanimous consent of the House to amend Senate Bill No. 189.

Which request was objected to.

Pursuant to recess the House reconvened at 8:00 P. M., Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

HOUSE CONCURRENT RESOLUTION A-4

Also,

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Also,

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Also,

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

Also,

House Bill No. 72. A Bill for an Act Providing for the Investment of Trust Funds by Executors, Administrators and Guardians and the Procedure Required; and Declaring an Emergency.

Also,

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Also,

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages and Threshing Liens Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to Be Kept.

Also,

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof,

the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Also,

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Also,

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Special School Districts; Requiring Establishment of Polling Places for Each 5,000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Also,

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Also,

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

Also,

House Bill No. 355. A Bill for an Act Making an Appropriation for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly, and Appropriation for Deficit in the Printing Account of the Twenty-fourth Legislative Assembly, and Declaring an Emergency.

Also,

House Bill No. 325. A Bill for an Act Relating to the Distribution of the Motor Vehicle Registration Fund.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20, Session Laws of 1931 Relating to Game and Fish.

Also,

House Bill No. 212. A Bill for an Act Appropriating Five Thousand Dollars (\$5,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Also,

HOUSE CONCURRENT RESOLUTION "A-4"

Also,

HOUSE CONCURRENT RESOLUTION "A-11"

And the Speaker signed the same in the presence of the House.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

HOUSE CONCURRENT RESOLUTION A-19

Also,

House Bill No. 106. A Bill for An Act Providing and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalty; Repeal.

Also,

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant Registrar in Each County in the State. Disposition of the Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Counties of the State of North Dakota and Providing That All Acts or Parts of Acts in Conflict with the Provisions of This Act are Superseded by the Provisions Hereof.

Also,

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian, and Declaring an Emergency.

Also,

House Bill No. 183. A Bill for an Act to Repeal Sections 924, 925, 926, and 927 of the Compiled Laws for the Year 1913, as Section 927 is Amended by Chapter 213 of the Session Laws of 1923, and as Found in Section 927a1 and 927a2, Relating to Publicity Pamphlet and the Publication and Distribution Thereof.

Also,

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 852 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1, Chapter 150 of the Session Laws of 1915; Providing for a Primary Election to

Be Held on the Last Tuesday in June in Years in Which General Elections Occur; Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6 of the Initiated Measure Approved by the People June 30, 1926, Imposing a Tax Upon the Sale of Motor Vehicle Fuel, as Last Amended by Chapter 189 of the Session Laws of 1931, Providing for the Refund in Certain Cases of the Motor Vehicle Fuel Tax Paid and Procedure to Be Followed to Obtain Such Refund; Limiting Time Within Which Application for Refund May Be Made and Allowed; and Declaring an Emergency.

Which the Senate has indefinitely postponed.

Also,

I have the honor to request you to return House Bill No. 93 to the Senate.

Very respectfully,

F. E. TUNNELL,
Secretary.

Mr. Godwin moved the House comply with the request of the Senate to return House Bill No. 93.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 7, 1935.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate on Senate Bill No. 161, Representatives Mode, Muus and Levin.

Also appointed on Senate Bill No. 88, Representatives Noben, Bettenhausen and Scholl.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 212. A Bill for an Act Appropriating Five Thousand Dollars (\$5,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20, Session Laws of 1931 Relating to Game and Fish.

Also,

House Bill No. 325. A Bill for an Act Relating to the Distribution of the Motor Vehicle Registration Fund.

Also,

House Bill No. 355. A Bill for an Act Making an Appropriation for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly, and Appropriation for Deficit in the Printing Account of the Twenty-fourth Legislative Assembly, and Declaring an Emergency.

Also,

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

Also,

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Also,

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Also,

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in Special School Districts; Requiring Establishment of Polling Places for Each 5,000 Inhabitants; Providing for Appointment of Election Of-

officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Also,

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Also,

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages and Threshing Liens Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to Be Kept.

Also,

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Also,

House Bill No. 72. A Bill for an Act Providing for the

Investment of Trust Funds by Executors, Administrators and Guardians and the Procedure Required; and Declaring an Emergency.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

Also,

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Also,

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Also,

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

HOUSE CONCURRENT RESOLUTION A-4

Also,

HOUSE CONCURRENT RESOLUTION A-11

Which the Speaker has signed and your signature is respectfully requested.

Also transmit House Bill No. 93, which the Senate has requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining Its Powers and Duties; Permitting Appointments of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict With the Provisions of This Act, and Declaring an Emergency.

Which the President has signed.

Also,

I have the honor to transmit herewith the following bills:

Senate Bill No. 324. A Bill for an Act Authorizing and Empowering the Industrial Commission of the State of North Dakota to Take Such Action as May Be Proper and Necessary to Cooperate with the Emergency Conservation Work Projects of the Federal Government on State, County and Municipally owned Lands, Authorizing the Industrial Commission to Enter Into Such Contracts and Agreements as Are Permissible Under the State Constitution with Municipalities and Private Individuals for the Carrying on of Such Emergency Conservation Work Projects, Making it the Duty of Such Commission to Make a Report of its Proceedings Under This Act to the Next Legislative Assembly, and Declaring an Emergency.

Also,

Senate Bill No. 52. A Bill for an Act Creating a Board Known as the "North Dakota Commissioners of the Federated Cooperative Agricultural Association" and Providing for Cooperation With Other Surplus Producing States of the Union, Describing the Manner of Forming the Same, the Purposes Thereof, Making an Appropriation Therefor, and Declaring an Emergency.

Also,

Senate Bill No. 16. 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.

Also,

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 233 of the Session Laws of North Dakota for 1933, Relating to Annual, Regu-

lar and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings, and Declaring an Emergency.

Also,

Senate Bill No. 216. A Bill for an Act Amending and Re-enacting Section 16 of Chapter 196 of the Laws of North Dakota for the Year 1927, and Relating to the Execution, Registration, Certification and Delivery of Bonds Issued by a Municipality.

Also,

Senate Bill No. 229. A Bill for an Act Relating to Foreclosure of Mortgage or Other Lien Upon Real Estate Providing for Service of Summons in Actions to Foreclose Mortgage or Other Lien Upon Real Estate; Providing for Personal Service or Service by Publication; Specifying Manner in Which Unknown Defendants and Representatives of Deceased Defendants May Be Joined; Providing That Said Method Shall Be in Addition to Present Remedies.

Also,

Senate Bill No. 287. A Bill for an Act Authorizing the Workmen's Compensation Bureau to Carry Compensation Insurance on Employees on National Recovery Work Projects and to Calculate and Determine Rates on a State Wide Experience Basis.

Also,

Senate Bill No. 263. A Bill for an Act to Amend and Re-enact Sections 2350, 2412 and 2417 of the Compiled Laws of North Dakota of the Year 1913 Relating to the Military Code of the State of North Dakota; Defining Military Forces; Providing a Board of Armory Supervisors and Defining the Powers Thereof; Fixing the Pay and Allowances of Enlisted Men on Active Duty and Further Providing for the Appointment of an Assistant Adjutant General, His Powers and Duties; The Appointment of a Disbursing Officer, His Powers and Duties; Requiring Officers to Furnish Bonds; Providing Punishment for False Certificates or Returns and for the Misuse of Funds or Property; Providing that State and Municipal Officers and Employees Shall Not Lose Pay While on Duty; Giving Troops Power to Act Outside of Occupied Territory; Providing for the Service of Process of Military Courts; Providing that the Invalidation of a Portion of This Act Shall Not Invalidate the Remainder Thereof and Repealing Sections 2392, 2421, 2432b and 2434 of the Compiled Laws of North Dakota of the Year 1913 and Sections 2423a and 2442a of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 273. A Bill for an Act to Appropriate the

Sum of One Thousand Dollars (\$1,000.00) From Any Moneys in the State Highway Fund for the Purpose of Making a Preliminary Survey and Soundings for the Construction of a Bridge Across the Little Missouri River at or Near the Intersection of the Little Missouri River With the Trail Passing South of Independence and Crossing Section Twenty-nine (S. 29), Township One Hundred Forty-eight (T. 148), Range Ninety-one (R. 91) Dunn County, North Dakota, Approximately Six Miles Northwest of the Fort Berthold Bridge, Also Known as the Four Bears Bridge, Under the Provisions of Chapter Seventy-three (73) of the Laws of North Dakota for the year Nineteen Hundred Nineteen (1919) (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913) as Amended and Re-enacted by Chapter 161, Laws of 1927, as Amended and Re-enacted by Chapter 140 of the Laws of 1929, and Directing the State Highway Commissioner Forthwith to Designate Said Trail as a Feeder Road to State and Federal Highway No. 8, and to Forthwith Make Said Soundings and Survey, and Select a Bridge Site; and Directing Said Highway Commissioner Forthwith to Construct Such Bridge, and Do All Necessary Preliminary Acts Therein.

Also,

I have the honor to transmit herewith the following bills:

Senate Bill No. 281. A Bill for an Act Relating to the Incorporation of Mutual Aid Non-Profit Corporations, and Defining Their Purposes and Powers and Declaring an Emergency.

Also,

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Conservation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Also,

Senate Bill No. 310. A Bill for an Act Authorizing Counties, Cities, Villages, School Districts and Park Districts to Accept Devises, Bequests, Legacies and Gifts, Provided That the Title Thereto Shall Be Held in Trust; Regulating the Handling and Use of Such Property and its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made; and Declaring an Emergency.

Also,

Senate Bill No. 328. A Bill for an Act Authorizing the State Forester to Accept, Acquire or Lease Land for State

Forests and State Parks; Providing for the Management and Development Thereof and the Disposition of Income From Such Lands.

Also,

SENATE CONCURRENT RESOLUTION "A-e"

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Downey moved Senate Bill No. 195 be indefinitely postponed.

Which motion prevailed.

Mr. Traynor moved the vote by which Senate Bill No. 195 was indefinitely postponed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Noben moved Senate Bill No. 311 be indefinitely postponed.

Which motion was lost.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining Its Powers and Duties; Permitting Appointments of Executive Director; Hold Office at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict With the Provisions of This Act, and Declaring an Emergency.

Was delivered to the Governor for his approval at the hour of 9:30 o'clock, P. M., March 7, 1935.

VAL. P. WOLF,
Chairman.

SECOND READING OF SENATE BILLS

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Provide for the Conversion of Building and Loan Associations and Other Home Financing Organizations Into Fed-

eral Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 91; nays, 6; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Myers
Aljets	Godwin	Niewoehner
Anderson, Bowman	Goodlaxon	Noben
Anderson, Burke	Graham	Norheim
Anfinson	Hall	O'Brien
Bailey, Eddy	Halverson	Odegard
Bauer	Hanson	Oglesby
Beggs	Hewitt	Olson, Hettinger
Biberdorf	Hill	Page
Bilden	Holey	Peterson, Cass
Bjerke	Holthusen	Place
Black	Holte	Sand
Born	Isaak	Saumur
Borstad	Jensen	Satre
Brunsdale	Johnson	Schantz
Burgum	Kapaun	Scholl
Burke	Keidel	Shurr
Child	Kubischta	Smith
Clarke	Langford	Solberg
Cosgriff	Larson	Thompson
Dahl, Traill	Lavik	Thoreson
Dalzell	Levin	Traynor
Dittmer	Lohrbauer	Treffry
Downey	Marks	Tuff
Dullea	Moore	Twichell
Erickson, McKenzie	Morgan	Urschel
Fedje	Morris	Wendland
Fjeld	McIlraith	Williams
Fitzgerald	McLarty	Wolf
Gessner	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Peterson, Bottineau	Seibel
Bailey, Dunn	Randall	Stray
Brusseau		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Frosaker	Ritter
Blaisdell	Hurd	Schnell
Caddell	Mode	Schauss

Messrs.	Messrs.	Messrs.
Cunningham	Olson, Mountrail	Shockman
Dahl, Emmons	Parkinson	Symington
Erickson, McLean		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Morris moved that the vote by which Senate Bill No. 311 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 290. A Bill for an Act Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Liability Insurance on Dogs; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 35; nays, 63, absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Burgum	Hewitt	Randall
Clarke	Holthusen	Saumur
Cosgriff	Holte	Savre
Dalzell	Langford	Smith
Downey	Moore	Solberg
Dullea	Morgan	Thompson
Fjeld	McLarty	Traynor
Fitzgerald	Norheim	Twichell
Gessner	Odegard	Urschel
Graham	Oglesby	Wendland
Hall	Page	Williams
Halverson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Dahl, Emmons	McIlraith
Aljets	Dahl, Traill	Muus
Anderson, Bowman	Erickson, McKenzie	Myers
Anderson, Burke	Erickson, McLean	Niewoehner
Anderson, Sargent	Fedje	O'Brien

Messrs.	Messrs.	Messrs.
Anfinson	Gilbertson	Olson, Hettinger
Bailey, Eddy	Godwin	Peterson, Bottineau
Bailey, Dunn	Goodlaxon	Peterson, Cass
Bauer	Hill	Place
Beggs	Holey	Sand
Biberdorf	Isaak	Schantz
Bilden	Jensen	Scholl
Bjerke	Johnson	Seibel
Black	Kapaun	Schauss
Born	Kubischta	Shurr
Brunsdale	Larson	Stray
Brusseau	Lavik	Thoreson
Burke	Levin	Treffry
Caddell	Lohrbauer	Tuff
Child	Marks	Wolf
Cunningham	Morris	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Hanson	Parkinson
Blaisdell	Hurd	Ritter
Borstad	Mode	Schnell
Dittmer	Noben	Shockman
Frosaker	Olson, Mountrail	Symington

Passed:

Messrs.
Keidel

So he bill was lost.

Mr. Moore moved that the vote by which Senate Bill No. 290 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Sections 8320a13, 8320a14, 8320a19, 8320a20 and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 82; nays, 18; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	Niewoehner
Anderson, Sargent	Godwin	Noben
Anfinson	Goodlaxon	Norheim
Bailey, Eddy	Graham	O'Brien

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Hall	Odegard
Bauer	Halverson	Olson, Hettinger
Bilden	Hewitt	Page
Black	Hill	Parkinson
Born	Holey	Peterson, Bottineau
Borstad	Holte	Peterson, Cass
Brunsdale	Hurd	Sand
Brusseau	Jensen	Saumur
Burgum	Johnson	Savre
Burke	Kapaun	Schantz
Caddell	Keidel	Scholl
Child	Kubischta	Schauss
Clarke	Langford	Shurr
Cosgriff	Lavik	Smith
Cunningham	Levin	Solberg
Dahl, Traill	Lohrbauer	Thompson
Dalzell	Moore	Thoreson
Dittmer	Morgan	Treffry
Downey	Morris	Tuff
Dullea	McIlraith	Urschel
Erickson, McKenzie	McLarty	Williams
Fedje	Muus	Wolf
Fjeld	Myers	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Olson, Mountrail
Anderson, Bowman	Hanson	Place
Anderson, Burke	Isaak	Randall
Beggs	Larson	Seibel
Biberdorf	Marks	Stray
Bjerke	Oglesby	Wendland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Holthusen	Shockman
Blaisdell	Mode	Symington
Dahl, Emmons	Ritter	Traynor
Frosaker	Schnell	Twichell
Gilbertson		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Smith moved that the vote by which Senate Bill No. 226 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Speaker called Mr. Dahl of Emmons to the chair.

Mr. Twichell requested unanimous consent of the House to amend Senate Bill No. 23.

Mr. Fedje offered a substitute motion that Mr. Twichell's request to amend be laid on the table.

Which motion was lost.

Mr. Twichell was granted permission to offer an amendment to the bill.

Mr. Twichell moved to amend Senate Bill No. 23 as follows:

Insert at the top of the bill, "Introduced by Representatives Godwin, Scholl and Senators Cain, Peterson, Thatcher and Young."

Which motion prevailed.

Mr. Traynor moved the rules be suspended and Senate Bill No. 23 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 23. A Bill for an Act Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

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, 86; nays, 18; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fjeld	Muus
Anderson, Burke	Fitzgerald	Myers
Anderson, Sargent	Frosaker	Niewoehner
Anfinson	Gessner	Noben
Bailey, Eddy	Gilbertson	Norheim
Bailey, Dunn	Godwin	O'Brien
Bauer	Goodlaxon	Odegard
Beggs	Graham	Oglesby
Biberdorf	Hall	Page
Bilden	Halverson	Parkinson
Bjerke	Hewitt	Peterson, Cass
Black	Hill	Place

Messrs.	Messrs.	Messrs.
Blaisdell	Holthusen	Saumur
Born	Holte	Savre
Borstad	Hurd	Schantz
Brunsdale	Jensen	Scholl
Brusseau	Johnson	Seibel
Burgum	Kapaun	Shurr
Burke	Keidel	Smith
Caddell	Kubischta	Solberg
Clarke	Langford	Symington
Cosgriff	Lavik	Thompson
Dahl, Traill	Levin	Thoreson
Dalzell	Marks	Traynor
Dittmer	Moore	Twichell
Downey	Morgan	Urschel
Dullea	Morris	Wendland
Erickson, McKenzie	McIlraith	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Holey	Peterson, Bottineau
Anderson, Bowman	Isaak	Ritter
Bettenhausen	Larson	Stray
Dahl, Emmons	McLarty	Treffry
Erickson, McLean	Mode	Tuff
Fedje	Olson, Hettinger	Williams
Hanson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Child	Randall	Schauss
Cunningham	Sand	Shockman
Lohrbauer	Schnell	Mr. Speaker
Olson, Mountrail		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Brunsdale moved that the vote by which Senate Bill No. 23 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 7, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department,

the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock, P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half ($N\frac{1}{2}$) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Also,

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in

Federal Savings and Loan Insurance Corporation and to Provide for the Conversion of Building and Loan Associations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations, and Declaring an Emergency.

Also,

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers, Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Which the House has amended.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 192. A Bill for an Act Amending and Re-enacting Section 47 of the 1913 Compiled Laws Relating to the Proposals for State Printing; Providing for the Printing of All Matters Coming Under Class 5 of State Printing; Providing for Each State Department or Office to Designate Newspaper or Job Printing Shop Where Class 5 Printing Shall Be Performed; Providing for State Printing Commission and State Printer to Determine and Fix Price and Cost Thereof and Repeal all Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Sections 8320a13, 8320a14, 8320a19, 8320a20 and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Which the House has passed unchanged.

Also return:

Senate Bill No. 136. A Bill for an Act Amending Sections 2889b4, 2889b5 and 2889b6 Supplement to the Compiled Laws of 1913, Relating to Food and Drugs, and Known as the North Dakota Food and Drugs Act.

Also,

Senate Bill No. 247. A Bill for an Act Providing for the Disposition of Liquor and for the Applying of the Proceeds Thereof to the General Fund of the County Where Such Liquor was Seized or is Held, and Declaring an Emergency.

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd Day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Also,

Senate Bill No. 231. A Bill for an Act Amending and Re-enacting Sections 1495, and 1526 of the Compiled Laws of the State of North Dakota for the Year 1913, and Amending and Re-enacting Sections 1518, 1521 and 1523, of the Compiled Laws of the State of North Dakota for the Year 1919 as Amended by Chapter 161 of the Session Laws of the State of North Dakota for the Year 1919, Relating to and Modifying the Provisions of the Teachers' Insurance and Retirement Fund, and Repealing Section 1522 of the Compiled Laws of the State of North Dakota for the Year 1913.

Also,

Senate Bill No. 290. A Bill for an Act Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Liability Insurance on Dogs; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Which the House has indefinitely postponed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

The Speaker resumed the chair.

SECOND READING OF SENATE BILLS

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

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, 103; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Noben
Aljets	Gessner	Norheim
Anderson, Bowman	Godwin	Odegard
Anderson, Burke	Goodlaxon	Oglesby
Anderson, Sargent	Graham	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Page
Bauer	Hanson	Parkinson
Beggs	Hewitt	Peterson, Bottineau
Bettenhausen	Hill	Peterson, Cass
Biberdorf	Holey	Place
Bilden	Holthusen	Randall
Bjerke	Holte	Ritter
Black	Hurd	Sand
Blaisdell	Isaak	Saumur
Born	Jensen	Savre
Borstad	Johnson	Schantz
Brunsdale	Kapaun	Scholl
Brusseau	Keidel	Seibel
Burke	Kubischta	Schauss
Caddell	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cosgriff	Levin	Stray
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thompson
Dahl, Trail	Moore	Thoreson
Dalzell	Morgan	Traynor
Dittmer	McIlraith	Treffry
Downey	McLarty	Tuff
Dullea	Mode	Urschel
Erickson, McKenzie	Muus	Wendland

Messrs. Erickson, McLean Fedje Fitzgerald	Messrs. Myers Niewoehner	Messrs. Williams Wolf
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Those voting in the negative were:

Messrs. Burgum Fjeld	Messrs. Gilbertson	Messrs. Morris
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Absent and not voting:

Messrs. Bailey, Dunn O'Brien	Messrs. Schnell Shockman	Messrs. Twichell Mr. Speaker
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So the bill passed and the title was agreed to.

Mr. Page moved that the vote by which Senate Bill No. 164 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Brunsdale asked unanimous consent of the House to amend Senate Bill No. 18.

Which request was granted.

Mr. Brunsdale moved to amend the bill as follows:

In line two of the title, insert after the word "repairs" the words "providing for an infirmary with the fixtures therefor."

Also, in the House Journal of March 5th, page 58, in the line commencing "In line 33," strike out the figures "\$338,111.20," inserting in lieu thereof the figures "\$285,106.20."

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and Senate Bill No. 18 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 101; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Goodlaxon	Olson, Hettinger
Anderson, Sargent	Graham	Olson, Mountrail
Anfinson	Hall	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hewitt	Peterson, Bottineau
Bauer	Hill	Peterson, Cass
Beggs	Holey	Place
Bettenhausen	Holthusen	Randall
Biberdorf	Holte	Ritter
Bilden	Hurd	Sand
Black	Isaak	Saumur
Blaisdell	Johnson	Savre
Born	Kapaun	Schantz
Borstad	Keidel	Scholl
Brunsdale	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shurr
Burke	Lavik	Smith
Child	Levin	Solberg
Clarke	Lohrbauer	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thompson
Dahl, Emmons	Morris	Thoreson
Dahl, Traill	McIlraith	Traynor
Dittmer	Mode	Treffry
Downey	Muus	Urschel
Dullea	Myers	Wendland
Erickson, McKenzie	Niewoehner	Williams
Fedje	Noben	Wolf
Fjeld	Norheim	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bjerke	Hanson	Tuff
Erickson, McLean	Marks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Caddell	Jensen	Shockman
Dalzell	McLarty	Twichell
Frosaker	Schnell	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Attorney General to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and

Qualifications of Such Police; Amending Chapter 102 of the Session Laws of North Dakota for the Year 1933 Relating to Bureau of Criminal Identification; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 48; nays, 59; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Odegard
Aljets	Fedje	Olson, Hettinger
Anderson, Bowman	Fjeld	Parkinson
Anderson, Sargent	Fitzgerald	Place
Bauer	Goodlaxon	Ritter
Beggs	Hill	Savre
Bettenhausen	Holthusen	Schantz
Biberdorf	Isaak	Scholl
Bilden	Jensen	Seibel
Bjerke	Kubischta	Schauss
Born	Marks	Solberg
Borstad	Morgan	Thoreson
Caddell	McLarty	Treffry
Child	Mode	Tuff
Dahl, Emmons	Myers	Wolf
Dittmer	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Gilbertson	Muus
Anfinson	Godwin	Niewoehner
Bailey, Eddy	Graham	Norheim
Bailey, Dunn	Hall	O'Brien
Black	Halverson	Oglesby
Blaisdell	Hanson	Olson, Mountrail
Brunsdale	Hewitt	Page
Brusseau	Holey	Peterson, Cass
Burgum	Hurd	Randall
Burke	Johnson	Sand
Clarke	Kapaun	Smith
Cosgriff	Keidel	Stray
Cunningham	Langford	Symington
Dahl, Traill	Larson	Thompson
Dalzell	Lavik	Traynor
Downey	Levin	Twichell
Dullea	Lohrbauer	Urschel
Erickson, McKenzie	Moore	Wendland
Frosaker	Morris	Williams
Gessner	McIlraith	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Holte	Saumur	Shockman
Peterson,Bottineau	Schnell	Shurr

So the bill was lost.

Mr. Godwin voted "no" for the purpose of reconsideration.

Mr. Williams: The fellows that have done the hollering here tonight for a road patrol are the boys that voted hard liquor in last night. They want to protect their women and children from getting run over. I vote "no."

Mr. Godwin demanded a roll call of the House.

Which request was granted.

All members were present except Representatives Anderson of Billings and Scholl.

Mr. Burgum moved to dispense with further consideration under the call of the House.

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

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, 56; nays, 55; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Place
Aljets	Fedje	Randall
Anderson,Bowman	Godwin	Ritter
Anderson, Burke	Goodlaxon	Sand
Anderson, Sargent	Hill	Savre
Anfinson	Larson	Scholl
Bailey, Dunn	Marks	Seibel
Bauer	Morgan	Schauss
Beggs	McLarty	Shurr
Bettenhausen	Mode	Solberg
Biberdorf	Myers	Stray
Bilden	Niewoehner	Thoreson
Bjerke	Noben	Treffry
Borstad	Odegard	Tuff

Messrs.	Messrs.	Messrs.
Brusseau	Olson, Hettinger	Urschel
Caddell	Olson, Mountrail	Williams
Child	Parkinson	Wolf
Dahl, Emmons	Peterson, Bottineau	Mr. Speaker
Dahl, Traill		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gilbertson	Lohrbauer
Black	Graham	Moore
Blaisdell	Hall	Morris
Born	Halverson	McIlraith
Brunsdale	Hanson	Muus
Burgum	Hewitt	Norheim
Burke	Holey	O'Brien
Clarke	Holthusen	Oglesby
Cosgriff	Holte	Page
Cunningham	Hurd	Peterson, Cass
Dalzell	Isaak	Saumur
Dittmer	Jensen	Schantz
Downey	Johnson	Smith
Dullea	Kapaun	Symington
Erickson, McKenzie	Keidel	Thompson
Fjeld	Kubischta	Traynor
Fitzgerald	Langford	Twichell
Frosaker	Lavik	Wendland
Gessner	Levin	

Absent and not voting:

Messrs.	Messrs.
Schnell	Shockman

So the bill was lost.

Mr. Downey moved that the vote by which Senate Bill No. 29 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Mr. Burke: I was in favor of this bill as it was originally drawn, but the whole purpose of the bill, I believe, has been destroyed by the amendments which have been added to it, and I therefore vote "No."

Mr. Holey: I wish to state I vote "No" for this reason: I don't want to be herded or dictated to by anyone. I want to vote to the best of my convictions. I vote "No."

Mr. Noben moved the remarks of Mr. Twichell with reference to the vote on Senate Bill No. 29 be stricken from the Journal.

Which motion prevailed.

Mr. Schantz moved Senate Bill No. 235 be indefinitely postponed.

Which motion prevailed.

Mr. Traynor moved the vote by which Senate Bill No. 235 was indefinitely postponed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were granted to the following:

Clifton Odegard, Buxton, N. D.; Mr. Joe Miller, Mott, N. D.; Edwin Docter, Wishek, N. D.; Adolph Gall, Wishek, N. D.; Ottila Wisser, Wishek, N. D.; August Wisser, Burnstad, N. D.; Erna Ritter, Burnstad, N. D.; Julius Ritter, Burnstad, N. D.; Theodore Neff, Picardville, N. D.; Edwin Neff, Picardville, N. D.; Rudolph Raber, Hebron, N. D.; Herman Roffdar, Hebron, N. D.; Pat Barton, Minot, N. D.; Adolf Schaible, Wishek, N. D.; Reynold Schaible, Wishek, N. D.; A. M. Thompson, Cogswell, N. D.; Mrs. C. P. Ritter, Burnstad, N. D.; B. J. Berreht, Denhoff, N. D.; R. Barron, Denhoff, N. D.; Mrs. Noben, Golden Valley, N. D.; Mrs. Parkinson, Willow City, N. D.; Mrs. J. C. Hanson, Oberon, N. D.; Mrs. Thorn Randall, Knox, N. D.; Anton Sill, Bremer, N. D.; Joseph T. Allmenas, New Rockford, N. D.; Louis Reidesel, Cathay, N. D.; Neal Sterns, Bismarck, N. D.; T. E. Fitzremark, Bismarck, N. D.; Mrs. T. E. Fitzremark, Bismarck, N. D.; Jean Husband, Bismarck, N. D.; W. C. Husband, Harlowton, Mont.; Mike Kempf, Ashley, N. D.; A. C. Pagenkoph, Dickinson, N. D.; C. W. Voracek, Bismarck, N. D.

FIFTY-NINTH DAY

House of Representatives,
Bismarck, North Dakota,
March 7, 1935.

At 8:00 P. M. the House re-convened, Speaker Crockett presiding.

Mr. Dahl of Emmons asked unanimous consent of the House to amend Senate Bill No. 1.

Which request was denied.

Mr. Brunsdale moved Senate Bill No. 1 be returned to General Orders.

Which motion was lost.

SECOND READING OF SENATE BILLS

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 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 second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 32; nays, 26; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	McLarty
Aljets	Fjeld	Muus
Anderson, Bowman	Fitzgerald	Niewoehner
Anderson, Burke	Frosaker	Noben
Anderson, Sargent	Gessner	Norheim
Anfinson	Gilbertson	O'Brien

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Godwin	Oglesby
Bailey, Dunn	Goodlaxon	Page
Bauer	Graham	Parkinson
Bettenhausen	Hall	Peterson, Cass
Biberdorf	Halverson	Ritter
Black	Hill	Sand
Blaisdell	Holey	Saumur
Born	Holthusen	Schantz
Borstad	Holte	Scholl
Brusseau	Hurd	Seibel
Burke	Johnson	Schauss
Caddell	Kapaun	Shurr
Child	Keidel	Smith
Clarke	Langford	Solberg
Cosgriff	Larson	Thompson
Cunningham	Lavik	Thoreson
Dalzell	Levin	Traynor
Downey	Moore	Twichell
Dullea	Morgan	Urschel
Erickson, McKenzie	Morris	Wendland
Erickson, McLean	McIlraith	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Isaak	Peterson, Bottineau
Bilden	Jensen	Place
Bjerke	Kubischta	Randall
Brunsdale	Marks	Savre
Burgum	Mode	Stray
Dahl, Emmons	Myers	Treffry
Dahl, Traill	Odegard	Tuff
Dittmer	Olson, Hettinger	Williams
Hanson	Olson, Mountrail	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hewitt	Schnell	Symington
Lohrbauer	Shockman	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Schauss voted "aye" for the purpose of reconsideration.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee, on House Bill No. 27, Senators Gronvold, Watt and Stucke..

And as a Conference Committee on House Bill No. 58, the President has appointed, Senators Coffey, Fredrickson and Lemke.

And a new Conference Committee on House Bill No. 217, Senators Lynn, Nelson of Grand Forks, and Greene of Stutsman.

Also:

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 38.

And has also, adopted the report of this Conference Committee on House Bill No. 60.

Very respectfully,

F. E. TUNELL,
Secretary.

Also:

Mr. Speaker: I have the honor to transmit herewith Senate Bill No. 138.

Which the President has signed and your signature is respectfully requested.

Also return: House Bill Nos. 212, 323, 325, 355, 76, 40, 213, 30, 262, 172, 258, 86, 276, 313, 256, 72, 95, 60, 54, 56.

HOUSE CONCURRENT RESOLUTION "A-11"

HOUSE CONCURRENT RESOLUTION "A-4"

Which the President has signed.

Also:

Senate Chamber,
Bismarck, North Dakota,
March 7, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 164. A Bill for an Act Creating Official Board to Be Known as "North Dakota Poultry Improvement Board" for the Purpose of Improving Poultry Breeding, Control and Eradication of Communicable Poultry Diseases, Authorizing Board to Formulate Plans, to Prescribe, Adopt and Enforce Rules and Regulations for Inspection, Testing and Certifying Poultry Hatcheries and Poultry Breeding Flocks for Breed Improvement in Accordance With Federal Regulations, Authorizing State Livestock Sanitary Board to Prescribe, Adopt and Enforce Rules and Regulations Testing, Approving, and Passing, as Free From Certain Diseases, Poultry Breeding Flocks, Prescribing License Fees and Fees for Service, Providing for Funds to Administer and Enforce This Act, and Fixing Penalties for Violations.

Also,

House Bill No. 314. A Bill for an Act Relating to the Granting of Relief in Certain Cases From Inequitable Fore-

closure of Mortgages on Real Estate and Execution Sales of Real Estate; for Postponing Certain Sales and for Extending the Periods of Redemption From Certain Others; and Relating to the Jurisdiction and Procedure for Such Relief and for the Right to Possession During the Extended Period, and for Extending the Expiration of Certain Periods of Redemption.

Which the Senate has indefinitely postponed.

Also, return:

House Bill No. 277. A Bill for an Act to Amend and Re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913 as Amended by Chapter 64, Session Laws of 1915, Prohibiting the Sale of Purebred Cattle or Cattle Represented to Be Purebred, for any Other Purpose Except Slaughter, Unless Accompanied by a Certificate of Health, and Providing a Penalty Therefor.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved the following bills be placed on the calendar in the order named: Senate Bill Nos. 313, 294, 69, 158, 198, 280, 150 and 185.

Which motion prevailed.

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 95; nays, 5; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Noben
Aljets	Gessner	Norheim
Anderson, Bowman	Gilbertson	O'Brien
Anderson, Burke	Godwin	Odegard

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Hettinger
Bailey, Eddy	Hall	Olson, Mountrail
Bauer	Hanson	Page
Beggs	Hill	Parkinson
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holthusen	Place
Bilden	Holte	Randall
Black	Hurd	Savre
Blaisdell	Jensen	Schantz
Born	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burke	Langford	Shurr
Caddell	Larson	Solberg
Child	Lavik	Stray
Clarke	Levin	Symington
Cosgriff	Lohrbauer	Thompson
Dahl, Emmons	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Dittmer	Morris	Tuff
Downey	McIlraith	Urschel
Dullea	McLarty	Wendland
Erickson, McKenzie	Mode	Williams
Erickson, McLean	Myers	Wolf
Fedje	Niewoehner	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Burgum	Fjeld	Johnson
Cunningham	Halverson	Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Muus	Saumur
Bjerke	Peterson, Bottineau	Schnell
Borstad	Ritter	Shockman
Hewitt	Sand	Twichell
Isaak		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Godwin moved that the vote by which Senate Bill No. 313 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Solberg: I still think the same of the sales tax as I did two years ago. It is abominable. It is a tax on misery to support misery, but because it seems to be the best thing that the best intelligence of all political parties can bring before the House, and because it is the one measure that can keep our schools open, I vote "aye."

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 83; nays, 21; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Olson, Hettinger
Aljets	Goodlaxon	Olson, Mountrail
Anderson, Bowman	Graham	Page
Anderson, Burke	Hanson	Parkinson
Anderson, Sargent	Hill	Peterson, Cass
Anfinson	Holey	Place
Bailey, Eddy	Holte	Randall
Bailey, Dunn	Hurd	Ritter
Bauer	Isaak	Sand
Beggs	Jensen	Saumur
Bettenhausen	Kapaun	Savre
Biberdorf	Kubischta	Scholl
Bjerke	Langford	Seibel
Black	Larson	Schauss
Borstad	Lavik	Shurr
Brusseau	Levin	Smith
Burke	Marks	Solberg
Caddell	Moore	Stray
Child	Morgan	Symington
Clarke	Morris	Thoreson
Dahl, Emmons	McIlraith	Treffry
Dalzell	McLarty	Tuff
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker	O'Brien	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Downey	Keidel
Brunsdale	Dullea	Norheim
Burgum	Gessner	Odegard
Cosgriff	Gilbertson	Oglesby
Cunningham	Hall	Schantz
Dahl, Traill	Halverson	Traynor
Dittmer	Johnson	Twichell

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Holthusen	Schnell
Blaisdell	Lohrbauer	Shockman
Hewitt	Peterson, Bottineau	Thompson

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Hill moved that the vote by which Senate Bill No. 294 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Schantz: This bill if passed, will lose more revenue than it will produce, for the reason that by raising the income tax rates on the income of North Dakota citizens you only force those having larger incomes to leave our state. It has been done before and North Dakota lost much revenue, if you increase the rates, more of our wealthier citizens will become residents of other states. Reasonable income tax rates will eventually produce more revenue than extreme higher rates. For that reason I vote "no" on the bill.

Mr. Traynor: The reasons given by Mr. Schantz are exactly the same reasons given by me in voting "no."

SECOND READING OF SENATE BILLS

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Article IV, Sections 1151, 1155, 1158, and Article V, Sections 1160 and 1162 of the Compiled Laws of North Dakota, 1913, Providing the Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Also Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

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, 30; nays, 77; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McKenzie	Oglesby
Beggs	Erickson, McLean	Sand
Biberdorf	Fjeld	Seibel
Bilden	Goodlaxon	Schauss
Bjerke	Hill	Shurr
Brunsdale	Holthusen	Solberg
Brusseau	Keidel	Thoreson
Burgum	Lavik	Tuff
Caddell	Myers	Wolf
Clarke	Niewoehner	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Noben
Aljets	Godwin	Norheim
Anderson, Burke	Graham	O'Brien
Anderson, Sargent	Hall	Odegard
Anfinson	Halverson	Olson, Hettinger
Bailey, Eddy	Hanson	Olson, Mountrail
Bailey, Dunn	Holey	Page
Bauer	Holte	Peterson, Bottineau
Bettenhausen	Hurd	Peterson, Cass
Black	Isaak	Place
Blaisdell	Jensen	Randall
Born	Johnson	Ritter
Burke	Kapaun	Saumur
Child	Kubischta	Savre
Cosgriff	Langford	Schantz
Cunningham	Larson	Smith
Dahl, Emmons	Levin	Stray
Dahl, Traill	Lohrbauer	Symington
Dalzell	Marks	Thompson
Dittmer	Moore	Traynor
Downey	Morgan	Treffry
Dullea	Morris	Twichell
Fedje	McIlraith	Urschel
Fitzgerald	McLarty	Wendland
Frosaker	Mode	Williams
Gessner	Muus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Borstad	Parkinson	Scholl
Hewitt	Schnell	Shockman

So the bill was lost.

Mr. Odegard moved that the vote by which Senate Bill No. 69 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Dahl of Emmons: This is one of those bills that came

in here for no good reason, and is absolutely valueless to anybody. For that reason I vote "no."

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

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, 63; nays, 45; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Odegard
Aljets	Fitzgerald	Olson, Hettinger
Anderson, Bowman	Gessner	Olson, Mountrail
Anderson, Burke	Gilbertson	Place
Anderson, Sargent	Godwin	Randall
Bailey, Dunn	Graham	Ritter
Bauer	Hall	Sand
Bilden	Halverson	Savre
Bjerke	Hanson	Schantz
Black	Hurd	Seibel
Borstad	Larson	Schauss
Brunsdale	Lavik	Shurr
Brusseau	Marks	Solberg
Burgum	Moore	Thoreson
Caddell	Morgan	Treffry
Child	Morris	Tuff
Clarke	Mode	Wendland
Dahl, Traill	Muus	Williams
Downey	Myers	Wolf
Dullea	Noben	Mr. Speaker
Erickson, McKenzie	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anfinson	Goodlaxon	Niewoehner
Bailey, Eddy	Holey	O'Brien
Beggs	Holthusen	Oglesby
Bettenhausen	Holte	Page
Biberdorf	Isaak	Peterson, Bottineau
Blaisdell	Jensen	Peterson, Cass
Born	Johnson	Saumur
Burke	Kapaun	Scholl
Cosgriff	Keidel	Smith
Cunningham	Kubischta	Stray
Dahl, Emmons	Langford	Symington
Dalzell	Levin	Thompson
Dittmer	Lohrbauer	Traynor
Erickson, McLean	McIlraith	Twichell
Fedje	McLarty	Urschel
Frosaker		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hewitt	Parkinson	Shockman
Hill	Schnell	

So the bill passed and the title was agreed to.

Mr. Bilden 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.

Mr. Beggs: It seems to me that it is a sorry day for the boys and girls of our rural communities when they are denied the customary and correct facilities of education. As long as we pamper and support such institutions that make such conditions necessary this institution will continue to grow worse and worse. Therefore, I vote "no."

Mr. Bettenhausen: We have five normal schools, and we have the A. C. and the University. I think that is enough for anybody. I don't believe in this correspondence course. I vote "no."

Mr. Burke: The records of the correspondence schools now in existence show not over five per cent of the people who enroll in those schools complete their courses. Therefore, I vote "no."

Mr. Clarke: I feel that I should vote against this bill as I am sure that it is visionary and impractical. My teaching experience leads me to believe that High School students are too immature for a correspondence course. They need the almost constant attention of a trained High School teacher.

I feel that we are asking our state to grant credit to these young people who will have less knowledge than is required of our regular High School students; but I am willing to try it for two years, in the hope that it may help some poor boy or girl. I vote "aye."

Mr. Dahl of Emmons: I was for this bill up until this morning when we finished the appropriations for the University and we ran across so many thousand dollars for courses at the University; and if we have to have a University and Agricultural College and five normal schools scattered widely around the state which are costing the taxpayers thousands of dollars to maintain, I don't think there is any reason for trying to make the boys and girls learn by correspondence. Therefore I vote "no."

Mr. Downey: Having faith in the local public school teachers of the state, and as this bill provides that the students must study their correspondence lessons under the supervision of their local public school teachers, I vote "aye."

Mr. Godwin: I vote "aye" on this bill because I believe as long as this body can sit here and appropriate money to

sustain the five normal schools of the state of North Dakota while states of four times the population can get by with one, we certainly can't withhold from the people who are not able to attend those institutions the learning which they seek, if their ambition directs them to an attempt at education. Therefore, I vote "aye."

Mr. Holey: I am very much interested in education, but as far as to correspondence courses in this state and with reference to the University at Grand Forks, I can see no need in duplication. Therefore I vote "no."

Mr. Myers: This bill has been asked for by the Farmers' Union and several other organizations over the state, to give the children that are financially unable to attend high school the ability to secure an education. But as practically every other bill that has been introduced in this House to benefit the people of this state has been killed, I vote "aye."

Mr. Niewoehner: I consider this plan an unworkable and impractical duplication. Therefore, I vote "no."

Mr. Solberg: For the reason that any other correspondence course that might be offered would be paid for by the child, and no matter how poor a correspondence school education might be, it is better than no education at all. I vote "aye."

Mr. Thoreson: I vote "aye" on this bill because I feel it will be of some help to the boy or girl out in the country who can't afford to go to an institution of higher learning. I vote "aye."

Mr. Burke requested unanimous consent of the House to permit him to move to amend Senate Bill No. 322.

Mr. Twichell as a substitute motion moved the House defer action on Senate Bill No. 322 until tomorrow, Friday, March 8th.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 311.

Also,

Senate Bill No. 123.

Also,

Senate Bill No. 269.

Also the Senate has adopted the report of the Conference Committee on,

House Bill No. 58.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 18.

Also,

Senate Bill No. 23.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 48; nays, 50; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McKenzie	Odegard
Anderson, Burke	Fedje	Oglesby
Anderson, Sargent	Fitzgerald	Olson, Mountrail
Bailey, Dunn	Frosaker	Place
Biberdorf	Godwin	Sand
Bjerke	Graham	Savre
Black	Halverson	Schantz
Blaisdell	Hanson	Seibel
Borstad	Hill	Schauss
Brusseau	Holey	Solberg
Burgum	Kapaun	Thoreson
Burke	Keidel	Treffry
Caddell	Langford	Tuff
Child	Marks	Wendland
Clarke	Muus	Wolf
Dahl, Emmons	Noben	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Hall	Norheim
Aljets	Holthusen	O'Brien
Anfinson	Holte	Page
Bailey, Eddy	Hurd	Peterson, Bottineau
Bauer	Isaak	Peterson, Cass
Bettenhausen	Johnson	Randall
Born	Kubischta	Ritter
Brunsdale	Larson	Saumur
Cosgriff	Lavik	Scholl
Cunningham	Levin	Smith
Dahl, Traill	Lohrbauer	Stray
Dalzell	Moore	Symington

Messrs.	Messrs.	Messrs.
Downey	Morris	Thompson
Dullea	McIlraith	Traynor
Gessner	McLarty	Twichell
Gilbertson	Mode	Urschel
Goodlaxon	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Hewitt	Parkinson
Bilden	Jensen	Schnell
Dittmer	Morgan	Shockman
Erickson, McLean	Myers	Shurr
Fjeld	Olson, Hettinger	Williams

So the bill was lost.

Mr. Aljets moved that the vote by which Senate Bill No. 198 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Schantz: I feel no man should work twelve hours a day, 365 days in the year, as you require our policemen to do now. For that reason I vote "aye."

Mr. Smith: I vote "no" on this bill because I don't think it goes far enough. I don't see any reason why we should distinguish between towns of four thousand or ten thousand.

I don't think anybody working at any normal occupation should work more than eight hours a day.

If you bring in that kind of a bill I'll vote for it.

Mr. Fedje: Because Mr. Smith has voted "no," and because of his talk, I have changed my mind. I don't think this is a very good bill and I think that there is something wrong with it. I vote "no."

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 34; nays, 62; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McKenzie	Marks
Anderson, Burke	Erickson, McLean	Noben

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Fedje	O'Brien
Beggs	Fitzgerald	Odegard
Bjerke	Frosaker	Olson, Mountrail
Black	Goodlaxon	Place
Borstad	Graham	Schantz
Brunsdale	Hanson	Seibel
Brusseau	Hill	Thoreson
Burgum	Isaak	Tuff
Caddell	Levin	Wendland
Dahl, Emmons		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Gilbertson	Norheim
Anderson, Bowman	Hall	Oglesby
Anderson, Sargent	Halverson	Peterson, Bottineau
Bailey, Eddy	Holey	Peterson, Cass
Bauer	Holthusen	Randall
Bettenhausen	Holte	Ritter
Biberdorf	Hurd	Sand
Blaisdell	Johnson	Saumur
Born	Kapaun	Savre
Burke	Keidel	Shurr
Child	Kubischta	Smith
Clarke	Langford	Solberg
Cosgriff	Larson	Stray
Cunningham	Lavik	Symington
Dahl, Traill	Lohrbauer	Thompson
Dalzell	Moore	Traynor
Dittmer	Morris	Treffry
Downey	McLarty	Twichell
Dullea	Mode	Wolf
Fjeld	Muus	Mr. Speaker
Gessner	Niewoehner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	McIlraith	Scholl
Bilden	Myers	Schauss
Godwin	Olson, Hettinger	Shockman
Hewitt	Page	Urschel
Jensen	Parkinson	Williams
Morgan	Schnell	

So the bill was lost.

Mr. Solberg changed his vote from "aye" to "no" for the purpose of reconsideration.

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses,

Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, the roll was called and there were ayes, 92; nays, 6; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Myers
Aljets	Fedje	Niewoehner
Anderson, Bowman	Fjeld	Noben
Anderson, Burke	Fitzgerald	Norheim
Anderson, Sargent	Frosaker	O'Brien
Anfinson	Gessner	Odegard
Bailey, Eddy	Gilbertson	Olson, Mountrail
Bailey, Dunn	Goodlaxon	Peterson, Bottineau
Beggs	Graham	Peterson, Cass
Bettenhausen	Halverson	Place
Biberdorf	Hanson	Randall
Bilden	Hill	Ritter
Bjerke	Holey	Saumur
Black	Holthusen	Savre
Blaisdell	Holte	Schantz
Borstad	Hurd	Seibel
Brunsdale	Isaak	Schauss
Brusseau	Jensen	Shurr
Burgum	Kapaun	Solberg
Burke	Keidel	Stray
Caddell	Kubischta	Symington
Child	Langford	Thompson
Clarke	Larson	Thoreson
Cunningham	Lavik	Traynor
Dahl, Emmons	Levin	Treffry
Dahl, Traill	Lohrbauer	Tuff
Dalzell	Marks	Twichell
Dittmer	Moore	Wendland
Downey	Morris	Wolf
Dullea	Mode	Mr. Speaker
Erickson, McKenzie	Muus	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Born	Johnson	Sand
Hall	Oglesby	Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bauer	McIlraith	Schnell
Cosgriff	McLarty	Scholl
Godwin	Olson, Hettinger	Shockman
Hewitt	Page	Urschel
Morgan	Parkinson	Williams

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Brunsdale moved that the vote by which Senate Bill No. 304 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Wolf: The House has a bill to increase the gas tax by one cent a gallon. The tax on gas is now three cents, or about sixteen and two-thirds percent of its retail price.

This bill proposes to increase the tax on beer by eight cents, or about one-quarter of a cent per glass.

The proposed tax, together with the present state tax, is less on beer now than the present tax on gasoline.

I vote "aye."

Mr. Twichell moved the House do now recess until 9:30 A. M., Friday, March 8th, with the understanding that the members are to be in the House promptly at 10:30.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

FIFTY-NINTH DAY AFTER RECESS AND THE
SIXTIETH DAY

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

The House convened at 9:30 A. M., Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Also,

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Also,

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Special School Districts; Requiring Establishment of Polling Places for Each 5,000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

Also,

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Also,

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages and Threshing Liens Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to Be Kept.

Also,

HOUSE CONCURRENT RESOLUTION A-11

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20, and Section 40 of Chapter 148, Session Laws of 1931 Relating to Game and Fish.

Also,

House Bill No. 212. A Bill for an Act Appropriating Five Thousand Dollars (\$5,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Also,

House Bill No. 325. A Bill for an Act Relating to the Distribution of the Motor Vehicle Registration Fund.

Also,

House Bill No. 355. A Bill for an Act Making an Appropriation for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly, and Appropriation for Deficit in the Printing Account of the Twenty-fourth Legislative Assembly, and Declaring an Emergency.

Also,

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Also,

House Bill No. 72. A Bill for an Act Providing for the Investment of Trust Funds by Executors, Administrators and Guardians and the Procedure Required; and Declaring an Emergency.

Also,

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

Also

House Bill No. 258. A Bill for an Act Providing a Uni-

form Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Also,

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961,

4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933.

Also,

Senate Bill No. 328. A Bill for an Act Authorizing the State Forester to Accept, Acquire or Lease Land for State Forests and State Parks; Providing for the Management and Development Thereof and the Disposition of Income From Such Lands.

Also,

Senate Bill No. 310. A Bill for an Act Authorizing Counties, Cities, Villages, School Districts and Park Districts to Accept Devises, Bequests, Legacies and Gifts, Provided That the Title Thereto Shall Be Held in Trust; Regulating the Handling and Use of Such Property and its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made; and Declaring an Emergency.

Also,

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Conservation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Also,

Senate Bill No. 281. A Bill for an Act Relating to the Incorporation of Mutual Aid Non-Profit Corporations, and Defining Their Purposes and Powers and Declaring an Emergency.

Also,

Senate Bill No. 273. A Bill for an Act to Appropriate the Sum of One Thousand Dollars (\$1,000.00) From Any Moneys in the State Highway Fund for the Purpose of Making a Preliminary Survey and Soundings for the Construction of a Bridge Across the Little Missouri River at or Near the Intersection of the Little Missouri River with the Trail Passing South of Independence and Crossing Section Twenty-nine (S. 29), Township One Hundred Forty-eight (T. 148), Range Ninety-one (R. 91) Dunn County, North Dakota, Approximately Six Miles Northwest of the Fort Berthold Bridge, Also Known as the Four Bears Bridge, Under the Provisions of Chapter Seventy-three (73) of the Laws of North Dakota for the Year Nineteen Hundred Nineteen (1919) (Sections 1952a1 and 1952a2 of the 1925 Supplement to the

Compiled Laws of 1913) as Amended and Re-enacted by Chapter 161, Laws of 1927, as Amended and Re-enacted by Chapter 140 of the Laws of 1929, and Directing the State Highway Commissioner Forthwith to Designate Said Trail as a Feeder Road to State and Federal Highway No. 8, and to Forthwith Make Said Soundings and Survey, and Select a Bridge Site; and Directing Said Highway Commissioner Forthwith to Construct Such Bridge, and Do All Necessary Preliminary Acts Therein.

Also,

Senate Bill No. 263. A Bill for an Act to Amend and Re-enact Sections 2350, 2412 and 2417 of the Compiled Laws of North Dakota of the Year 1913 Relating to the Military Code of the State of North Dakota; Defining Military Forces; Providing a Board of Armory Supervisors and Defining the Powers Thereof; Fixing the Pay and Allowances of Enlisted Men on Active Duty and Further Providing for the Appointment of an Assistant Adjutant General, His Powers and Duties; The Appointment of a Disbursing Officer, His Powers and Duties; Requiring Officers to Furnish Bonds; Providing Punishment for False Certificates or Returns and for the Misuse of Funds or Property; Providing that State and Municipal Officers and Employees Shall Not Lose Pay While on Duty; Giving Troops Power to Act Outside of Occupied Territory; Providing for the Service of Process of Military Courts; Providing that the Invalidation of a Portion of This Act Shall Not Invalidate the Remainder Thereof and Repealing Sections 2392, 2421, 2432b and 2434 of the Compiled Laws North Dakota of the Year 1913 and Sections 2423a and 2442a of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 and All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 287. A Bill for an Act Authorizing the Workmen's Compensation Bureau to Carry Compensation Insurance on Employees on National Recovery Work Projects and to Calculate and Determine Rates on a State Wide Experience Basis.

Also,

Senate Bill No. 229. A Bill for an Act Relating to Foreclosure of Mortgage or Other Lien Upon Real Estate Providing for Service of Summons in Actions to Foreclose Mortgage or Other Lien Upon Real Estate; Providing for Personal Service or Service by Publication; Specifying Manner in Which Unknown Defendants and Representatives of Deceased Defendants May Be Joined; Providing That Said Method Shall Be in Addition to Present Remedies.

Also,

Senate Bill No. 216. A Bill for an Act Amending and Re-enacting Section 16 of Chapter 196 of the Laws of North Dakota for the Year 1927, and Relating to the Execution,

Registration, Certification and Delivery of Bonds Issued by a Municipality.

Also,

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 233 of the Session Laws of North Dakota for 1933, Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings, and Declaring an Emergency.

Also,

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

Senate Bill No. 16. 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.

Also,

Senate Bill No. 52. A Bill for an Act Creating a Board Known as the "North Dakota Commissioners of the Federated Cooperative Agricultural Association" and Providing for Cooperation With Other Surplus Producing States of the Union, Describing the Manner of Forming the Same, the Purposes Thereof, Making an Appropriation Thereof, and Declaring an Emergency.

Also,

Senate Bill No. 324. A Bill for an Act Authorizing and Empowering the Industrial Commission of the State of North Dakota to Take Such Action as May Be Proper and Necessary to Cooperate with the Emergency Conservation Work Projects of the Federal Government on State, County and Municipally owned Lands, Authorizing the Industrial Commission to Enter Into Such Contracts and Agreements as Are Permissible Under the State Constitution with Municipalities and Private Individuals for the Carrying on of Such Emergency Conservation Work Projects, Making it the Duty of Such Commission to Make a Report of its Proceedings Under This Act to the Next Legislative Assembly, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "A-e"

And the Speaker signed the same in the presence of the House.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bills:

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 Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

Senate Bill No. 23. A Bill for an Act Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

Also,

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

Which the House has amended.

Also,

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax

Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Also,

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and

Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency

Which the House has passed unchanged.

Also return:

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Also,

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Article IV, Sections 1151, 1155, 1158, and Article V, Sections 1160 and 1162 of the Compiled Laws of North Dakota, 1913, Providing the Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Also Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

Also,

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Sections 994, 997, 998 and 1001 of the 1913 Compiled Laws of the State of North Dakota, as Amended, Relating to Absent Voter Ballots; Repealing All Acts in Conflict Herewith.

Also,

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Attorney General to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Amending Chapter 102 of the Session Laws of North Dakota for the Year 1933 Relating to

Bureau of Criminal Identification; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Which the House has indefinitely postponed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following Senate Bills Nos. 324, 52, 16, 19, 194, 216, 229, 287, 263, 273, 281, 296, 310, 328, 138, and Senate Concurrent Resolution No. A-e.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 196.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and House Bill No. 196 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the

Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Niewoehner
Aljets	Frosaker	Norheim
Anderson, Bowman	Gessner	O'Brien
Anderson, Burke	Godwin	Odegard
Anderson, Sargent	Goodlaxon	Oglesby
Anfinson	Graham	Olson, Hettinger
Bailey, Eddy	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Peterson, Cass
Biberdorf	Hill	Place
Bilden	Holey	Randall
Bjerke	Holthusen	Ritter
Black	Holte	Sand
Blaisdell	Hurd	Saumur
Born	Isaak	Savre
Borstad	Jensen	Seibel
Brunsdale	Johnson	Schauss
Brusseau	Kapaun	Shurr
Burgum	Keidel	Smith
Burke	Kubischta	Solberg
Caddell	Langford	Stray
Child	Larson	Thompson
Clarke	Lavik	Thoreson
Cunningham	Levin	Traynor
Dahl, Emmons	Lohrbauer	Treffry
Dahl, Traill	Marks	Tuff
Dalzell	Moore	Twichell
Dittmer	Morgan	Urschel
Downey	Morris	Wendland
Dullea	McLarty	Wolf
Erickson, McLean	Muus	Mr. Speaker
Fjeld	Myers	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	McIlraith	Schnell
Cosgriff	Mode	Scholl
Erickson, McKenzie	Noben	Shockman
Fedje	Parkinson	Symington
Gilbertson	Schantz	Williams

So the bill passed and the title was agreed to and the emergency clause declared carried.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Twichell moved the House refuse to concur in the Senate amendments as to House Bill No. 48, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like Committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Anderson of Divide, Twichell and Holey to serve on such Conference Committee.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 42. 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.

Very respectfully,

Which the Senate has amended.

F. E. TUNELL,
Secretary.

Mr. Beggs moved the House do concur in the Senate amendments to House Bill No. 42.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and House Bill No. 42 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 42. 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 second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Myers
Aljets	Gessner	Niewoehner
Anderson, Bowman	Gilbertson	Norheim
Anderson, Burke	Godwin	O'Brien
Bailey, Eddy	Goodlaxon	Odegard
Bailey, Dunn	Graham	Oglesby
Bauer	Hall	Olson, Hettinger
Beggs	Halverson	Olson, Mountrail
Biberdorf	Hanson	Page
Bilden	Hewitt	Parkinson
Bjerke	Hill	Peterson, Bottineau
Black	Holey	Peterson, Cass
Blaisdell	Holthusen	Place
Born	Holte	Randall
Borstad	Isaak	Ritter

Messrs.	Messrs.	Messrs.
Brunsdale	Jensen	Saumur
Brusseau	Johnson	Savre
Burke	Kapaun	Seibel
Caddell	Keidel	Shurr
Child	Kubischta	Solberg
Clarke	Langford	Stray
Cunningham	Larson	Thompson
Dahl, Traill	Levin	Thoreson
Dalzell	Lohrbauer	Traynor
Dittmer	Marks	Treffry
Downey	Moore	Tuff
Dullea	Morgan	Urschel
Erickson, McKenzie	Morris	Wendland
Erickson, McLean	McIlraith	Williams
Fedje	McLarty	Wolf
Fjeld	Mode	Mr. Speaker
Fitzgerald	Muus	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Hurd	Scholl
Anfinson	Lavik	Schauss
Bettenhausen	Noben	Shockman
Burgum	Sand	Smith
Cosgriff	Schantz	Symington
Dahl, Emmons	Schnell	Twichell

So the bill passed and the title was agreed to.

Mr. Blaisdell moved that the vote by which Senate Bill No. 42 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved the House concur in the Senate amendments to House Bill No. 112.

Which motion prevailed.

Mr. Brunsdale moved the rules be suspended and House

Bill No. 112 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 57; nays, 37; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Anderson, Burke	Gessner	Oglesby
Bailey, Eddy	Gilbertson	Olson, Hettinger
Bailey, Dunn	Godwin	Page
Bauer	Graham	Peterson, Bottineau
Bjerke	Hall	Peterson, Cass
Black	Hewitt	Ritter
Born	Holey	Savre
Brunsdale	Holthusen	Seibel
Child	Holte	Schauss
Clarke	Hurd	Shurr
Cunningham	Johnson	Smith
Dahl, Traill	Keidel	Symington
Dalzell	Langford	Thompson
Downey	Larson	Traynor
Dullea	Lavik	Treffry
Erickson, McKenzie	McIlraith	Urschel
Fjeld	Mode	Wendland
Fitzgerald	Muus	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Isaak	Odegard
Anderson, Bowman	Jensen	Olson, Mountrail
Beggs	Kubischta	Parkinson
Biberdorf	Levin	Place
Blaisdell	Lohrbauer	Randall
Brusseau	Marks	Saumur
Caddell	Moore	Solberg
Dahl, Emmons	Morgan	Stray
Erickson, McLean	Morris	Thoreson
Fedje	Myers	Tuff
Goodlaxon	Niewoehner	Williams
Hanson	O'Brien	Mr. Speaker
Hill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Cosgriff	Sand
Anfinson	Dittmer	Schantz
Bettenhausen	Halverson	Schnell
Bilden	Kapaun	Scholl
Borstad	McLarty	Shockman
Burgum	Noben	Twichell
Burke		

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 112 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Therefor, Providing for the Levy of an Annual Tax, Prescribing Persons to Be Pensioned.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 122.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 122 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Therefor, Providing for the Levy of an Annual Tax, Prescribing Persons to Be Pensioned.

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, 88; nays, 2; absent and not voting, 23.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Niewoehner
Anderson, Bowman	Godwin	Noben
Anderson, Burke	Goodlaxon	O'Brien
Bailey, Eddy	Graham	Odegard
Bailey, Dunn	Halverson	Oglesby
Bauer	Hewitt	Page
Beggs	Hill	Parkinson
Bettenhausen	Holey	Peterson, Bottineau
Biberdorf	Holthusen	Peterson, Cass
Bilden	Holte	Place
Bjerke	Hurd	Ritter
Black	Isaak	Saumur
Blaisdell	Jensen	Savre
Born	Johnson	Seibel
Borstad	Kapaun	Schauss
Brusseau	Keidel	Shurr
Caddell	Kubischta	Smith
Child	Langford	Solberg
Cunningham	Larson	Stray
Dahl, Traill	Lavik	Thompson
Dalzell	Levin	Thoreson
Downey	Marks	Traynor
Dullea	Moore	Treffry
Erickson, McKenzie	Morgan	Tuff
Erickson, McLean	Morris	Urschel
Fedje	McIlraith	Wendland
Fjeld	Mode	Williams
Fitzgerald	Muus	Wolf
Frosaker	Myers	Mr. Speaker
Gessner		

Those voting in the negative were:

Messrs.	Messrs.
Brunsdale	Norheim

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dittmer	Sand
Anderson, Sargent	Hall	Schantz
Anfinson	Hanson	Schnell
Burgum	Lohrbauer	Scholl
Burke	McLarty	Shockman
Clarke	Olson, Hettinger	Symington
Cosgriff	Olson, Mountrail	Twichell
Dahl, Emmons	Randall	

So the bill passed and the title was agreed to.

Mr. Morgan moved that the vote by which House Bill No. 122 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate adopted the report of the Conference Committee on House Bill No. 107.

Also,

The Senate has adopted the report of the Conference Committee on House Bill No. 217.

Also,

That the Senate has adopted the report of the Conference Committee on House Bill No. 93.

And return herewith House Bill No. 93, passed by the Senate as amended by the Conference Committee.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 217 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1, of the title of the printed bill, strike out the words and figures "and 6548a12."

In line 2, of the title of the printed bill, strike out the figures "1925" and the figures "1913."

In line 3, of the title of the printed bill after the word "Dakota," insert the figures "1913."

In line 5, of the title of the printed bill after the word "statement" change the semi-colon to a period and strike out the words "providing for."

Strike out all of line 6 of the title of the printed bill.

That Sections 2 and 3 of the bill, as amended by the Senate, be stricken out.

For the Senate:

HARRY O. LYNN,
N. N. NELSON,
E. E. GREENE.

For the House:

BEN FEDJE,
FRANK GESSNER,
JOE FITZGERALD.

Representative Fedje moved that the report be adopted and the committee be discharged, which motion prevailed and the report was adopted.

Mr. Godwin moved the rules be suspended and House Bill No. 217 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 6548a11 and 6548a12 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement; Providing for Applicability of General Insurance Laws. Repeal.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Norheim
Anderson, Bowman	Goodlaxon	O'Brien
Anderson, Burke	Graham	Odegard
Anderson, Sargent	Hall	Oglesby
Anfinson	Halverson	Olson, Hettinger
Bailey, Eddy	Hanson	Page
Bauer	Hewitt	Parkinson
Beggs	Hill	Peterson, Bottineau
Bettenhausen	Holey	Peterson, Cass
Biberdorf	Holthusen	Place
Bjerke	Holte	Randall
Black	Hurd	Ritter
Blaisdell	Isaak	Saumur
Born	Jensen	Savre
Brunsdale	Johnson	Schantz

Messrs.	Messrs.	Messrs.
Brusseau	Kapaun	Schnell
Burke	Keidel	Scholl
Caddell	Kubischta	Seibel
Child	Langford	Schauss
Cunningham	Larson	Shurr
Dahl, Traill	Lavik	Solberg
Dalzell	Levin	Stray
Dittmer	Lohrbauer	Symington
Downey	Marks	Thompson
Dullea	Moore	Thoreson
Erickson, McKenzie	Morgan	Treffry
Erickson, McLean	Morris	Tuff
Fedje	McIlraith	Urschel
Fjeld	Muus	Wendland
Fitzgerald	Myers	Williams
Frosaker	Niewoehner	Wolf
Gessner	Noben	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Cosgriff	Sand
Bailey, Dunn	Dahl, Emmons	Shockman
Bilden	Godwin	Smith
Borstad	McLarty	Traynor
Burgum	Mode	Twichell
Clarke	Olson, Mountrail	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Dullea moved that the vote by which House Bill No. 217 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Conference Committee on House Bill No. 107 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws 1933, Defining Usury.

Have had the same under consideration and recommend that the House concur in the Senate amendment.

For the Senate:

ALEX LIND,
A. F. BONZER,
MAX H. STREHLOW.

For the House:

WM. H. BETTENHAUSEN,
CHRIST P. RITTER,
OLE G. FROSAKER.

Mr. Bettenhausen moved that the report be adopted and the committee discharged.

Mr. Wolf, as a substitute motion, moved the House refuse to concur in the Senate amendments as to House Bill No. 107, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Treffy, Keidel and Kapaun to serve on such Conference Committee.

The Conference Committee on House Bill No. 58 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Have had the same under consideration and recommend the following amendments to the engrossed bill:

In line 2, of the title of the engrossed bill, after the word "repairs," add the words "new building."

In line 5, Section 1, of the engrossed bill, after the word "repairs," insert the words "new building."

And adopt the report of the Senate Standing Committee with the following amendments:

Correct the figures in line 3, Section 1, to read as follows: "\$191,458.00."

In line 40b, strike out the figures "\$100,000.00," and insert in lieu thereof the figures "\$95,000.00."

And further amend the amendment of the Standing Committee, in line 50 of the engrossed bill, item "Total," by striking out the figures "\$196,458.00," and inserting in lieu thereof the figures "\$191,458.00."

For the Senate:

GEORGE V. COFFEY,
L. O. FREDRICKSON,
B. W. LEMKE.

For the House:

LELAND SMITH,
S. OGELSBY,
FRANKLIN PAGE.

Representative Smith moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved the rules be suspended and House Bill No. 58 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Muus
Aljets	Fjeld	Myers
Anderson, Burke	Fitzgerald	Niewoehner
Anderson, Sargent	Gessner	Noben
Anfinson	Goodlaxon	Norheim
Bailey, Eddy	Graham	O'Brien
Bailey, Dunn	Hall	Olson, Hettinger
Bauer	Halverson	Olson, Mountrail
Beggs	Hewitt	Parkinson
Biberdorf	Hill	Peterson, Bottineau
Bjerke	Holey	Peterson, Cass
Black	Holthusen	Randall
Blaisdell	Holte	Saumur
Born	Hurd	Scholl
Borstad	Isaak	Seibel
Brunsdale	Johnson	Shurr
Brusseau	Kapaun	Smith
Burgum	Keidel	Solberg
Burke	Kubischta	Symington
Caddell	Larson	Thompson
Clarke	Lavik	Thoreson
Cunningham	Levin	Treffry
Dahl, Traill	Lohrbauer	Tuff
Dalzell	Moore	Urschel
Dittmer	Morgan	Wendland
Downey	Morris	Williams
Dullea	McLraith	Wolf
Erickson, McKenzie	McLarty	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Jensen	Place
Erickson, McLean	Marks	Savre
Hanson	Odegard	Stray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Godwin	Schantz
Bilden	Langford	Schnell
Child	Mode	Schauss
Cosgriff	Oglesby	Shockman
Dahl, Emmons	Page	Traynor
Frosaker	Ritter	Twichell
Gilbertson	Sand	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Niewoehner moved that the vote by which House Bill No. 58 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

Which the House has amended.

Also,

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 196. House Bill No. 42.

Also,

House Bill No. 112.

Also,

House Bill No. 122.

Also,

House Bill No. 196.

Also,

The House has refused to concur in the Senate amendment to House Bill No. 48 and the Speaker has appointed as a Conference Committee to act with a like Committee from the Senate, Representatives Anderson of Divide, Twichell and Holey.

Also,

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 217.

Also,

House Bill No. 58.

Also,

The House has refused to adopt the report of the Conference Committee on House Bill No. 107 and the Speaker has appointed as a new Conference Committee to act with a like Committee from the Senate, Representatives Treffry, Keidel and Kapaun.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

HOUSE CONCURRENT RESOLUTION A-4

Also,

HOUSE CONCURRENT RESOLUTION A-11

Were delivered to the Secretary of State.

Also,

House Bill No. 212. A Bill for an Act Appropriating Five Thousand Dollars (\$5,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Also,

House Bill No. 323. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20, Session Laws of 1931 Relating to Game and Fish.

Also,

House Bill No. 325. A Bill for an Act Relating to the Distribution of the Motor Vehicle Registration Fund.

Also,

House Bill No. 355. A Bill for an Act Making an Appropriation for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-

fourth Legislative Assembly, and Appropriation for Deficit in the Printing Account of the Twenty-fourth Legislative Assembly, and Declaring an Emergency.

Also,

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

Also,

House Bill No. 40. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Also,

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Also,

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Also,

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Also,

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in All Special School Districts; Requiring Establishment of Polling Places for Each 5000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 86. A Bill for an Act Prviding for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Also,

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Also,

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages and Threshing Liens Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to Be Kept.

Also,

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Also,

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required, and Declaring an Emergency.

Also,

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Also,

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Also,

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Also,

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection with the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the Compiled Laws of North Dakota 1913; Defining Riot.

Also,

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189

Session Laws of 1911, Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Also,

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Also,

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

Also,

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in Any War in Which the United States Has Been Engaged.

Also,

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Also,

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Also,

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor, and Declaring an Emergency.

Also,

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Also,

House Bill No. 5. A Bill for an Act to Amend and Re-

enact Section 2 and to Repeal Sections 3 and 4, Chapter 138, Session Laws of North Dakota for the Year 1929.

Also,

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Also,

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Also,

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Also,

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of a Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Also,

House Bill No. 24. A Bill for an Act Making an Appro-

priation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

Also,

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, all Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of all Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds and Prescribing a Penalty for the Violation Hereof.

Also,

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

Also,

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Also,

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

Also,

House Bill No. 28. A Bill for an Act Making an Appro-

appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Also,

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Also,

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Also,

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

Also,

House Bill No. 43. A bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Also,

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

Also,

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

Also,

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

Also,

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Were delivered to the Governor for his approval at the hour of 10:15 o'clock A. M., March 8, 1935.

VAL. P. WOLF,
Chairman

Mr. Symington moved the adoption of the Investigating Committee of the House as to the strike occurrence in Fargo, and that the same be printed in the Journal.

After debate Mr. Twichell moved the previous question.

Which motion prevailed.

Report of the Investigation Committee of the House of Representatives of the State of North Dakota, of the Twenty-Fourth Legislative Assembly.

Committee:

E. D. SYMINGTON, Chairman.
MATH DAHL,
HOWARD PARKINSON,
DR. F. D. HURD,
J. C. BLAISDELL.

Counsel:

F. E. McCURDY,
Bismarck, N. D.

Report of the Investigating Committee of the House of Representatives of the State of North Dakota, of the Twenty-fourth Legislative Assembly Duly and Regularly Appointed by Resolution Adopted in the House of Representatives of the State of North Dakota, Which Said Resolution Was Duly Adopted on the 28th Day of February, 1935.

TO THE HONORABLE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA.

HONORABLE SIR:

The Special Committee appointed by the House of Repre-

sentatives of the twenty-fourth legislative assembly for the purpose of investigating the situation and conditions occurring at Fargo, in Cass County, North Dakota, during the latter part of January, 1935, in connection with a certain "Truck Drivers Strike," and the action of the authorities in connection therewith, do hereby respectfully present its report and findings, as follows:

This Committee was constituted by virtue of a resolution, a copy of which resolution is attached to this report and made a part hereof, and which resolution is designated as House Resolution "M."

In accordance with said resolution the Speaker of the House of Representatives appointed a committee, as follows:

Representative E. D. Symington, Chairman,
 Representative Matt Dahl,
 Representative Howard Parkinson,
 Dr. F. D. Hurd,
 Representative J. C. Blaisdell.

MINUTES OF PROCEEDINGS OF THE COMMITTEE

The Committee met at the call of Chairman Symington shortly after 7:30 on the evening of March 1, 1935, and arranged to employ F. E. McCurdy of Bismarck, North Dakota, as counsel, and to have rules of procedure prepared, and discussed various matters of detail in connection with the hearings.

It was agreed that Reporters be employed, a transcript taken of the testimony, and that the hearings be had at Fargo, North Dakota, and that the committee work at high pressure in an endeavor to finish the hearing, and have their report made in time to submit it to the Legislative Assembly so that appropriate action might be had if such action was deemed best.

The following day the committee adopted rules of procedure, unanimously, all members being present.

RULES OF PROCEDURE

Rule 1: The Chairman shall preside at all sessions of the Committee.

Rule 2: The hearings shall be had at the Court Room at Fargo, or at some other suitable room.

Rule 3: The witnesses which the committee desire to hear shall be called on subpoena by the committee. The Chairman is authorized to sign such subpoena on behalf of the committee.

Rule 4: In addition to counsel for the committee, other

counsel representing any persons or organizations which wish to be represented, may participate under such rules as the Committee may see fit to prescribe from time to time.

Rule 5: The Chairman is authorized to administer the oath of the witness to each witness when they are called.

Rule 6: The Chairman shall rule upon the question of admission or rejection of evidence, and the ruling shall be final, unless some member of the committee disagrees, and in that event the majority wish of the committee shall govern.

Rule 7: The Committee reserves the right to recess and retire temporarily to discuss matters and make decisions if the committee so desires.

Rule 8: The testimony given by each witness shall be reduced to writing—transcribed—and included in the report.

Rule 9: It is the purpose of this committee to make such an examination as will develop the true facts and give a complete picture of the situation, and at the same time eliminate irrelevant and immaterial matter, and to obtain that information as speedily as possible, and to that end the persons participating are requested to co-operate and to limit the examination to the essentials.

Rule 10: These rules are flexible and may be changed or modified at any time by a majority of the committee, as may appear to the committee to be necessary to facilitate the hearing.

Dated at Bismarck, North Dakota,

This 2nd day of March, 1935.

Committee:

EARL D. SYMINGTON,
Chairman.

F. D. HURD,
J. C. BLAISDELL, Jr.,
MATH DAHL,
HOWARD PARKINSON.

F. E. McCurdy on Saturday, March 2, 1935, arranged with counsel for the Labor Union Local No. 173, under the auspices of whom the strike mentioned in the resolution was conducted, and with A. R. Bergeson, State's Attorney of Cass County, for an early hearing, and arranged to have witnesses produced by both sides.

The Members of the Committee, and F. E. McCurdy, the attorney, went to Fargo on Sunday, March 3rd, and went into session at 1:30 P. M., March 3rd, at a room in the Powers Hotel.

The Committee employed R. P. Carney, a qualified Court Reporter, to take and transcribe the testimony.

At that time Attorney U. L. Burdick, Jr., appeared for the Labor Union Local No. 173, under whose auspices the strike had been conducted, and made a statement in detail of the facts which it was expected the evidence would disclose. A. R. Bergesen, State's Attorney of Cass County, appeared representing the officers of the City of Fargo and of Cass County, and made a detailed statement of the facts which it was expected by the officers that the evidence would disclose.

Those statements were lengthy and in detail, occupying a large part of the afternoon.

After the statements had been made the committee met, canvassed the situation, and determined to accept as facts the statements made by the two attorneys in all respects in which the two attorneys agreed without dispute.

The committee met in the evening at 7:30 P. M. in a room in the Powers Hotel at Fargo and examined several witnesses. The Committee adjourned to meet in the Court House of Cass County on Monday Morning, the 4th day of March. At that time the committee in order to permit a transcript of the testimony to be made, left Mr. Carney made a transcript of the testimony taken the previous day and employed Clara Mason, a duly qualified Court Reporter to take and transcribe testimony.

At that time the taking of testimony was continued. A recess was taken for lunch. The committee reconvened after lunch, and the taking of testimony was continued until six o'clock.

It was deemed best at that time that still another Court Reporter be employed to take testimony to the end that a transcript might be obtained, and I. Staples, a duly qualified Court Reporter, was employed to take testimony.

Taking of testimony was resumed at 7:30 P. M., Mr. Staples reporting. After a portion of the testimony had been taken by Mr. Staples it was found that he would not have time to make a transcript of extended testimony, and so Mrs. F. C. Robinson, another competent Court Reporter was retained to take testimony during the remainder of the evening session. The taking of testimony was then resumed and continued until Mid-night. The committee recessed until 9:30 A. M., Tuesday morning, the 5th day of February.

Taking of testimony was then resumed with Mr. Carney acting as reporter, and continued until one o'clock, A. M., without a recess, at which time testimony had all been heard.

During the taking of testimony your committee requested Mr. Burdick to present the witnesses whom the Labor Union Local No. 173 wished to have heard, and to give the inquisitor, F. E. McCurdy, a brief outline of what they could testify to. The witnesses were interrogated by Mr. F. E. McCurdy, and then both sides were permitted to, and did suggest ques-

tions in addition to be propounded, and the committee itself asked numerous questions, and in many instances limited examination by counsel for either or both sides was permitted to the end that the facts be fully developed, while at the same time limiting the testimony as nearly as possible to matters in controversy.

In taking this testimony the committee allowed considerable latitude to the end that the facts be developed in such a manner that the committee could get a complete and true picture of the circumstances and conditions surrounding the happenings under investigation.

At noon of Monday, the 4th day of March, Mr. U. L. Burdick, Jr., was unable to be present from that time on, and Attorney _____ Brooks of Fargo appeared representing the Labor Union Local No. 173.

As soon as possible after the completion of the taking of testimony the committee returned to Bismarck, leaving orders with the reporters to transcribe the testimony at once and transmit it to the Chairman of the Committee. Requests were also made of counsel for both sides to submit briefs, providing the same were received not later than Wednesday evening. A written memorandum brief was received from A. R. Bergesen, State's Attorney of Cass County, but no brief was received from counsel for the Labor Union Local No. 173.

In connection with the appearance at this hearing, all members of the committee were present at all of the sessions held on the 3rd day of March, and all members had the advantage of hearing the statements made by counsel for both sides, but on Monday, the 4th day of March, the members, Messrs. Matt Dahl and Dr. E. F. Hurd, felt it their duty to return to Bismarck, leaving the remaining three members of the committee to hear and take the rest of the testimony in this matter. Attorney F. E. McCurdy was present and participated in all hearings and examined all witnesses.

Upon returning to Bismarck the committee had some informal conferences, and then had a formal meeting on the 6th day of March, 1935, in the committee room in the Capitol Building, and at that time informally agreed upon a report and made arrangements to have the report written substantially as outlined at the committee meeting, and submitted to the members for correction and final approval or amendment or rejection, as the members should determine.

ULTIMATE FACTS

Upon careful consideration of the testimony taken, and all the documentary evidence submitted, your committee finds as ultimate facts:

1. That on or about the 22nd day of January, 1935, Labor Union Local No. 173, consisting of truck drivers and others, declared a truck drivers strike in the City of Fargo in Cass County, North Dakota. At that time nearly all, if not all, truck drivers, members of this Union ceased work.

2. The needs for coal in Fargo under normal conditions is about fifteen hundred (1500) tons per day, and the weather at that time was from zero to approximately thirty below zero, and the coal demands during this period were much greater than normal. There were many families in places with but a very limited supply of coal. The Coal Dealers undertook to man their trucks with other men, and to make their deliveries of coal.

3. In many of these coal trucks manned by non-union drivers, were stopped on the streets and at places where they were unloading coal, turned back, the drivers threatened, and in several instances actual violence inflicted upon the drivers of coal trucks. In one or two instances the drivers were able to identify assailants who were identified with the Union, but in most instances the drivers were unable to identify their assailants in any way, and were unable to state whether the violence offed them, and interference with their work was caused by members of the Union, or not. However, the headquarters of this Local No. 173, was located in a hall known as Union Hall, and there is some evidence to show that there were many union men as well as some others about the union hall, and that on some occasions several men would leave Union Hall sometimes with trucks, and later on return, but there is no evidence to show that any truck loads of union men actually went and interfered with any person driving a load of coal. There was some damage done to the property of Coal Dealers during the strike period, but no one could testify that it was done by union men, and the property damaged was located close to the Railroad Tracks.

4. When the situation became acute in the sense that coal deliveries were hampered, and there was serious danger of actual suffering on the part of the public, the State's Attorney of Cass County went to the Union Hall and there informed those present, including the President, Financial Agent, and Secretary, that he was not interested in the strike or the outcome of the strike, but that he was interested in seeing that the public were protected and were able to get coal, and that if coal deliveries were interfered with that he would arrest and prosecute not only those who actually stopped the coal trucks, but also the officers of the Union whom he claimed were instigating the stoppage of coal. He arranged a meeting between the coal truck drivers and the coal dealers, at which meeting he made substantially the same statements as to his proposed course of conduct. Adjutant General Sarles was also called in, and an arrangement was entered into where by there was to be no interference with deliveries of coal or other trucks for a rather indefinite period, and this arrangement for non-interference was in itself rather indefinite, but by some was termed a "truce." In the meantime a bulletin had been issued under the auspices of the Labor Union in which they stated that no trucks should move in the City of Fargo. A copy of this bulletin was filed with the committee, and identified.

5. There was two or three days when there was very

little, if any, interference with coal deliveries, or with truck drivers, but on Sunday, during the absence of the State's Attorney from the city, he being at Fergus Falls, a group of between fifty and seventy-five men, many of them armed with clubs, gas pipe, hose, went down to the Red River where an Ice Company was harvesting ice, loading trucks, and hauling the ice from the river, employing non-strikers as truck drivers. There was some disturbance there, and a special police call was issued by a whistle sounded, which was a signal for between 250 and 300 special policemen who had been sworn in, to report for duty. The regular police and some of the special police went down to the river where there was actual trouble between these fifty to seventy-five men, and those working on the ice. When the police came the 50 or 75 men dispersed, but some of them were arrested and taken back to headquarters and to the county jail.

6. After the dispersing of the men at the river some of them, at least, came back to the Union Hall, and on telephone orders from the State's Attorney, A. R. Bergesen, from Fergus Falls, after he had been made acquainted with the situation, the Assistant State's Attorney made a complaint, filed it with the County Judge of the County Court of Increased Jurisdiction, and upon said complaint a warrant was issued for the arrest of the President, Secretary and Business Agent of the Local Union, and thirty-two others whose names were at that time unknown. This warrant was placed in the hands of the Police Department for service. The Chief of Police turned the warrant over to one of his oldest employees to serve. This Policeman with some others went to the Union Hall for the purpose of serving the warrant. He was denied admission to the hall at the door, and states that he talked through a wicket to someone whom he did not know, inquiring for Mr. Cruden, the President of the Local Union, for Mr. Swalde, the Secretary of the Local Union, and for Mr. Miles Dunn, the Business Agent, on a charge of rioting, and that he informed the parties to whom he talked that he had a warrant for the arrest of those three men just named; that he was denied admission to the hall, and informed that Mr. Cruden was not there, that Mr. Dunn was not there, and that a man who stated that he was Mr. Swalde came and talked to the policeman through the wicket, and the policeman states he informed him he had this warrant for the arrest of these men, and then he was denied admission, and shouts came from the hall, "come in and get them," and other shouts of defiance. That the policeman then returned to Police Headquarters and reported the situation. He further reported that he believed the men in the hall to be armed with clubs and loaded hose and gas pipe, and if entrance was forceably made into the hall that numerous people would be hurt and possibly somebody killed. The Sheriff of Cass County, Mayor of the City of Fargo, The Chief of Police of the City of Fargo, and Assistant State's Attorney, went into a conference at that time to determine what was best to be done under the circumstances. After what appears to be careful deliberation they concluded that if the door was broken that there would be a fight in which there would be people hurt, and possibly

someone killed, so they decided that it would be best to use "Tear-gas," and to that end their tear-gas equipment was taken to the hall and again this same policeman states that he went to the door and was again denied admission, and that he begged them to surrender the men for arrest, and was refused, and that he then asked them to have the women and children who were in the hall to leave the hall, and promised that the women and children would not be arrested, and they would be given a safe escort. Again this was refused. In the mean time another policeman testified that while on guard watching the hall during the absence of the first policeman mentioned, that he had gone to the wicket and talked with the men inside, and pleaded with them to surrender the men for whom they had a warrant, and permit the arrest to be made without violence, and that this was refused. The policemen state they gave careful warning to those inside that gas was about to be used, and requested them to come out without requiring that necessity, but that all their requests were refused.

6a. Numerous witnesses who were at the hall at that time testified they were there and they heard no request from the outside for anybody to come out; that they heard no statement that the police had a warrant for anybody. Mr. Swalde, the Secretary, admitted that he talked with the policeman at the door, but stated he was not informed that they had a warrant, but that he was informed that the policeman wanted Mr. Cruden, and he went in the hall to see if Mr. Cruden was there and didn't see him, and came and informed the policeman that he couldn't find Mr. Cruden. Mr. Swalde, however, admitted that from the large number of policemen who were there, that he did not admit the policemen, although he states that the policemen did not ask to be admitted, and that after the policemen came that most of the men in the hall got a piece of lumber or a stick to defend themselves if necessary from the police, and Mr. Swalde also stated that the policemen "had no reason to come up there we knew of, so if they came down there with clubs we certainly had a right to have clubs if it was necessary, yes." Mr. Swalde also states that he asked the women and children if they wanted to go out, but they did not want to go. Mr. Swalde was asked this question: "But when the men up there saw the policemen, they, or at least a lot of them, gathered up sticks and boards, whatever happened to be at hand, and had them in readiness, did they not?" Mr. Swalde answered "yes, they did." And in response to another question stated, that this was for the purpose of defending themselves if necessary from the policemen because they had a right to stay in the hall if they wanted to as long as we hadn't done anything, there was no reason why they didn't have the right to stay there.

7. This Committee therefore finds that a short time after the happening on the ice, that a large number of men were in the Union Hall armed with sticks and clubs for the purpose of keeping out the policemen, and this committee believes that those men were prepared to use those sticks and clubs, and there is no evidence to the contrary, and all the evidence so indicates.

8. After having twice been refused admission, and after having warned the inmates of the hall that gas was about to be used, the police did shoot four tear-gas bombs into the hall, and almost immediately the inmates of the hall broke out the windows to get air, and came out the door, and as they came out the door, the men were taken in custody and taken over to the County Jail and charged with resisting an officer in the performance of his duty. There were between 90 and 100 men taken into custody. None of the women and children were taken into custody, and all the women and children were carefully escorted from the stairway and from the hall. No violence was done, and no person injured, except one little child had a bruise which its mother claimed was received from a gas bomb, but the physician who attended the child testified in his opinion there was no burn. There was what appeared to be a little bruise of a trivial character, and some little foreign substance like a cinder was removed from its eye.

9. This occurred late in the afternoon and as fast as possible the State's Attorney interviewed the men, and released many of them at once, released many of them on their own recognizance, and released some of them on bail. No bail higher than \$500.00 was required of any of them, and those who were also arrested from the hall on the charge of rioting on the warrant originally issued, were later on tried on a charge of rioting, and sixteen of them convicted by a jury. After the jury convicted this number on a charge of rioting it appeared there was almost no further violence to truck drivers on streets, and the charges of resisting an officer were dismissed.

10. The tear-gas used, as appeared from the evidence of a physician and from the evidence of a salesman who sold the gas, and who had himself taken the gas on numerous occasions, appears to be a gas which stimulates the tear ducts and salivary glands, so that the person taking the gas is practically blinded by tears and suffers excessive flow of saliva, and that the effects are temporary, lasting only a few minutes after they are in the open air, and that no harmful results follow, and that the gas is harmless as far as permanent results are concerned, and from fifteen to twenty minutes after the person has reached the open air all sensation and effects have passed away, leaving no disability or injury.

CONCLUSIONS

I

Your committee concludes that there was no violation of constitutional rights of any of these people by the officers. It is true some of these people were retained in jail for various lengths of time before being brought to trial, but it also appeared that this was an occasion when there was a great number of people arrested, and the officers with due diligence worked as rapidly as possible to take care of them, and that this delay was caused by the length of time required

to work out a situation, and that there is no lack of diligence nor diltory tactics on the part of the officers.

II

Your Committee further finds that this strike was called at a time when there was an acute public necessity to have fuel delivered, and it was the duty of the officers to protect coal deliveries during this period, and this Committee is not prepared to say that the officers over-stepped their authority, or abused their descretion. The action of the police in using gas was taken after a conference to determine ways and means how best to avoid any injury to the people, and to avoid bloodshed.

III

Your Committee believes that the activities of the strikers, either by themselves or sympathizers, in stopping trucks loaded with coal for delivery, and threatening and beating the drivers in some instances, was an interference with the constiutional right of those truck drivers to work and earn their livelihood, and that such activity extended beyond a "peaceful picket."

IV

Your Committee is in fair sympathy with men who are striking to better their working conditions, and realize that sometimes allowances must be made under such conditions.

V

However, your Committee also realizes that it is undisputed in this instance in this strike there was no dispute or dissatisfaction with wages or hours or working conditions; that the sole matter of dispute between the striker and employers was that the strikers demanded that their union be recognized, and that that was the sole purpose of calling the strike.

RECOMMENDATIONS

I

Your Committee recommends that Section 10563 of the Compiled Laws of 1913 be re-enacted to read as follows:

Sec. 10563. Warrant must be shown. If the person making the arrest is acting under the authority of a warrant, he must so inform the defendant, and he must show the warrant, if requested by the defendant.

II

Your Committee recommends that the use of tear-gas in making arrests be made unlawful, except in cases where the arrest is for the commission of a felony, or where a felony is being committed.

That filed herewith is a complete transcript of all evi-

dence taken and all exhibits offered and made a part of this report.

Respectfully submitted.

EARL D. SYMINGTON,
Chairman.

F. D. HURD,
J. C. BLAISDELL, Jr.,
MATH DAHL,
HOWARD PARKINSON.

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 13 and the President has appointed as a Conference Committee, Senators Fowler, Miklethun and Watt.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Traynor moved a second conference committee be appointed as to Senate Bill No. 13.

Which motion prevailed.

The Speaker appointed on such committee, Representatives Place, Hall and Biberdorf.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 161 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud or Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Have had the same under consideration and recommend:

In line 2, of the title of the engrossed bill, we recommend that the House recede from the amendments.

In line 5, Section 1 of the engrossed bill, we recommend the House recede from the amendments by placing a comma after the word sheep, and striking out the word "and poul-

try," and we further recommend the Senate concur in the remainder of the House amendment.

For the Senate:

OLE ETTESTAD,
OSWALD BRAATEN,
MILTON R. YOUNG,

For the House:

CHAS. MODE,
P. LEVIN,
EINAR MUUS.

We move the Committee be discharged.

Chas. Mode moved that the report be adopted.

Mr. Solberg moved the House refuse to concur in the Senate amendments as to Senate Bill No. 161, and that the Speaker appoint a new Conference Committee consisting of three, to confer with a like Committee from the Senate with reference to the same.

Which motion prevailed, and the speaker appointed Representatives Solberg, Burke and Brusseau to serve on such Conference Committee.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 27 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Have had the same under consideration and have agreed upon the following amendment:

In line 3, of the engrossed bill, correct the figures to read "\$40,000.00."

For the Senate:

F. T. GRONVOLD,
E. C. STUCKE,
WM. WATT.

For the House:

CARL ANFINSON,
O. C. ANDERSON,
T. BURGUM.

Representative Anfinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved the House concur in the Senate amendments to House Bill No. 27.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 27 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 69; nays, 20; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Niewoehner
Anderson, Bowman	Gilbertson	Noben
Anderson, Burke	Godwin	O'Brien
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Parkinson
Bailey, Eddy	Halverson	Peterson, Bottineau
Beggs	Hanson	Peterson, Cass
Bettenhausen	Hewitt	Ritter
Biberdorf	Hill	Saumur
Black	Holey	Savre
Blaisdell	Holthusen	Seibel
Born	Holte	Schauss
Borstad	Hurd	Shurr
Brunsdale	Johnson	Smith
Brusseau	Kapaun	Thompson
Dahl, Emmons	Keidel	Thoreson
Dalzell	Kubischta	Traynor
Dittmer	Langford	Treffry
Dullea	Levin	Twichell
Erickson, McKenzie	Lohrbauer	Urschel
Fedje	Morris	Wendland
Fitzgerald	Mode	Wolf
Frosaker	Muus	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Marks	Page
Bauer	Moore	Randall
Bilden	Morgan	Schantz
Burke	McIlraith	Stray
Child	McLarty	Symington
Cunningham	Norheim	Williams
Dahl, Traill	Odegard	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Fjeld	Olson, Hettinger
Bjerke	Hall	Place
Burgum	Isaak	Sand
Caddell	Jensen	Schnell
Clarke	Larson	Scholl
Cosgriff	Lavik	Shockman
Downey	Myers	Solberg
Erickson, McLean	Oglesby	Tuff

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Wolf moved that the vote by which House Bill No. 27 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 27.

Also,

The House has refused to adopt the report of the Conference Committee on Senate Bill No. 161, and the Speaker has appointed as a new Conference Committee to act with a like committee from the Senate, Representative Solberg, Burke and Brusseau.

Also,

The Speaker has appointed as a Conference Committee on Senate Bill No. 13, Representatives Place, Hall and Biberdorf.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Godwin moved the rules be suspended and the bills in General Orders be considered at this time.

GENERAL ORDERS

Mr. Symington moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Which motion prevailed.

The Speaker called Mr. Symington to the chair, and the House resolved itself into a Committee of the Whole.

The Speaker resumed the chair.

When the Committee arose it submitted the following report:

Mr. Speaker: The Committee of the Whole have had under consideration:

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

And recommend the adoption of the Standing Committee's amendments as follows:

The following amendments are offered to Senate Bill No. 264; amendments being on the engrossed bill as it came from the Senate:

Amend the title by adding at the end thereof "Appropriation."

Strike out everything after the enacting clause and add in place thereof the following:

Section 1. DEFINITIONS.) The following words: "Motor Vehicle," "Farm Tractor," "Owner," "Operator," "Non-resident," "Public Highway, as used in this Act shall be interpreted to have the meanings usually ascribed to them, except in those instances where the context clearly indicates a different meaning.

Section 2. DRIVERS LICENSES.) Except as provided by Section 3 of this Act, no person 16 years of age or over shall on and after this measure shall be in force and effect, operate any motor vehicle upon the public highways of this State unless such person shall have made application for and secured a driver's license from the State Highway Commissioner for which he shall pay to the Commissioner the sum of 25 cents, payable at the time of making such application. Provided, however, that when the license fee of 25 cents is paid by the head of a family, or household, licenses may be issued, upon application therefor, to each of the members of the immediate family of the head of the said family, or household, on the payment of an additional fee of

10 cents for each such license. For the purpose of this Act, the term "immediate family," is hereby defined to mean all persons bound together by the ties of relationship and parents and children living together as members of one household under one head. Such application shall be made upon a form approved by the Commissioner.

Provided, that no driver's license shall be issued to a resident of North Dakota who has purchased a Motor Vehicle after the taking effect of Senate Bill No. 313 of the 24th Legislative Assembly of the State of North Dakota (the sales tax act), unless such applicant shall produce satisfactory proof to the Commissioner that the North Dakota sales tax has been paid upon the purchase of such motor vehicle owned and operated by such North Dakota resident. In the event such tax has not been paid by such applicant, the license may be issued by the Commissioner only upon such applicant paying in addition to the license fee hereinbefore required the sales tax in such amount as is provided in the sales tax law of the State of North Dakota. The Commissioner shall remit such sales tax payment to the proper officer of the State who is charged with the duty of collecting the sales tax and such officer shall credit such sum in the same manner as are other collections of sales tax under the laws of the State of North Dakota.

Every applicant shall state his name, age, sex, and resident address, and what experience he has had in operating a motor vehicle; that he is competent to operate a motor vehicle upon the public highways of the State; that he knows of no physical impairment or defect or any other act which would render him an improper and unsafe person to operate a motor vehicle. Every applicant shall also state whether or not he has been heretofore licensed, and if so, by what State, and whether or not the license has ever been suspended or revoked and if so, the date and reason for such suspension or revocation, together with such other facts pertaining to the qualifications of the applicant and his ability to operate a motor vehicle with safety, as may be required by the Commissioner. Thereupon license shall issue as of course.

To every person granted a license the Commissioner shall issue a certificate of license which shall bear thereon the distinguishing number assigned to the license and shall contain the name, age, sex, and residence address, and a space where such person shall write his usual signature with pen and ink.

Section 3. EXEMPTIONS.) Every person driving or operating a road roller, road machinery, or any farm tractor or implement of husbandry temporarily drawn or moved upon the highways, and every person in the service of the Army, Navy, or Marine Corps of the United States when furnished a driver's permit and operating an official motor vehicle in such service, shall be exempted from license under this Act.

Section 4. STATE HIGHWAY COMMISSIONER TO

ADMINISTER ACT.) The State Highway Commissioner shall be charged with the responsibility for the administration and execution of this Act.

Section 5. CLERK OF COURT MAY RECEIVE APPLICATIONS.) Any applicant for a license may file his application with the Clerk of the District Court or the sheriff of the county in which he resides and such clerk or sheriff is hereby authorized to receive and accept the same upon the payment by the applicant to such clerk or sheriff of an additional fee of ten cents for such service. The clerk or sheriff shall then immediately forward such application to the Commissioner, together with the fee of 25 cents.

Section 6. PERSONS UNDER SIXTEEN YEARS OF AGE NOT TO BE LICENSED.) No operator's license shall be granted to any person under the age of sixteen years except that upon a written request of a parent or guardian a minor's license may be issued to any person between the ages of 14 and 16 years. But only upon the recommendation of the official to whom the application for license shall be made.

Section 7. NON-RESIDENTS NEED NOT HAVE LICENSES.) During the period within which a motor vehicle of a non-resident may be operated in this State in accordance with law, such motor vehicle may be operated by its owner or a member of his family without a license, provided such owner and members of his family have fully complied with the laws of the State of their residence regarding the operation of motor vehicles. Such motor vehicles shall at all times display the license number plates issued therefor at the home state or county of the owner.

Section 8. MUST CARRY CERTIFICATE.) The licensee shall have his certificate of license in his possession while operating a motor vehicle upon the public highways of this state. Said certificate of license shall be subject to examination upon demand by any peace officer or by any officer authorized by law to enforce the laws relating to the operation of motor vehicles on the highways, and the licensee shall, upon request of any such officer, write his name in the presence of such officer in order that the identity of the licensee may be determined. It shall be a complete defense to any charge under this section that the person so charged produce in court an operator's certificate of license theretofore issued to such person and valid, or produce evidence that he had made application therefor; that he had not received his certificate; but same had not been denied, at the time of his arrest. If a certificate of license issued under the provisions of this Act shall be lost or destroyed, the person to whom the same was issued may obtain a duplicate or substitute therefor upon furnishing satisfactory proof that such license has been lost or destroyed, and upon the payment of a fee of 25 cents.

Section 9. COURTS TO CERTIFY CONVICTIONS TO COMMISSIONER.) Every Court having jurisdiction of offenses committed under this Act or any law of this State

regulating the operation of motor vehicles on public highways shall certify to the Commissioner a record of the conviction of any person in said court for a violation of any of said laws, and may recommend the suspension of the license of any person so convicted. The Commissioner acting upon such recommendation may suspend such license, but such suspension shall not be for a period of more than one year. Upon suspending the license the Commissioner shall require that the certificate of license be surrendered to him. At the end of the period of suspension the certificate of license shall be returned to the licensee.

Section 10. COMMISSIONER TO REVOKE LICENSE.)

(a) The Commissioner shall forthwith revoke the license of any person and require that the certificate of license be returned to him, upon receiving a record of the conviction of such person of any of the following offenses:

(1) Manslaughter resulting from the operation of a motor vehicle.

(2) Driving a motor vehicle while under the influence of intoxicating liquor or narcotic drug.

(3) Any crime punishable as a felony under the motor vehicle laws of this State or any other felony in the commission of which a motor vehicle is used.

(4) Conviction of forfeiture of bail upon two charges of reckless driving all within the preceding twelve months.

(5) A conviction of a driver of a motor vehicle, involved in an accident resulting in the death or injury of another person, upon a charge of failing to stop and disclose his identity at the scene of the accident.

(6) The Commissioner upon receiving a record of the conviction of any person upon a charge of operating a motor vehicle while the license of such person is suspended, shall immediately extend the period of such first suspension for an additional like period.

Section 11. COMMISSIONER MAY SUSPEND LICENSE.)

(a) The Commissioner may immediately suspend the license of any person for a period of ninety days without hearing and without receiving a record of conviction of such person of crime, whenever he has reasons to believe:

(1) That such person has committed any offense for which mandatory revocation of license is provided in Section 10.

(2) That such person has, by reckless or unlawful operation of a motor vehicle, caused or contributed to an accident resulting in death or injury or serious property damage.

(3) That such person is incompetent to drive a motor vehicle or is afflicted with mental or physical infirmities or disabilities rendering it unsafe for such person to drive a

motor vehicle upon the highways. Provided, that deafness in itself shall not be deemed to be physical infirmity or disability in a driver.

(4) That such person is an habitual reckless or negligent driver of a motor vehicle or has committed a violation of the laws of this State relating to the operation of motor vehicles.

Section 12. MUST NOTIFY LICENSEE. (a) Whenever the Commissioner suspends the license pursuant to the provisions of Section 11 hereof, he shall immediately notify the licensee and afford him an opportunity of a hearing in the county wherein the licensee resides, or in the case of a non-resident, in the county in which such non-resident may be temporarily residing, and upon such hearing the Commissioner shall either rescind his temporary order of suspension or, good cause appearing therefor, may continue such suspension in effect for a period not exceeding 90 days.

(b) The Commissioner is hereby authorized to suspend or revoke the license of any resident of this State upon receiving a record of the conviction of such person in another state of an offense therein committed which, if committed in this State, would be grounds for the suspension or revocation of the license of the operator. The Commissioner is further authorized upon receiving a record of the conviction in this state of a non-resident driver of a motor vehicle of any offense under the motor vehicle laws of this State, to forward a certified copy of such record to the motor vehicle administrator in the State wherein the persons so convicted is a resident.

(c) The Commissioner shall not suspend a license for a period of more than one year and upon suspending or revoking any license shall require that such license, so suspended or revoked, shall be surrendered except that at the end of the period of suspension, such license shall be returned to the licensee.

Section 13. SUSPENDED LICENSEE MAY APPEAL TO COURT.) Any person whose license has been suspended by the Commissioner, may file a petition within thirty days thereafter for a hearing in the matter in the District Court in the county wherein such person shall reside, and in the case of a non-resident, in the District Court in any county, and such court is hereby vested with jurisdiction, and it shall be its duty to set the matter for hearing upon ten days' written notice to the Commissioner and thereupon to take testimony and examine into the facts of the case to determine whether the petitioner is entitled to a license or is subject to suspension of license under the provisions of this Act and shall render judgment accordingly.

Section 14. MAY APPLY FOR NEW LICENSE AFTER ONE YEAR.) Any person whose license has been revoked under the provisions of Section 10 hereof may, after one year from the date of such revocation, petition the district court of the county wherein he resides, or, in case of a non-resident, the district court of any county, for an order directing

the Commissioner to issue a certificate of license to him. The district court is hereby vested with jurisdiction and it shall be its duty to set the matter for hearing up on 10 days' written notice to the Commissioner. At the hearing the court shall take testimony and examine into the facts of the case to determine whether the petitioner is entitled to a license and shall make its order, granting or denying the petition. If the petition is granted, the Commissioner, upon receipt of a certified copy of the order of the court, shall issue such license. If the petition is denied, no renewal thereof shall be made during the period of one year from the date of the order of the court.

Section 15. MISDEMEANOR TO OPERATE MOTOR VEHICLE AFTER SUSPENSION OF LICENSE.) Any person whose operator's license has been suspended or revoked as provided by this Act, and who shall drive any motor vehicle upon the highways of this State while such license is suspended or revoked or who shall violate any of the other provisions of this Act shall be guilty of a misdemeanor.

Section 16. FEES TO BE PAID INTO THE STATE TREASURY: HOW APPROPRIATED AND DISTRIBUTED.) All moneys received under the provisions of this Act shall be monthly paid by the State Highway Commissioner into the State Treasury and the same is hereby appropriated out of the State Treasury to the following purposes: the first Ten Thousand (\$10,000.00) Dollars collected annually, is hereby appropriated into a fund to be known the "Special Drivers' License Fund" to be used by the State Highway Commissioner in carrying out the provisions of this Act. The next Five Thousand (\$5,000.00) Dollars collected annually, is hereby appropriated into a special fund to be used by the Superintendent of Criminal Identification, as a special fund, hereby created as the "Criminal Identification Fund" for use in paying salaries and operating expenses of the work of Criminal Identification, as provided by Chapter 116 of the Session Laws of 1929; and Acts amendatory thereof; the balance of such moneys so received shall be and is hereby appropriated to the General Fund of the State.

Section 17. STATE HIGHWAY COMMISSIONER MAY APPOINT AGENT.) Any duties required of, or powers conferred on the State Highway Commissioner under the provisions of this Act may be done and performed or exercised by any of his duly authorized agents.

Section 18. PROVISIONS SEPARABLE.) If any part or parts of this Act shall be held to be unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of this Act.

Section 19. INCONSISTENT ACTS REPEALED.) All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Section 20. EMERGENCY.) This Act is declared to be an

emergency measure and shall be in full force and effect from and after its passage and approval.

And the further amendment:

In the next to the last line in Section 1, line 5, of Journal correct the word "contest," to read "context."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 22. A Bill for an Act Making an Appropriation to pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

And further amend to amendments found on pages 28 and 29 of Journal of March 5th:

In line 3, change the figures in printed bill, to read "\$578,689.00."

Page 2, line 11, change the figures back to the original amount to read "\$19,576.00."

In line 18, item 8, strike out "\$3,850.00" and insert in lieu thereof "\$3,000.00."

In line 22½ change the Senate amendment "\$6,000.00" and insert the figures "\$4,000.00."

Page 3, line 45, change TOTAL MAINTENANCE to read "\$759,265.00."

Line 48, NET MAINTENANCE, change figures to read "\$547,265.00."

In line 53, change totals to read "\$578,689.00."

And when so amended recommend the same do pass.

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

And recommend the adoption of the Standing Committee's amendments as follows:

And further amend to amendments found on pages 27 and 28 of Journal of March 5th:

In line 9, item 1, of the printed bill, strike "\$11,322.40," and insert in lieu thereof "\$10,822.40."

In line 10, item 2, strike "\$16,456.32," and insert "\$15,456.32."

In line 11, item 3, strike "\$13,216.24," and insert in lieu thereof "\$12,716.24."

In line 31, item 9, strike "\$4,000.00," and insert in lieu thereof "\$3,000.00."

In line 42, change the totals to read "\$654,463.16."

In line 44, NET MAINTENANCE, change the figures to read "\$350,163.16."

In line 50, item 2, change figures to "\$6,000.00."

Change the total in line 62, to read "\$404,095.83."

In line 3, change the figures to read "\$404,095.83."

And when so amended recommend the same do pass.

EARL D. SYMINGTON,
Chairman.

Mr. McLarty moved the adoption of the report of the Committee of the Whole.

Which motion prevailed.

REPORT OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

Senate Bill No. 327. A Bill for an Act Providing for the Disposition of One Million Dollars from the State Hail Insurance Permanent Surplus Fund; Declaring That the Said Permanent Surplus Fund Exceeds the Amount Needed to Carry Out the Purpose for Which Said Fund was Created by the Sum of One Million Dollars; Providing the Manner and Means of Disposing and Disbursing Said Surplus, and Declaring an Emergency in Connection Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

GEO. ALJETS,
Chairman.

Mr. Aljets moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Godwin moved the absent members be excused.

Which motion prevailed.

Mr. Godwin moved the House do now adjourn.

Which motion prevailed.

SIXTIETH DAY

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

The House convened, pursuant to recess, at 2:00 P. M., Speaker Crockett presiding.

Prayer by the Chaplain, Rev. N. E. McCoy, Carrington.

ROLL CALL

The roll was called and there were present, 108; absent, 5.

Those present:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Aliets	Frosaker	Odegard
Anderson, Bowman	Gessner	Oglesby
Anderson, Burke	Gilbertson	Olson, Hettinger
Anderson, Sargent	Goodlaxon	Olson, Mountrail
Anfinson	Graham	Page
Bailey, Eddy	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Peterson, Cass
Beggs	Hewitt	Place
Bettenhausen	Hill	Randall
Biberdorf	Holey	Ritter
Bilden	Holthusen	Sand
Bjerke	Hurd	Saumur
Black	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kapaun	Scholl
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shurr
Caddell	Larson	Smith
Child	Lavik	Solberg
Clarke	Levin	Stray
Cosgriff	Lohrbauer	Symington
Cunningham	Marks	Thompson
Dahl, Emmons	Moore	Thoreson
Dahl, Traill	Morgan	Traynor
Dalzell	Morris	Treffry
Dittmer	McIlraith	Tuff
Downey	Mode	Twichell
Dullea	Muus	Urschel
Erickson, McKenzie	Myers	Wendland
Erickson, McLean	Niewoehner	Williams
Fedje	Noben	Wolf
Fjeld	Norheim	Mr. Speaker

Those absent:

Messrs.	Messrs.	Messrs.
Burke	Holte	Shockman
Godwin	McLarty	

The Committee on Revision and Correction of the Journal made the following report:

Mr. Speaker: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-Eighth Day after recess and Fifty-Ninth Day and recommend that the same be corrected as follows:

In roll call on Senate Bill No. 313, Representative Downey is recorded voting "aye," whereas he passed.

In the roll call on Senate Bill No. 29 on page 119, House Journal, March 7, Mr. Oglesby is recorded as voting "aye," whereas he voted "no."

And when so corrected recommend that the same be approved.

H. F. NIEWOEHNER,
Chairman.

Mr. Gilbertson moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 156 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Have had the same under consideration and have failed to agree thereon and recommend that the Conference Committee be discharged and a new Committee be appointed.

For the Senate:

A. F. BONZER,
HARRY PETERSON
J. P. CAIN.

For the House:

NELS P. NOBEN,
R. R. SCHOLL,
WM. BETTENHAUSEN.

Nels P. Noben moved that the report be adopted, and the Committee discharged, which motion prevailed and the report was adopted.

The Speaker appointed as a new Conference Committee as to Senate Bill No. 156, Representatives Parkinson, Hewitt and Shurr.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to transmit herewith the following:

SENATE CONCURRENT RESOLUTION "A-1"

Also

SENATE CONCURRENT RESOLUTION "A-m"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Also,

Mr. Speaker: I have the honor to transmit herewith the following:

SENATE CONCURRENT RESOLUTION "A-n"

Also,

SENATE CONCURRENT RESOLUTION "A-o"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 88 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Have had the same under consideration and have failed to agree thereon and recommend that the Conference Committee be discharged and a new committee be appointed.

For the Senate:

A. F. BONZER, Jr.,
HARRY PETERSON,
J. P. CAIN,

For the House:

NELS P. NOBEN,
R. R. SCHOLL,
WM. H. BETTENHAUSEN.

Mr. Nels P. Noben moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker appointed as a new Conference Committee as to Senate Bill No. 88, Representatives Parkinson, Hewitt and Shurr.

Mr. Speaker: Your Conference Committee on Senate Bill No. 13, report as follows:

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

(1) That the House amendment in line 21, reducing that item from \$8,000.00 to \$5,000.00 be agreed to and adopted.

(2) That the House amendment in line 25, reducing the item \$40,000.00 to \$30,000.00 be not agreed to and that the House recede therefrom.

For the Senate:

A. W. FOWLER,
WM. WATT,
JOHN L. MIKLETHUN.

For the House:

WM. J. BIBERDORF,
ROY R. HALL,
W. S. PLACE.

Mr. Place moved that the report be adopted, and the committee discharged, which motion prevailed and the report was adopted.

Mr. Burke moved the rules be suspended and Senate Bill No. 13 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

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, 77; nays, 27; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Mode
Aljets	Fitzgerald	Muus
Anderson, Bowman	Frosaker	Niewoehner
Anderson, Sargent	Gessner	Norheim
Anfinson	Gilbertson	O'Brick
Bauer	Goodlaxon	Odegard
Beggs	Graham	Oglesby
Bettenhausen	Hall	Olson, Hettinger
Biberdorf	Halverson	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Black	Hewitt	Peterson, Cass
Blaisdell	Holthusen	Sand
Born	Holte	Saumur
Borstad	Hurd	Schantz
Brunsdale	Johnson	Schnell
Burgum	Kapaun	Scholl
Burke	Keidel	Smith
Child	Kubischta	Solberg
Clarke	Langford	Symington
Cosgriff	Lavik	Thompson
Cunningham	Levin	Tuff
Dalzell	Lohrbauer	Twichell
Dittmer	Moore	Urschel
Downey	Morris	Wendland
Dullea	McIlraith	Wolf
Erickson, McKenzie	McLarty	Mr. Speaker
Fedje		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Hanson	Page
Bailey, Eddy	Holey	Place
Bailey, Dunn	Isaak	Randall
Bilden	Jensen	Ritter
Bjerke	Larson	Savre
Brusseau	Marks	Seibel
Caddell	Morgan	Stray
Dahl, Emmons	Noben	Thoreson
Dahl, Traill	Olson, Mountrail	Williams
Erickson, McLean		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Godwin	Parkinson	Shurr
Hill	Schauss	Traynor
Myers	Shockman	Treffry

So the bill passed and the title was agreed to.

Mr. Thompson moved that the vote by which Senate Bill No. 13 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Brunsdale moved to reconsider the action by which the Senate amendments to House Bill No. 42 were accepted by the House.

Which motion prevailed.

Mr. Brunsdale moved the House refuse to concur in the Senate amendments as to House Bill No. 42, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Schnell, Dullea and Norheim to serve on such Conference Committee.

Mr. Bettenhausen moved the report of the Select Committee as to House Resolution "E" be printed in the Journal.

Which motion prevailed.

TO THE HOUSE OF REPRESENTATIVES, 24TH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

MR. SPEAKER:

Your select committee appointed as per House Resolution "E" to investigate the feasibility, desirability and practicability of erecting a state-owned radio broadcasting station has inquired into the matter and begs to submit the following report under the following heads: Feasibility, desirability, practicability; estimate of cost of construction and operation; management and control.

As to feasibility, practicability and desirability we wish to say the following: A state-owned and operated radio transmitting station would be of great value; inasmuch as a radio receiver is in practically every home and business place in the state, a state-owned radio transmitter would provide an ever available means of communication which would serve to more closely bind and inform our populace in all ways. Police work would be greatly aided and law and order would be more easily had. It is an instantaneous means of communication which is recognized as our best means and we can see no reason why such service should not be in command of the public and available to the public at all times.

ESTIMATE OF COST OF CONSTRUCTION AND OPERATIONS

(These are estimates and will vary somewhat; however, we believe the amounts as set out below to be reasonably placed.)

Transmitter apparatus	\$35,000.00
Building to house transmitter and space to erect it on	7,500.00
Radiation system	10,000.00
Installation of transmitter apparatus	2,500.00
Studio equipment	5,000.00
Maintenance cost	7,500.00
Miscellaneous	5,000.00
Total cost as estimated	\$72,500.00

MANAGEMENT AND CONTROL

Responsibility for management must be fixed on a very reliable basis. A separate commission could be provided for or management could be vested in the Board of Administration; however, the management must be on an absolutely non-political basis and the business must be conducted in a business-like way in every respect. Regardless of the method of management, at least one person who aids in management

of the transmitter service should be conversant and reliably informed as to the approved practices and methods employed in the management of such equipment and business.

The committee has been informed that if the station can be located in the proximity of Fargo, the engineering department at the Agricultural College would assume responsibility for technical operation for the reason that it would aid in instruction in subjects pertaining to the technical operation, and if such arrangements would be made a material saving in cost of operation personnel could be affected.

In conclusion it is the opinion of the committee that a state-owned radio transmission station would be of inestimable value to everyone and that as an advertising medium for the people as a whole much can be realized from the standpoint of their individual interests and the standpoint of advertising the state of North Dakota to the neighboring territory.

Our natural resources such as coal, gas, pottery, mineral deposits and pleasure resorts need to be brought to the attention of ourselves as well as our neighbors and we know of no other way to so thoroughly cover the subject of advertising as the means of radio transmission affords.

The rates for broadcast service could be materially reduced thereby allowing those who now are prevented from using the service to make use of facilities which are becoming universally considered as a necessity.

In closing we ask your favorable consideration in the adoption of the report.

COMMITTEE:

Signed By:

J. C. HANSON,
GUS. A. SCHAUSS,
WM. O. BIBERDORF,
RAY SCHNELL,
HOWARD PARKINSON.

Chairman.

House Concurrent Resolution "A-20" having been read, Mr. Page moved House Concurrent Resolution "A-20" be adopted.

HOUSE CONCURRENT RESOLUTION A-20

Introduced by E. D. Symington, Matt Dahl, Howard Parkinson, F. D. Hurd and J. C. Blaisdell.

Providing for the Payment of Expenses of an Investigation Made by Resolution of the House of Representatives Relating to Strike Conditions, and the Conduct of the Officials Relating Thereto, in the City of Fargo, in Cass County, North Dakota.

BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring, that the

sum of Eight Hundred and Ten (\$810.00) Dollars, or so much thereof as may be necessary to pay the expenses of said investigation, is hereby appropriated out of the moneys in the State Treasury not otherwise appropriated to be paid by the State Treasurer upon warrants drawn upon the Treasurer by the State Auditor, upon the presentation to the State Auditor of approved vouchers of the Committee, signed by its chairman.

An emergency is hereby declared to exist for the reason there is no other provision for paying the expenses incurred by the committee, therefore this provision shall be effective from and after its passage and approval.

ROLL CALL

The question being on the adoption of the House Concurrent Resolution "A-20," the roll was called and there were ayes, 74; nays, 22; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Page
Anderson, Bowman	Godwin	Parkinson
Anderson, Burke	Hall	Peterson, Bottineau
Anderson, Sargent	Halverson	Peterson, Cass
Bailey, Dunn	Hanson	Place
Bauer	Hill	Ritter
Beggs	Holey	Sand
Bettenhausen	Hurd	Saumur
Biberdorf	Isaak	Savre
Bilden	Johnson	Schantz
Bjerke	Kapaun	Seibel
Black	Keidel	Schauss
Blaisdell	Levin	Solberg
Brusseau	Marks	Stray
Caddell	Moore	Symington
Child	Morgan	Thoreson
Clarke	McIlraith	Traynor
Cunningham	McLarty	Treffry
Dahl, Traill	Muus	Tuff
Dalzell	Myers	Urschel
Dittmer	Noben	Wendland
Downey	O'Brien	Williams
Erickson, McLean	Odegard	Wolf
Fjeld	Olson, Hettinger	Mr. Speaker
Fitzgerald	Olson, Mountrail	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Aljets	Erickson, McKenzie	Lavik
Bailey, Eddy	Gessner	Lohrbauer
Born	Gilbertson	Morris
Borstad	Goodlaxon	Niewoehner
Brunsdale	Holthusen	Oglesby
Burgum	Jensen	Randall
Burke	Kubischta	Thompson
Cosgriff		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Holte	Scholl
Dahl, Emmons	Langford	Shockman
Dullea	Larson	Shurr
Fedje	Mode	Smith
Graham	Norheim	Twichell
Hewitt	Schnell	

So the Resolution was adopted, and the emergency clause was declared carried.

Mr. Wolf moved the adoption of House Concurrent Resolution "A-21" which was read at this time.

HOUSE CONCURRENT RESOLUTION "A-21"

Introduced by Representative Aljets

WHEREAS, a complete record of action upon and disposal of all bills introduced in the House and Senate during this Session, should be made available to House and Senate members as quickly as possible; such record to show what bills have been indefinitely postponed, withdrawn or passed, with notation of Journal date and page of amendments thereto:

THEREFORE, BE IT RESOLVED By the House of Representatives, the Senate concurring; that such compilation be at once prepared in a pamphlet similar in size to the House and Senate Journals; that E. K. Shaeffer be employed for the House and Hope Snyder be employed for the Senate; they working together to prepare such compilation immediately. A copy of the same to be mailed as speedily as possible by the House and Senate mailing force to each member of the House and Senate, at the home address thereof. That the said E. K. Shaeffer and said Hope Snyder be and they are hereby respectively retained on this work for the House and for the Senate for the period of three days after the adjournment of this legislative assembly, at their present pay; such compensation with the printing expense of such pamphlet and of mailing the same to be charged and paid as legislative expense.

ROLL CALL

The question being on the adoption of the House Concurrent Resolution "A-21", the roll was called and there were ayes, 95; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	O'Brien
Aljets	Frosaker	Odegard
Anderson, Bowman	Gessner	Oglesby
Anderson, Burke	Gilbertson	Olson, Hettinger
Anderson, Sargent	Godwin	Olson, Mountrail
Anfinson	Goodlaxon	Page
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bauer	Holey	Peterson, Cass
Beggs	Holthusen	Ritter
Bettenhausen	Holte	Sand
Biberdorf	Hurd	Savre
Bilden	Isaak	Schantz
Bjerke	Jensen	Scholl
Blaisdell	Johnson	Seibel
Born	Kapaun	Schauss
Borstad	Keidel	Shurr
Brunsdale	Kubischta	Smith
Brusseau	Langford	Solberg
Burgum	Larson	Stray
Burke	Lavik	Thompson
Caddell	Levin	Thoreson
Child	Moore	Traynor
Clarke	Morgan	Treffry
Cunningham	Morris	Tuff
Dahl, Traill	McIlraith	Twichell
Dalzell	McLarty	Urschel
Dittmer	Mode	Wendland
Downey	Muus	Williams
Erickson,McKenzie	Myers	Wolf
Erickson, McLean	Niewoehner	Mr. Speaker
Fedje	Noben	

Those voting in the negative were:

Messrs.	Messrs.
Place	Randall

Absent and not voting:

Messrs.	Messrs.	Messrs.
Black	Hall	Norheim
Cosgriff	Hewitt	Saumur
Dahl, Emmons	Hill	Schnell
Dullea	Lohrbauer	Shockman
Fjeld	Marks	Symington
Graham		

So the resolution was adopted.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 13.

Also,

The Speaker has appointed as a new Conference Committee to act with a like Committee from the Senate on House Bill No. 88, Representatives Parkinson, Hewitt and Shurr.

Also,

The Speaker has appointed as a new Conference Committee on Senate Bill No. 156, Representatives Parkinson, Hewitt and Shurr.

Also,

The Speaker has appointed as a new Conference Committee on House Bill No. 42, Representatives Schnell, Dullea and Norheim.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Dahl of Emmons moved the adoption of House Concurrent Resolution "A-22," which was read at this time.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION A-22

Introduced by Representative Dahl of Emmons.

Designing the 18th Story of the Capitol Building as Official Picture Gallery.

Be It Resolved by the House of Representatives, The Senate Concurring:

WHEREAS: The beauty of the various offices, departments and rooms of the new Capitol Building would be greatly marred, and the general scheme of design, construction and decoration would be injured by the promiscuous hanging of pictures in such various offices, departments and rooms; and

WHEREAS: For historical reasons it is very desirable to secure a permanent record, through pictures, of past, present and future state officials, legislative members and heads of departments, and to provide a permanent and convenient place for the same; and

WHEREAS: The eighteenth story of the Capitol Building has been finished, and, for the present at least, is not needed for state purposes; and

WHEREAS: Said story would furnish adequate room as well as a desirable place for the aforesaid purposes;

THEREFORE: The Board of Administration is hereby requested to make available the necessary wall space in the rooms on said eighteenth floor for the purposes herein mentioned, to the extent that the same will not unduly interfere with the use of said space for other necessary purposes, and that the board adopt and promulgate such rules and regulations with reference to the matter as they may deem necessary or advisable.

House Concurrent Resolution "A-22" having been read, Mr. Noben moved the adoption of the Resolution.

Mr. Schantz moved as a substitute motion House Concurrent Resolution "A-22" be laid on the table, and a Committee appointed to draft a new resolution.

Which motion prevailed.

The Speaker appointed Representatives Scholl, Schantz and Savre on such Committee.

SEVENTH ORDER OF BUSINESS

Mr. Symington moved that the House reconsider the vote by which Senate Bill No. 260 was lost.

Which motion prevailed.

Mr. Godwin moved the Senate be requested to return Senate Bill No. 260.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 327. A Bill for an Act Providing for the Disposition of One Million Dollars from the State Hail Insurance Permanent Surplus Fund; Declaring That the Said Permanent Surplus Fund Exceeds the Amount Needed to Carry Out the Purpose for Which Said Fund was Created by the Sum of One Million Dollars; Providing the Manner and Means of Disposing and Disbursing Said Surplus, and Declaring an Emergency in Connection Therewith.

Which the House has indefinitely postponed.

Also transmit:

HOUSE CONCURRENT RESOLUTION NO. A-20

Also,

HOUSE CONCURRENT RESOLUTION NO. A-21

Also,

HOUSE CONCURRENT RESOLUTION NO. A-22

Which the House has adopted and your favorable consideration is respectfully requested.

Mr. President: I have the honor to inform you that the House request the return of Senate Bill No. 260.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Senate Concurrent Resolution "A-1" was read at this time.

Mr. Smith moved the adoption of Senate Concurrent Resolution "A-1."

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate adopted the report of the Conference Committee on Senate Bill No. 13 and has concurred in the House amendment to Senate Bill No. 158.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill No. 161, Senators Peterson, Lind and Nelson of Barnes and has adopted the report of the Conference Committee on House Bill No. 27.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Concurrent Resolution "A-m" was read at this time.

Mr. Godwin moved the adoption of Senate Concurrent Resolution "A-m."

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution "A-m," the roll was called and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	O'Brien
Aljets	Godwin	Odegard
Anderson, Bowman	Goodlaxon	Oglesby
Anderson, Burke	Graham	Olson, Mountrail
Anfinson	Halverson	Page
Bailey, Eddy	Hanson	Parkinson
Bailey, Dunn	Hill	Peterson, Bottineau
Bauer	Holthusen	Peterson, Cass
Beggs	Holte	Randall
Bettenhausen	Hurd	Ritter
Biberdorf	Isaak	Sand
Bilden	Jensen	Saumur
Bjerke	Johnson	Savre
Black	Kapaun	Schantz
Blaisdell	Keidel	Schnell
Born	Kubischta	Scholl
Borstad	Langford	Seibel
Brunsdale	Larson	Schauss

Messrs.	Messrs.	Messrs.
Burke	Lavik	Smith
Clarke	Levin	Solberg
Cosgriff	Lohrbauer	Stray
Cunningham	Marks	Symington
Dahl, Emmons	Moore	Thompson
Dahl, Traill	Morgan	Thoreson
Dalzell	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Tuff
Fedje	Myers	Urschel
Fjeld	Niewoehner	Wendland
Fitzgerald	Noben	Williams
Frosaker	Norheim	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Erickson, McLean	Olson, Hettinger
Brusseau	Hall	Place
Burgum	Hewitt	Shockman
Caddell	Holey	Shurr
Child	Mode	Twichell
Dittmer	Muus	Wolf
Erickson,McKenzie		

So the Resolution was adopted.

Senate Concurrent Resolution "A-n" was read at this time.

Mr. Brunsdale moved the adoption of Senate Concurrent Resolution "A-n."

ROLL CALL

The question being on the adoption of the Senate Concurrent Resolution "An," the roll was called and there were ayes, 93; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Myers
Aljets	Fitzgerald	Niewoehner
Anderson, Burke	Frosaker	Noben
Anderson, Sargent	Gessner	Norheim
Anfinson	Gilbertson	O'Brien
Bailey, Eddy	Godwin	Odegard
Bailey, Dunn	Goodlaxon	Oglesby
Bauer	Hall	Page
Beggs	Halverson	Peterson,Bottineau
Bettenhausen	Hanson	Peterson, Cass
Biberdorf	Hill	Place
Bilden	Holthusen	Randall
Bjerke	Holte	Ritter
Black	Hurd	Sand
Blaisdell	Isaak	Saumur
Born	Jensen	Schnell
Borstad	Johnson	Seibel

Messrs.	Messrs.	Messrs.
Brunsdale	Kapaun	Schauss
Brusseau	Keidel	Smith
Burgum	Kubischta	Solberg
Burke	Langford	Stray
Clarke	Larson	Symington
Cunningham	Lavik	Thompson
Dahl, Traill	Levin	Thoreson
Dalzell	Marks	Traynor
Dittmer	Moore	Treffry
Downey	Morgan	Tuff
Dullea	Morris	Urschel
Erickson, McKenzie	McLarty	Wendland
Erickson, McLean	Mode	Williams
Fedje	Muus	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Holey	Schantz
Caddell	Lohrbauer	Scholl
Child	McIlraith	Shockman
Cosgriff	Olson, Hettinger	Shurr
Dahl, Emmons	Olson, Mountrail	Twichell
Graham	Parkinson	Wolf
Hewitt	Savre	

So the Resolution was adopted.

Senate Concurrent Resolution "Ao" was read at this time.
Mr. Godwin moved the adoption of the Resolution.

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution "A-o," the roll was called and there were ayes, 87; nays, 0; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Norheim
Aljets	Gilbertson	O'Brien
Anderson, Sargent	Goodlaxon	Odegard
Anfinson	Graham	Oglesby
Bailey, Eddy	Hall	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bettenhausen	Hanson	Peterson, Bottineau
Biberdorf	Hewitt	Peterson, Cass
Bilden	Hill	Place
Bjerke	Holthusen	Randall
Black	Hurd	Ritter
Blaisdell	Isaak	Sand
Born	Jensen	Schnell
Borstad	Johnson	Seibel
Brunsdale	Kapaun	Schauss
Brusseau	Keidel	Shurr
Burke	Kubischta	Solberg
Clarke	Langford	Stray
Dahl, Traill	Larson	Symington

Messrs.	Messrs.	Messrs.
Dalzell	Lavik	Thompson
Dittmer	Levin	Thoreson
Downey	Lohrbauer	Traynor
Dullea	Morgan	Treffry
Erickson,McKenzie	McLarty	Tuff
Erickson, McLean	Mode	Urschel
Fedje	Muus	Wendland
Fjeld	Myers	Williams
Fitzgerald	Niewoehner	Wolf
Frosaker	Noben	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Dahl, Emmons	Parkinson
Anderson, Burke	Godwin	Saumur
Bauer	Holey	Savre
Beggs	Holte	Schantz
Burgum	Marks	Scholl
Caddell	Moore	Shockman
Child	Morris	Smith
Cosgriff	McIlraith	Twichell
Cunningham	Olson, Hettinger	

So the resolution was adopted.

SEVENTH ORDER OF BUSINESS

House Resolution "S" was read at this time.

Mr. Marks moved the adoption of the resolution and that the same be printed in the Journal.

HOUSE RESOLUTION S

Introduced by Representatives Erickson of McLean, Anderson of Divide and Marks

WHEREAS, By Act of Congress cattle have been added to the list of basic commodities and thus subjected to adjustment price benefits; and

WHEREAS, The United States Government has acquired title to approximately a million head of North Dakota cattle under the drouth cattle buying program; and

WHEREAS, The producers of said cattle received about 25% of the cost of producing same; and

WHEREAS, Such producers are entitled to cost of production, or a parity price under the Agricultural Adjustment Act; and

WHEREAS, Cattle producers of North Dakota, under the Agricultural Adjustment Act, are entitled to adjustment benefit payments in the amount of about \$40,000,000.00 if they are to receive parity prices for the cattle disposed of; and

WHEREAS, About 90% of said cattle were mortgaged for more than was paid for them; and

WHEREAS, Cattle producers are unable to meet the obligations secured by the cattle so disposed of and unless the producers receive just compensation for their cattle, it is going to work a hardship on Banks, Credit Companies and other mortgage holders in this and other states largely supported with Government money; and

WHEREAS, We are informed that the Agricultural Adjustment Administration has not started to work out a program which will regulate cattle production;

THEREFORE, BE IT RESOLVED, That we urge upon the Agricultural Adjustment Administration to work out a cattle program as soon as possible and provide for adjustment benefits to the end that parity prices may be obtained for cattle, and the producers of cattle enabled to re-establish their almost depleted estates;

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to the Secretary of Agriculture at Washington, D. C., and to our Senators and Congressmen in Washington urging them to do all in their power to help get an equitable cattle program started.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return:

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved the House refuse to concur in the Senate amendments as to House Bill No. 37, and that the Speaker appoint a conference committee of three, to concur with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Rep-

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representatives Beggs, Brunsdale and Lavik to serve on such conference committee.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 1 and the President has appointed as a Conference Committee, Senators Fredrickson, Trovatten and Erickson.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the report of the Conference Committee on Senate Bill No. 88 and the President has appointed as a new Conference Committee, Senators Peterson, Brostuen and Bonzer.

Also,

And on Senate Bill No. 156 the same above committee.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved the House refuse to concur in the Senate amendments as to Senate Bill No. 1, and that the Speaker appoint a conference committee consisting of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Dahl of Emmons, Hurd and Cunningham to serve on such conference committee.

MESSAGE FROM THE GOVERNOR

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

March 8, 1935.

To the House of Representatives of the State of North Dakota:

At 2:30 o'clock P. M., on March 8, 1935, I approve House Bill No. 35, in the total sum of \$3,840.00, and disapprove it in all sums in excess of that amount, and the appropriations made for the following item in said bill are cut out:

General Service and Regulatory Work Seed Testing
Laboratory, Federal-State Market Grace Supervision,
Sundry Equipment and Supplies None.

This reduction is made for the reason that the law creating this Department providing the fund of \$15,000.00 and on March 1, 1935, the balance in this fund to the credit of the

State Seed Department was \$13,788.36. This Department is one of those which should be and could be made self-sustaining and that by leaving the amount required for the Commissioner and Clerk, this Department will still be able to function.

Very truly yours,

WALTER WELFORD,
Acting Governor.

Mr. Godwin moved the House now recess for twenty minutes.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 48 Senators Etestad, Handley and McGillic.

And on House Bill No. 42 Senators Thatcher, Kolpin and Stucke.

Also,

Mr. Speaker: I have the honor to return Senate Bill No. 260, which the House has requested.

Also,

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 122 and House Bill No. 181 to the Senate.

Mr. Brunsdale moved the House comply with the request of the Senate as to the return of House Bill No. 122 and House Bill No. 181.

Which motion prevailed.

Mr. Speaker: I have the honor to return herewith the following bills:

Also,

HOUSE CONCURRENT RESOLUTION "A-21"

Also,

HOUSE CONCURRENT RESOLUTION "A-22"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee, on House Bill No. 107, Senators Bonzer, Lind and Trovatten.

Also:

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Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 289.

Also, Senate Bill No. 74.

Very respectfully,

F. E. TUNELL,
Secretary

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

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, on House Bill No. 37, Representatives Beggs, Brunsdale and Lavik.

The Speaker has also appointed as a conference committee on Senate Bill No. 1, Representatives Dahl of Emmons, Hurd and Cunningham.

Also:

Mr. President: I have the honor to return herewith the following bills:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund Therefor, Providing for the Levy of Annual Tax, Prescribing Persons to Be Pensioned.

Also,

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Which the Senate has requested.

Also:

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION "A-1"

Also,

SENATE CONCURRENT RESOLUTION "A-m"

SENATE CONCURRENT RESOLUTION "A-o"

Which the House has adopted.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 42 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Have had the same under consideration and recommend the following amendments:

In line 18, of Section 1, of the engrossed bill, strike out the figures \$268,600.00, and insert in lieu thereof the figures \$193,600.00.

For the Senate:

WM. A. THATCHER,
E. C. STUCKE,
G. W. KOLPIN.

For the House:

ROY SCHNELL,
E. J. DULLEA,
L. O. NORHEIM.

Mr. Schnell moved that the report be adopted, and the Committee be discharged, which motion prevailed and the report was adopted.

Mr. Brunsdale moved the rules be suspended and House Bill No. 42 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 42. 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 second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Graham	Oglesby
Aljets	Hall	Olson, Hettinger
Anderson, Bowman	Halverson	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anfinson	Hanson	Page
Bailey, Eddy	Hewitt	Peterson, Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Holey	Place
Beggs	Holthusen	Randall
Bettenhausen	Holte	Ritter
Biberdorf	Isaak	Sand
Bilden	Jensen	Saumur
Bjerke	Kapaun	Savre
Born	Keidel	Schantz
Borstad	Langford	Schnell
Brunsdale	Larson	Scholl
Burgum	Lavik	Seibel
Burke	Levin	Schauss
Caddell	Lohrbauer	Smith
Clarke	Marks	Symington
Dahl, Traill	Moore	Thompson
Dalzell	Morgan	Thoreson
Downey	Morris	Traynor
Dullea	McIlraith	Treffry
Erickson, McKenzie	McLarty	Tuff
Fedje	Muus	Twichell
Fjeld	Myers	Urschel
Fitzgerald	Niewoehner	Wendland
Gessner	Noben	Williams
Gilbertson	Norheim	Wolf
Godwin	Odegard	Mr. Speaker
Goodlaxon		

Those voting in the negative were:

Messrs.	Messrs.
Frosaker	Stray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Cunningham	Mode
Anderson, Sargent	Dahl, Emmons	O'Brien
Black	Dittmer	Parkinson
Blaisdell	Erickson, McLean	Shockman
Brusseau	Hurd	Shurr
Child	Johnson	Solberg
Cosgriff	Kubischta	

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on House Bill No. 42.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Godwin moved Senate Bill No. 322 be indefinitely postponed.

Which motion prevailed.

Mr. Godwin moved the vote by which Senate Bill No. 260 was declared lost be reconsidered.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 260 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Attorney General to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Amending Chapter 102 of the Session Laws of North Dakota for the Year 1933 Relating to Bureau of Criminal Identification; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 72; nays, 37; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Downey	Olson, Hettinger
Aljets	Erickson, McLean	Olson, Mountrail
Anderson, Bowman	Fedje	Parkinson
Anderson, Burke	Frosaker	Peterson, Bottineau
Anderson, Sargent	Godwin	Place
Anfinson	Goodlaxon	Ritter
Bailey, Dunn	Hill	Sand
Bauer	Hurd	Saumur
Beggs	Isaak	Savre
Bettenhausen	Jensen	Schantz
Biberdorf	Keidel	Schnell
Bilden	Kubischta	Scholl
Bjerke	Langford	Seibel
Blaisdell	Larson	Schauss
Born	Marks	Shurr
Borstad	Morgan	Solberg
Brusseau	McIlraith	Stray
Caddell	McLarty	Thoreson
Child	Mode	Treffry
Cunningham	Muus	Tuff
Dahl, Emmons	Myers	Urschel
Dahl, Traill	Noben	Williams
Dalzell	O'Brien	Wolf
Dittmer	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hall	Niewoehner
Black	Halverson	Norheim
Brunsdale	Hanson	Oglesby
Burgum	Holey	Page
Burke	Holthusen	Peterson, Cass
Clarke	Holte	Randall
Dullea	Kapaun	Smith
Erickson,McKenzie	Lavik	Symington
Fjeld	Levin	Thompson
Fitzgerald	Lohrbauer	Traynor
Gessner	Moore	Twichell
Gilbertson	Morris	Wendland
Graham		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cosgriff	Johnson	Shockman
Hewitt		

So the bill passed and the title was agreed to and the emergency clause was declared lost.

Mr. Marks moved that the vote by which Senate Bill No. 260 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed

Mr. Hurd: I believe in this bill there is a factor that the majority floor leader, as well as others, have failed to consider, and that is the fact that the bill is going to bring about a much stricter regulation than laid down by the bills we have just passed in regard to the trucking situation. Therefore I vote "aye."

SECOND READING OF SENATE BILLS

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 87; nays, 13; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Olson, Hettinger
Aljets	Goodlaxon	Olson, Mountrail
Anderson,Bowman	Graham	Page

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Halverson	Parkinson
Anfinson	Hewitt	Peterson, Bottineau
Bailey, Eddy	Hill	Peterson, Cass
Bailey, Dunn	Holey	Place
Bauer	Holthusen	Ritter
Biberdorf	Holte	Sand
Bilden	Johnson	Saumur
Bjerke	Kapaun	Savre
Blaisdell	Keidel	Schantz
Born	Kubischta	Schnell
Borstad	Langford	Schauss
Brunsdale	Larson	Shurr
Burgum	Lavik	Smith
Burke	Marks	Solberg
Caddell	Moore	Symington
Clarke	Morgan	Thompson
Dahl, Traill	Morris	Thoreson
Dalzell	McIllraith	Traynor
Dittmer	McLarty	Treffry
Erickson, McKenzie	Muus	Tuff
Erickson, McLean	Myers	Twichell
Fedje	Niewoehner	Urschel
Fjeld	Noben	Wendland
Fitzgerald	Norheim	Williams
Frosaker	O'Brien	Wolf
Gessner	Odegard	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beggs	Hanson	Levin
Brusseau	Hurd	Lohrbauer
Child	Isaak	Oglesby
Downey	Jensen	Seibel
Dullea		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Dahl, Emmons	Randall
Bettenhausen	Gilbertson	Scholl
Black	Hall	Shockman
Cosgriff	Mode	Stray
Cunningham		

So the bill passed and the title was agreed to.

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 82; nays, 19; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Norheim
Aljets	Graham	O'Brien
Anderson, Bowman	Halverson	Odegard
Anfinson	Hanson	Olson, Hettinger
Bailey, Dunn	Hewitt	Olson, Mountrail
Bauer	Hill	Peterson, Bottineau
Beggs	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Holte	Sand
Bilden	Hurd	Saumur
Bjerke	Johnson	Savre
Black	Kapaun	Schnell
Blaisdell	Keidel	Scholl
Born	Kubischta	Seibel
Borstad	Langford	Schauss
Brusseau	Lavik	Shurr
Caddell	Levin	Smith
Ohild	Lohrbauer	Solberg
Dahl, Traill	Moore	Thoreson
Downey	Morgan	Traynor
Dullea	Morris	Treffry
Erickson, McKenzie	McIlraith	Tuff
Fedje	McLarty	Urschel
Fjeld	Mode	Wendland
Fitzgerald	Muus	Williams
Frosaker	Myers	Wolf
Gessner	Noben	Mr. Speaker
Godwin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Erickson, McLean	Oglesby
Brunsdale	Gilbertson	Page
Burke	Isaak	Peterson, Cass
Clarke	Jensen	Stray
Dahl, Emmons	Larson	Symington
Dalzell	Marks	Thompson
Dittmer		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Cunningham	Place
Anderson, Sargent	Hall	Schantz
Burgum	Niewoehner	Shockman
Cosgriff	Parkinson	Twichell

So the bill passed and the title was agreed to.

Senate Bill No. 264. A Bill for an Act Relating to Licens-

ing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 93; nays, 12; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Hettinger
Anderson, Burke	Halverson	Olson, Mountrail
Anderson, Sargent	Hanson	Parkinson
Anfinson	Hewitt	Peterson, Bottineau
Bailey, Dunn	Hill	Place
Bauer	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Holte	Sand
Bilden	Hurd	Saumur
Bjerke	Isaak	Savre
Blaisdell	Jensen	Schantz
Born	Johnson	Schnell
Borstad	Kubischta	Seibel
Brusseau	Langford	Schauss
Burgum	Larson	Shurr
Burke	Lavik	Smith
Caddell	Lohrbauer	Solberg
Child	Marks	Stray
Clarke	Moore	Symington
Cunningham	Morgan	Thoreson
Dahl, Traill	Morris	Traynor
Dalzell	McIlraith	Treffry
Downey	McLarty	Tuff
Erickson, McKenzie	Muus	Twichell
Erickson, McLean	Myers	Urschel
Fedje	Niewoehner	Wendland
Fjeld	Noben	Williams
Fitzgerald	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Dullea	Mode
Black	Hall	Page
Brunsdale	Kapaun	Peterson, Cass
Dittmer	Levin	Thompson

FRIDAY, MARCH 8, 1935

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Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Gilbertson	Scholl
Cosgriff	Graham	Shockman
Dahl, Emmons	Keidel	

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Mr. Blaisdell moved that the vote by which Senate Bill No. 264 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

March 8, 1935.

Mr. Wm. M. Crockett,
Speaker of the House,
24th Legislative Assembly,
Bismarck, North Dakota.

Dear Mr. Crockett:

It is desired to invite your attention to the fact that under existing laws there is considerable laxity in the provisions for enforcement. The power granted for the issuance and revocation of license is not believed to be specific enough to make it possible to secure the degree of enforcement desired. It is our belief that in the interests of law enforcement and of the administration and control of the sale and distribution of beer, that some additional legislation should be provided.

Senate Bill No. 195, which has been before you and which I believe is now indefinitely postponed, should be passed in order to permit a better enforcement of the beer laws.

Will you kindly give this matter your attention.

Yours very truly,

WALTER WELFORD,
Acting Governor

P. O. SATHRE,
Attorney General.

WW:C

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 161 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud or Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

For the Senate:

HARRY PETERSON,
A. C. NELSON,
ALEX LIND.

For the House:

H. R. SOLBERG,
THOS. BURKE,
HARVEY BRUSSEAU.

Representative Solberg moved that the report be adopted and the committee be discharged, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 48 made the following report:

Mr. Speaker: Your Conference Committee on:

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Have had the same under consideration and beg leave to report that the Senate has receded from its amendments and the House and Senate Committee have agreed to amend the original bill by striking out the figures "80" in next to the bottom line of the first page of the engrossed bill and inserting in lieu thereof the figures "100."

For the Senate:

OLE ETTESTAD,
W. S. HANDLEY,
J. T. MCGILLIC.

For the House:

O. F. ANDERSON,
L. L. TWICHELL,
M. L. HOLEY.

Mr. Anderson moved that the report be adopted, and the Committee discharged, which motion prevailed and the report was adopted.

Mr. Twichell moved the rules be suspended and House Bill No. 48 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1934, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 91; nays, 9; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Noben
Aljets	Gilbertson	Norheim
Anderson, Bowman	Godwin	O'Brien
Anderson, Burke	Goodlaxon	Odegard
Anderson, Sargent	Graham	Oglesby
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Halverson	Parkinson
Bailey, Dunn	Hanson	Peterson, Bottineau
Bauer	Holey	Peterson, Cass
Beggs	Holthusen	Ritter
Bettenhausen	Holte	Sand
Bilden	Hurd	Saumur
Bjerke	Isaak	Savre
Black	Jensen	Schnell
Blaisdell	Johnson	Scholl
Born	Kapaun	Seibel
Borstad	Keidel	Schauss
Brunsdale	Kubischta	Smith
Brusseau	Langford	Solberg
Burgum	Larson	Stray
Burke	Lavik	Thompson
Caddell	Marks	Thoreson
Child	Moore	Traynor
Clarke	Morgan	Treffry
Dahl, Traill	McIlraith	Tuff
Dittmer	McLarty	Twichell
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Mr. Speaker
Frosaker		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Biberdorf	Hill	Schantz
Dalzell	Morris	Symington
Dullea	Page	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cosgriff	Hewitt	Place
Cunningham	Levin	Randall
Dahl, Emmons	Lohrbauer	Shockman
Downey	Olson, Hettinger	Shurr
Fitzgerald		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Twichell moved that the vote by which House Bill No. 48 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Symington moved the Senate be requested to return Senate Bill No. 195.

Which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 88 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Have had the same under consideration and recommend that the Senate concur in the House amendments and in the further amendments of the Conference Committee as follows:

In sub-division (e) of the engrossed bill, strike out all of line 9, 10, and 11 up to and including the word "market," and insert in lieu thereof the following language: "provided further that commercial freighting, as defined in this Act, shall not include hauling done for farmers in transporting agricultural products to or from the local market, nor shall this include anyone hauling farm products to his own local railway station from his local farming territory.

For the Senate:

HARRY PETERSON,
J. K. BROSTUEN,
A. F. BONZER.

For the House:

HOWARD PARKINSON,
H. H. HEWITT,
FRED SHURR.

Representative Parkinson moved that the report be adopted, and the Committee be discharged.

Mr. Twichell, as a substitute motion, moved the House refuse to concur in the Senate amendments as to House Bill No. 88, and that the Speaker appoint a Conference Committee of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the speaker appointed Representatives Twichell, Place and Anderson of Bowman to serve on such Conference Committee.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 156 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Subdivision (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Have had the same under consideration and recommend that the Senate do concur in the House amendments, with the further amendments by the Conference Committee as follows:

In Sub-division (d) of the Engrossed bill, in the 26th line, after the word "the," strike out the following language: "local railroad station" and insert in lieu thereof the word "market" and a "period." Following the "period" insert the following language: "Nor shall this include anyone hauling farm produce to his own local railway station from his local farming territory."

For the Senate:

HARRY PETERSON,
J. K. BROSTUEN,
A. F. BONZER, Jr.

For the House:

HOWARD PARKINSON,
FRED SHURR,
H. H. HEWITT.

Mr. Brunsdale moved the House refuse to concur in the Senate amendments as to House Bill No. 156, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Twichell, Place and Anderson of Bowman to serve on such Conference Committee.

The Conference Committee on House Bill No. 107 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1913, Defining Usury.

Have had the same under consideration and recommend the following amendment:

In Section 1, line 10, of the engrossed bill, after the word "than," strike out the word "six," and insert in lieu thereof the word "seven."

For the Senate:

A. F. BONZER, Jr.,
ALEX LIND,
A. A. TROVATTEN.

For the House:

W. W. TREFFRY,
A. J. KAPAUN,
CARL G. KEIDEL.

Representative Treffry moved that the report be adopted, and the committee discharged, which motion prevailed and the report was adopted.

Mr. Godwin moved the rules be suspended and House Bill No. 107 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1913, Defining Usury.

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, 95; nays, 12; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Odegard
Aljets	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Mountrail
Anderson, Burke	Hall	Parkinson

Messrs.	Messrs.	Messrs.
Anfinson	Hanson	Peterson, Bottineau
Bailey, Dunn	Hewitt	Peterson, Cass
Bauer	Hill	Place
Bettenhausen	Holey	Randall
Biberdorf	Holte	Ritter
Black	Hurd	Sand
Blaisdell	Isaak	Saumur
Borstad	Jensen	Savre
Brunsdale	Johnson	Snell
Brusseau	Kapaun	Scholl
Burgum	Keidel	Seibel
Burke	Kubischta	Schauss
Caddell	Langford	Shurr
Child	Larson	Smith
Clarke	Lavik	Solberg
Cunningham	Levin	Stray
Dahl, Emmons	Lohrbauer	Symington
Dahl, Trail	Moore	Thompson
Dalzell	Morgan	Thoreson
Dittmer	Morris	Traynor
Downey	McIlraith	Treffry
Dullea	McLarty	Tuff
Erickson, McKenzie	Mode	Urschel
Erickson, McLean	Muus	Wendland
Fedje	Myers	Williams
Fjeld	Niewoehner	Wolf
Fitzgerald	Noben	Mr. Speaker
Frosaker	Norheim	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Born	Marks
Bailey, Eddy	Gilbertson	O'Brien
Bilden	Halverson	Page
Bjerke	Holthusen	Schantz

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beggs	Graham	Shockman
Cosgriff	Olson, Hettinger	Twichell

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 107 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved the House now recess until 7:30 P. M., March 8, 1935.

Which motion prevailed.

Pursuant to recess the House re-convened at 7:30 P. M., Speaker Crockett presiding.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions, and Declaring an Emergency.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Also,

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor; Establishing a State Employment Service in Cooperation with the Federal Government Under the Provisions of the Wagner-Peyser Act. Providing Payment of Salaries and Expenses and Making an Appropriation and Declaring an Emergency.

Also,

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Also,

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 6548a11 of the Supplement to the Compiled Laws of the State of North Dakota 1913, Relating to Exchange of Reciprocal or Inter-Insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement.

Also,

HOUSE CONCURRENT RESOLUTION A-22

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 6548a11 of the Supplement to the Compiled Laws of the State of North Dakota, 1913, Relating to Exchange of Reciprocal or Inter-insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement.

Also,

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor; Establishing a State Employment Service in Co-operation with the Federal Government Under the Provisions of the Wagner-Percy Act. Providing Payment of Salaries and Expenses and Making an Appropriation, and Declaring an Emergency.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Also,

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions, and Declaring an Emergency.

Also,

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Also,

HOUSE CONCURRENT RESOLUTION "A-22"

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 161.

Also,

House Bill No. 48.

Also,

House Bill No. 107.

Also,

The House has refused to adopt the report of the Conference Committee on Senate Bill No. 88, and the Speaker has appointed as a new Conference Committee to act with a like committee from the Senate, Representatives Twichell, Place and Anderson of Bowman.

The Speaker has also appointed as a new committee on Senate Bill No. 156, Representatives Twichell, Place and Anderson of Bowman.

Also,

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 195.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Highway Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Also,

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Also,

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development

and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Also,

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to Be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency; Appropriation.

Which the House has amended.

Also return:

Senate Bill No. 322. A Bill for an Act to Impose a Tax of One Cent Upon the Sale of All Gasoline; Providing for the Collection Thereof and for the Disposition of the Revenue Therefrom; Fixing Penalties for Violation, and Declaring an Emergency.

Which the House has indefinitely postponed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1935.

Mr. Speaker: I have the honor to return herewith Senate Bill No. 18. The Senate requests that the House make such corrections in the Bill as are necessary and that the House re-pass the Bill and return the same to the Senate.

Mr. Speaker: I have the honor to return herewith House Bill No. 93, which the President has signed.

Also transmit:

Senate Bills Nos. 175, 306, 212, 226, 57, 98, 192, which the President has signed and your signature is respectfully requested.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 74 and the President has appointed as a Conference Committee, Senators Whelan, Watt and Fowler.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved the Chair appoint a Conference Committee to confer with a like Committee from the Senate as to Senate Bill No. 74.

Which motion prevailed, and the Speaker appointed Representatives Beggs, Brunsdale and Lavik to serve on such Committee.

Mr. Brunsdale moved the Chair appoint a Conference Committee to confer with a like Committee from the Senate as to Senate Bill No. 18.

Which motion prevailed, and the Speaker appointed Representative Anderson of Sargent, Hanson and Graham to serve on such Committee.

The Speaker called Mr. Aljets to the chair.

Mr. Symington moved to reconsider the action by which Senate Bill No. 195 was lost.

Which motion prevailed.

Mr. Symington moved that the house request the return of Senate Bill 195.

Which motion prevailed.

MESSAGES TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return Senate Bill No. 18, and the Speaker has appointed as a Conference Committee on Senate Bill No. 18, Representatives Anderson of Sargent, Hanson and Graham.

The Speaker has also appointed as a Conference Committee on Senate Bill No. 74, Representatives Beggs, Brunsdale and Lavik.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 195.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to transmit herewith the following:

HOUSE CONCURRENT RESOLUTION A-22

Also,

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Also,

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions, and Declaring an Emergency.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Also,

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor; Establishing a State Employment Service in Co-operation with the Federal Government Under the Provisions of the Wagner-Percy Act. Providing Payment of Salaries and Expenses and Making an Appropriation, and Declaring an Emergency.

Also,

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 6548a11 of the Supplement to the Compiled Laws of the State of North Dakota, 1913, Relating to Exchange of Reciprocal or Inter-insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement.

Also,

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith, and Declaring an Emergency.

Which the Speaker has signed and your signature is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1935.

Mr. Speaker: I have the honor to return Senate Bill No. 195 which was requested by the House.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved the rules be suspended and Senate Bill No. 195 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict with the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd Day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 91; nays, 12; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	O'Brien
Aljets	Gilbertson	Odegard
Anderson, Bowman	Godwin	Olson, Hettinger
Anderson, Burke	Goodlaxon	Olson, Mountrail
Anderson, Sargent	Graham	Page
Anfinson	Hall	Parkinson
Bailey, Dunn	Halverson	Peterson, Bottineau
Bauer	Hanson	Place
Beggs	Hill	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Isaak	Sand
Bilden	Jensen	Saumur
Bjerke	Johnson	Savre
Black	Kapaun	Schantz

Messrs.	Messrs.	Messrs.
Blaisdell	Keidel	Schnell
Born	Kubischta	Scholl
Borstad	Larson	Seibel
Brunsdale	Lavik	Schauss
Brusseau	Levin	Shurr
Burgum	Lohrbauer	Solberg
Burke	Moore	Stray
Caddell	Morgan	Symington
Child	Morris	Thompson
Clarke	McIlraith	Thoreson
Dahl, Traill	McLarty	Treffry
Dalzell	Mode	Tuff
Dittmer	Muus	Urschel
Dullea	Myers	Wendland
Erickson, McKenzie	Niewoehner	Williams
Erickson, McLean	Norheim	Wolf

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hewitt	Smith
Cosgriff	Holey	Traynor
Downey	Holte	Twichell
Fjeld	Oglesby	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cunningham	Hurd	Noben
Dahl, Emmons	Langford	Peterson, Cass
Fitzgerald	Marks	Shockman
Frosaker		

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Schauss 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.

Mr. Thompson: I have always voted against every beer bill that has come up. I have always been a "dry," but they tell me here is a bill that can be enforced, and I am going to vote "aye," so I can see if there is anybody here that can live up to that law. I would like to have his picture for the next Legislature. I vote "aye."

The Speaker resumed the chair.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 175. A Bill for an Act Providing for a System of Municipal Control of the Purchase, Sale, Importation, Transportation, Handling, Possessing, Dispensing and Use of Alcohol and Alcoholic Beverages by Any Incorporated

City of the State Having a Population of Two Hundred or More; the Levy and Collection of a Tax Thereon; the Duties of the State Treasurer; Providing for Injunctions Against and Abatement of Liquor Nuisances; the Continuing in Force of the Present Statutory Regulations Prohibiting the Manufacture, Sale and Possession of Intoxicating Liquors; Providing Penalties for Violations of the Provisions of This Act; and Declaring an Emergency.

Also,

Senate Bill No. 306. A Bill for an Act Authorizing the Governor to Enter Into Agreements with the President of the United States Under an Act of Congress Entitled "An Act for the Relief of Unemployed Through the Performance of Useful Public Work, and for Other Purposes," Approved March 31, 1933, and Other Acts Supplemental Thereto; Authorizing the Governor to Enter Into Agreements With Private Land Owners, Declaring the Rights and Duties of the Conservation Commission and of Such Land Owner Thereunder and Providing Procedure for Giving Notice to Mortgagees and Lien Holders Against Lands Affected, and Declaring an Emergency.

Also,

Senate Bill No. 212. A Bill for an Act Validating, Rati- fying, Approving and Confirming Bonds, Warrants and Other Instruments or Obligations Heretofore Issued by Public Bodies of This State for the Purpose of Financing in Whole or in Part Public Works Projects, and Validating All Proceedings Heretofore Taken for the Incorporation of Any Public Body as Defined in the Act, and Declaring an Emergency.

Also,

Senate Bill No. 226. A Bill for an Act to Amend and Re- enact Sections 8320a13, 8320a14, 8320a19, 8320a20 and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Also,

Senate Bill No. 57. A Bill for an Act to Amend and Re- enact Chapter 185 of Session Laws of 1929 and Section 3 of Chapter 211, Session Laws of 1927, Relating to the Regula- tion of the Practice of Pharmacy, and Declaring an Emer- gency.

Also,

Senate Bill No. 98. A Bill for an Act to Amend and Re- enact Subsection (3) of Section 1, Chapter 196, Session Laws of North Dakota for the Year 1927, and Declaring an Emergency.

Also,

Senate Bill No. 192. A Bill for an Act Amending and Re-enacting Section 47 of the 1913 Compiled Laws Relating to the Proposals for State Printing; Providing for the Printing of All Matters Coming Under Class 5 of State Printing; Providing for Each State Department or Office to Designate Newspaper or Job Printing Shop Where Class 5 Printing Shall Be Performed; Providing for State Printing Commission and State Printer to Determine and Fix Price and Cost Thereof and Repeal all Acts and Parts of Acts in Conflict Herewith.

And the Speaker signed the same in the presence of the House.

Mr. Solberg moved the Senate be requested to return Senate Bill No. 280.

Which motion prevailed.

Mr. Godwin moved the Senate be requested to return Senate Bill No. 198.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 198.

Also, Senate Bill No. 280.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1935.

Mr. Speaker: I have the honor to return Senate Bill No. 280.

Also, Senate Bill No. 198, as requested.

Also,

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating

Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Which the Senate has indefinitely postponed.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 313 and the President has appointed as a Conference Committee, Senators Fowler, Brostuen and Lowe.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 42.

And has adopted the report of the Conference Committee on House Bill No. 107.

Very respectfully,

F. E. TUNELL,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Blaisdell: I move you at this time that we expunged from the permanent record of the House Journal, House Resolution "C" and all reference thereto.

Mr. Speaker: I ask that my remarks be printed in the Journal. From the text of the Resolution, Thomas H. Moodie is accused of corrupt conduct, malfeasance and misdemeanors of office. He was subsequently removed from office by a decision of the Supreme Court, not for any reason given in the impeachment resolution but because of the fact that he did not comply with certain residential requirements of the constitution of this state. There has been no further attempt to prosecute said impeachment proceedings in this body and the State Supreme Court has specifically exonerated Governor Moodie of those charges. In all justice to Governor Moodie and this body and so that the permanent history of the 24th legislative assembly shall not besmirch the character of an honorable man I ask the support of every man in this body, for the motion.

Which motion prevailed.

Mr. Burke moved the adoption of House Resolution "N."

Which motion prevailed.

THIRTEENTH ORDER OF BUSINESS

Senate Concurrent Resolution "A-G" was read.

Mr. Solberg moved the adoption of Senate Concurrent Resolution "A-G."

Which motion prevailed.

The Clerk read Senate Concurrent Resolution "A-J."

Mr. Morgan moved the adoption of Senate Concurrent Resolution "A-F."

Which motion prevailed.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 313, and that the Speaker appoint a Conference Committee consisting of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Child, Traynor and Scholl to serve on such Conference Committee.

Mr. Godwin moved Senate Bill No. 198 be placed at the head of the calendar.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 198 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 69; nays, 33; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Olson, Hettinger
Aljets	Fitzgerald	Olson, Mountrail
Anderson, Burke	Frosaker	Peterson, Bottineau
Anderson, Sargent	Godwin	Randall
Anfinson	Graham	Ritter
Bailey, Dunn	Hall	Sand
Bauer	Hanson	Savre
Beggs	Hill	Schantz
Bettenhausen	Holey	Scholl
Biberdorf	Jensen	Seibel
Bilden	Johnson	Schauss
Bjerke	Kapaun	Shurr
Black	Keidel	Solberg
Blaisdell	Larson	Stray
Borstad	Marks	Symington
Brusseau	Morgan	Thoreson

Messrs.	Messrs.	Messrs.
Burgum	McLarty	Treffry
Burke	Mode	Tuff
Caddell	Muus	Urschel
Child	Myers	Wendland
Clarke	Noben	Williams
Erickson, McKenzie	Odegard	Wolf
Erickson, McLean	Oglesby	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Goodlaxon	Morris
Born	Halverson	McIlraith
Brunsdale	Holthusen	Niewoehner
Dahl, Traill	Holte	Norheim
Dalzell	Isaak	O'Brien
Dittmer	Kubischta	Peterson, Cass
Downey	Langford	Saumur
Dullea	Lavik	Snell
Fjeld	Levin	Smith
Gessner	Lohrbauer	Thompson
Gilbertson	Moore	Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Hewitt	Place
Cosgriff	Hurd	Shockman
Cunningham	Page	Twichell
Dahl, Emmons	Parkinson	

So the bill passed and the title was agreed to.

Mr. Gilbertson moved that the vote by which Senate Bill No. 198 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Smith: This bill was voted on last evening and at that time I explained my vote, and I desire to do so again this evening. I vote "no" on this bill, and I would like to have entered in the Journal the same reason as when I voted on this bill yesterday.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled, "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repeal-

ing Senate Bill No. 263, passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Which the House has amended.

Also return:

SENATE CONCURRENT RESOLUTION A-f

Also,

SENATE CONCURRENT RESOLUTION A-g

Which the House has adopted unchanged.

Also,

Mr. President: I have the honor to return herewith Senate Bill Nos. 175, 306, 212, 226, 57, 98, 192.

Which the Speaker has signed.

Also inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 313, Representatives Childs, Traynor and Scholl.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Solberg moved to reconsider the vote by which Senate Bill No. 280 was declared lost.

Which motion prevailed.

Mr. Solberg moved the rules be suspended and Senate Bill No. 280 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

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, 73; nays, 21; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dullea	Odegard
Aljets	Erickson,McKenzie	Oglesby
Anderson, Burke	Erickson, McLean	Olson, Hettinger
Anderson, Sargent	Fitzgerald	Olson, Mountrail
Anfinson	Frosaker	Randall
Bailey, Eddy	Godwin	Ritter
Bailey, Dunn	Goodlaxon	Sand
Bauer	Graham	Savre
Beggs	Hanson	Schantz
Bettenhausen	Hill	Schnell
Biberdorf	Holey	Scholl
Bilden	Jensen	Seibel
Bjerke	Kubischta	Schauss
Black	Larson	Shurr
Born	Lavik	Solberg
Borstad	Levin	Stray
Brunsdale	Marks	Thoreson
Brusseau	Moore	Treffry
Burgum	Morgan	Tuff
Burke	McLarty	Urschel
Caddell	Muus	Wendland
Clarke	Myers	Williams
Dahl, Trail	Niewoehner	Wolf
Dalzell	Noben	Mr. Speaker
Dittmer		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Downey	Holthusen	Morris
Fjeld	Isaak	McIlraith
Gessner	Johnson	O'Brien
Gilbertson	Kapaun	Peterson, Cass
Hall	Keidel	Smith
Halverson	Langford	Thompson
Hewitt	Lohrbauer	Traynor

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Holte	Peterson,Bottineau
Blaisdell	Hurd	Place
Child	Mode	Saumur
Cosgriff	Norheim	Shockman
Cunningham	Page	Symington
Dahl, Emmons	Parkinson	Twichell
Fedje		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Solberg 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.

FOURTH ORDER OF BUSINESS

A communication was received, signed by Mrs. K. A. Griffin and Emmett W. Griffin.

Mr. Hewitt moved the letter be printed in the Journal.

Which motion prevailed.

To the Members of the House,

Twenty-fourth Legislative Assembly:

We wish to thank the members and employes of the House and Senate for the patronage given us during the Legislative Session just ending.

With best wishes to you all, we remain,

Yours very truly,

MRS. K. A. GRIFFIN,
EMMETT W. GRIFFIN.

SEVENTH ORDER OF BUSINESS

Mr. Jensen moved the House reconsider the vote by which Senate Bill No. 29 was declared lost.

Which motion prevailed.

Mr. Godwin requested unanimous consent of the House to amend Senate Bill No. 29.

Which request was granted.

Mr. Godwin moved to strike out the amendments as to Senate Bill No. 29 as found on pages 13 and 14 of the March 6th Journal. Also on page eight of the printed bill, strike out lines 5, 6, 7, 8 and 9.

Which motion prevailed.

Mr. Godwin moved that the rules be suspended and Senate Bill No. 29 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party, County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

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, 90; nays, 7; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Muus
Aljets	Fjeld	Myers
Anderson, Bowman	Gilbertson	Niewoehner
Anderson, Burke	Godwin	Noben
Anderson, Sargent	Goodlaxon	Odegard
Anfinson	Graham	Olson, Hettinger
Bailey, Dunn	Hall	Olson, Mountrail
Bauer	Halverson	Page
Beggs	Hanson	Peterson, Bottineau
Bettenhausen	Hewitt	Peterson, Cass
Biberdorf	Hill	Place
Bilden	Holey	Randall
Bjerke	Holte	Ritter
Black	Isaak	Sand
Blaisdell	Jensen	Saumur
Born	Johnson	Schantz
Borstad	Kapaun	Schnell
Brunsdale	Keidel	Seibel
Brusseau	Kubischta	Schauss
Burgum	Langford	Shurr
Burke	Larson	Smith
Caddell	Lavik	Stray
Clarke	Lohrbauer	Thompson
Cosgriff	Marks	Thoreson
Dahl, Traill	Moore	Treffry
Dalzell	Morgan	Tuff
Downey	Morris	Urschel
Dullea	McIlraith	Williams
Erickson, McKenzie	McLarty	Wolf
Erickson, McLean	Mode	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fitzgerald	O'Brien	Solberg
Gessner	Oglesby	Wendland
Levin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Holthusen	Scholl
Child	Hurd	Shockman
Cunningham	Norheim	Symington
Dahl, Emmons	Parkinson	Traynor
Dittmer	Savre	Twichell
Frosaker		

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which Senate Bill No. 29 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved to reconsider the vote by which Senate Bill No. 96 was declared passed.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 96 be placed at the head of the calendar.

Which motion prevailed.

Mr. Downey demanded a call of the House.

Which request was granted.

All members were present except Representatives Erickson of McKenzie, Muus and Shockman.

Mr. Godwin moved further consideration under the call of the House be dispensed with.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, there were ayes, 64; nays, 48; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Place
Aljets	Godwin	Randall
Anderson, Bowman	Hanson	Ritter
Anderson, Burke	Hill	Sand
Anderson, Sargent	Isaak	Savre
Anfinson	Jensen	Schantz
Bailey, Dunn	Kubischta	Schnell
Bauer	Larson	Scholl
Beggs	Levin	Seibel
Bettenhausen	Marks	Schauss
Biberdorf	Morgan	Shurr
Bilden	McIlraith	Solberg
Bjerke	McLarty	Stray
Born	Mode	Symington
Borstad	Myers	Thoreson
Brusseau	Noben	Treffry
Burgum	O'Brien	Tuff
Caddell	Odegard	Urschel
Child	Olson, Hettinger	Williams
Dahl, Emmons	Olson, Mountrail	Wolf
Dahl, Traill	Parkinson	Mr. Speaker
Erickson, McLean	Peterson, Bottineau	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Lohrbauer
Black	Gilbertson	Moore
Blaisdell	Goodlaxon	Morris
Brunsdale	Graham	Muus
Burke	Hall	Niewoehner
Clarke	Halverson	Norheim
Cosgriff	Hewitt	Oglesby
Cunningham	Holey	Page
Dalzell	Holthusen	Peterson, Cass
Dittmer	Holte	Saumur
Downey	Hurd	Smith
Dullea	Johnson	Thompson
Erickson, McKenzie	Kapaun	Traynor
Fjeld	Keidel	Twichell
Fitzgerald	Langford	Wendland
Frosaker	Lavik	

Absent and not voting:

Messrs.
Shockman

So the bill passed and the title was agreed to, and the emergency clause declared lost.

Mr. Schantz: In spite of all the oratory I have heard tonight on this subject, I haven't changed my opinion as I expressed it in yesterday's Journal on page 90 where I explained my vote. I vote "No."

Mr. Burgum: I desire to change my vote from "No" to "Aye," and I request that the explanation of such change be recorded in the Journal. There are two North Dakotas. One, the Red River Valley and westward for a distance where crops are relatively certain; the other North Dakota is the western half of the state where farming is far more hazardous. I believe in the principle that the people of this state should share in the risks as well as the benefits. With the hope that this compulsory hail measure will help the farmers of western North Dakota to keep up the fight, I want my vote recorded "Aye."

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved the vote by which Senate Bill No. 96 was passed, be reconsidered.

Which motion prevailed.

Mr. Godwin moved further consideration of Senate Bill No. 96 be indefinitely postponed.

Which motion prevailed.

Mr. Godwin moved the vote by which Senate Bill No. 96 was indefinitely postponed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Also,

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party, County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Here-

with, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 48.

Also,

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 255. A Bill for an Act to Amend and Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; Repealing All Acts in Conflict Herewith.

Which the Senate has amended.

Also,

Mr. Speaker: I have the honor to transmit herewith the following bills:

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163 and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to be Charged and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Which the Senate has amended.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 48, and the emergency clause carried.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 161.

Also,

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 220. A Bill for an Act to Prohibit Dancing In, On, Or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor is Conducted, and Providing the Penalty for Violation, Declaring an Emergency.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Aljets moved the House concur in the Senate amendments to House Bill No. 165.

Which motion prevailed.

Mr. Fedje moved the rules be suspended and House Bill No. 165 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163 and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to be Charged and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 79; nays, 1; absent and not voting, 33.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Page
Aljets	Godwin	Peterson,Bottineau
Anderson,Bowman	Goodlaxon	Peterson, Cass
Anderson, Burke	Graham	Place
Anderson, Sargent	Hall	Randall
Bailey, Eddy	Hanson	Ritter
Bailey, Dunn	Hewitt	Sand
Bauer	Hill	Saumur
Biberdorf	Holey	Savre
Bilden	Hurd	Schantz
Bjerke	Isaak	Schnell
Black	Johnson	Seibel
Blaisdell	Kapaun	Schauss
Born	Larson	Shockman
Borstad	Marks	Shurr
Brunsdale	Moore	Solberg
Brusseau	Morgan	Stray
Burke	Morris	Symington
Dahl, Traill	McIlraith	Thompson
Dittmer	Myers	Thoreson
Erickson,McKenzie	Niewoehner	Treffry
Erickson, McLean	Norheim	Tuff
Fedje	Odegard	Wendland
Fitzgerald	Oglesby	Williams
Frosaker	Olson, Hettinger	Wolf
Gessner	Olson, Mountrail	Mr. Speaker

Those voting in the negative were:

Messrs.
Smith

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anfinson	Dullea	Lohrbauer
Beggs	Fjeld	McLarty
Bettenhausen	Halverson	Mode
Burgum	Holthusen	Muus
Caddell	Holte	Noben
Child	Jensen	O'Brien
Clarke	Keidel	Parkinson
Cosgriff	Kubischta	Scholl
Cunningham	Langford	Traynor
Dahl, Emmons	Lavik	Twichell
Dalzell	Levin	Urschel
Downey		

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which House Bill No. 165 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to House Bill No. 255, and that the Speaker appoint a conference committee of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Child, Scholl and Traynor to serve on such conference committee.

SEVENTH ORDER OF BUSINESS

Mr. Scholl moved House Bill No. 347 be returned to the enrollers.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 165.

Also, the House has refused to concur in the Senate amendment to House Bill No. 255, and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives Child, Scholl and Traynor.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SECOND READING OF SENATE BILLS

Senate Bill No. 22. A Bill for an Act Making an Appropriation to pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 78; nays, 15; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Fjeld	McIlraith
Anderson, Burke	Fitzgerald	McLarty
Anderson, Sargent	Frosaker	Muus
Anfinson	Gessner	Niewoehner
Bailey, Eddy	Gilbertson	Noben
Bailey, Dunn	Goodlaxon	Norheim
Bauer	Graham	Odegard
Beggs	Hall	Oglesby
Bettenhausen	Halverson	Peterson, Cass

Messrs.	Messrs.	Messrs.
Biberdorf	Hewitt	Place
Bilden	Hill	Randall
Bjerke	Holthusen	Ritter
Black	Holte	Sand
Born	Hurd	Saumur
Borstad	Isaak	Schantz
Brunsdale	Johnson	Schnell
Brusseau	Kapaun	Schauss
Burke	Keidel	Thompson
Clarke	Kubischta	Thoreson
Cunningham	Langford	Treffry
Dahl, Traill	Larson	Tuff
Dalzell	Levin	Twichell
Dittmer	Lohrbauer	Urschel
Downey	Moore	Wendland
Erickson,McKenzie	Morgan	Williams
Erickson, McLean	Morris	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Marks	Savre
Caddell	Myers	Seibel
Hanson	Olson, Hettinger	Stray
Holey	Olson, Mountrail	Symington
Jensen	Peterson,Bottineau	Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson,Bowman	Fedje	Scholl
Blaisdell	Godwin	Shockman
Burgum	Lavik	Shurr
Child	Mode	Smith
Cosgriff	O'Brien	Solberg
Dahl, Emmons	Page	Traynor
Dullea	Parkinson	

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 22. A Bill for an Act Making an Appropriation to pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Which the House has amended.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 56; nays, 49; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Aljets	Gessner	McIlraith
Bailey, Eddy	Gilbertson	Muus
Black	Goodlaxon	Niewoehner
Blaisdell	Graham	Norheim
Brunsdale	Hall	O'Brien
Burgum	Halverson	Odegard
Burke	Hewitt	Oglesby
Clarke	Holthusen	Page
Cosgriff	Holte	Peterson, Cass
Cunningham	Hurd	Saumur
Dalzell	Johnson	Schantz
Dittmer	Kapaun	Smith
Downey	Keidel	Solberg
Dullea	Langford	Thompson
Erickson,McKenzie	Lavik	Traynor
Fedje	Levin	Twichell
Fjeld	Lohrbauer	Wendland
Fitzgerald	Moore	Mr. Speaker
Frosaker	Morris	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Hanson	Ritter
Anderson,Bowman	Hill	Sand
Anderson, Burke	Holey	Savre
Anfinson	Isaak	Schnell
Bailey, Dunn	Jensen	Scholl
Bauer	Kubischta	Seibel
Beggs	Larson	Schauss
Bettenhausen	Marks	Shurr
Biberdorf	Morgan	Stray
Bilden	Myers	Symington
Bjerke	Noben	Thoreson
Born	Olson, Hettinger	Treffry
Brusseau	Olson, Mountrail	Tuff
Caddell	Peterson,Bottineau	Urschel
Dahl, Emmons	Place	Williams
Dahl, Traill	Randall	Wolf
Erickson, McLean		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Godwin	Parkinson

Messrs.	Messrs.	Messrs.
Borstad	McLarty	Shockman
Child	Mode	

So the bill was declared lost.

Mr. Wolf moved that the vote by which Senate Bill No. 14 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 156 made the following report:

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Have had the same under consideration and recommend the further amendments by the Conference Committee as follows:

In sub-division "D" of the engrossed bill, in line 26, after the word "the," strike out the following language "the local railroad station," and insert in lieu thereof the following: "market; or incidental hauling of products other than agricultural, where no charge is made therefor; nor shall this include hauling farm products to or from a railway station in his farming territory."

For the Senate:

A. F. BONZER, Jr.,
HARRY PETERSON,
J. K. BROSTUEN.

For the House:

L. L. TWICHELL,
W. S. PLACE,
A. C. ANDERSON.

Mr. Godwin moved that the report be adopted and the Conference Committee discharged.

Mr. Schantz offered a substitute motion the report be not adopted.

Which motion was lost.

The question reverted to the motion for adoption of the Conference Committee report.

Which motion prevailed.

Mr. Twichell moved that the rules be suspended and Senate Bill No. 156 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 73; nays, 25; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Olson, Mountrail
Aljets	Hill	Parkinson
Anderson, Bowman	Holey	Peterson, Cass
Anderson, Burke	Holthusen	Place
Anfinson	Holte	Randall
Bailey, Eddy	Isaak	Ritter
Bailey, Dunn	Jensen	Savre
Bauer	Kapaun	Seibel
Bettenhausen	Kubischta	Schauss
Biberdorf	Larson	Shurr
Bilden	Levin	Smith
Bjerke	Lohrbauer	Solberg
Born	Marks	Stray
Borstad	Moore	Symington
Brusseau	Morgan	Thompson
Caddell	McLarty	Thoreson
Cosgriff	Mode	Treffry
Cunningham	Myers	Tuff
Dahl, Traill	Niewoehner	Twichell
Dalzell	Noben	Urschel
Dittmer	Norheim	Wendland
Downey	O'Brien	Williams
Erickson, McKenzie	Odegard	Wolf
Fjeld	Olson, Hettinger	Mr. Speaker
Fitzgerald		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Goodlaxon	McIlraith
Blaisdell	Graham	Muus
Burke	Hall	Oglesby
Clarke	Halverson	Page
Dahl, Emmons	Hurd	Peterson, Bottineau
Erickson, McLean	Johnson	Sand
Fedje	Keidel	Schantz
Frosaker	Langford	Schnell
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Dullea	Morris

Messrs.	Messrs.	Messrs.
Beggs	Gilbertson	Saumur
Brunsdale	Hanson	Scholl
Burgum	Hewitt	Shockman
Child	Lavik	Traynor

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

Also,

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half (N½) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Also,

Senate Bill No. 311. A Bill for an Act to Authorize Build-

ing and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Provide for the Conversion of Building and Loan Associations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations, and Declaring an Emergency.

Also,

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota, Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings and Declaring an Emergency.

Also,

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing

Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency.

Also,

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

Senate Bill No. 23. A Bill for an Act Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

Also,

Which the President has signed and your signature is respectfully requested.

Also return:

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 6548a11 of the Supplement to the Compiled Laws of the State of North Dakota, 1913, Relating to Exchange of Reciprocal or Inter-insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement.

Also,

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor; Establishing a State Employment Service in Co-operation with the Federal Government Under the Provisions of the Wagner-Percy Act. Providing Payment of Salaries and Expenses and Making an Appropriation, and Declaring an Emergency.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Also,

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions, and Declaring an Emergency.

Also,

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and repairs, new buildings, equipment and miscellaneous items for the Grafton State School at Grafton, North Dakota; imposing certain duties on the Board of Administration in relation thereto when funds may be obtained from the Federal Government for the above purposes; and declaring an emergency.

Also,

HOUSE CONCURRENT RESOLUTION A-22

Which the President has signed.

Very respectfully,

F. E. TUNELL,
Secretary.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and En-

grossment respectfully report that they have examined the following bills and resolutions:

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

HOUSE RESOLUTION P

Also,

HOUSE RESOLUTION Q

Also,

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Also,

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levies for the Year 1933, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Also,

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Also,

HOUSE CONCURRENT RESOLUTION A-21

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 88 made the following report:

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Have had the same under consideration and beg to state that your Conference Committee recommend that the bill be amended as follows:

"In sub-division (e) of the engrossed bill, strike out all of lines 9, 10, 11 and up to and including the word "market" and insert in lieu thereof the following language: "provided further that commercial freighting, as defined in this Act, shall not include hauling done for farmers in transporting agricultural products to or from market, nor shall this include anyone hauling farm products to or from a railroad station in his farming territory; or incidental hauling of products other than agricultural, where no charge is made therefor."

For the Senate:

A. F. BONZER, Jr.,
J. K. BROSTUEN,
HARRY PETERSON.

For the House:

L. L. TWICHELL,
W. S. PLACE,
A. C. ANDERSON.

Mr. Twichell moved that the report be adopted, and the No. 88 be placed on second reading and final passage.

Mr. Twichell moved the rules be suspended and Senate Bill No. 88 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Subdivision (e) of Section 1 of Chapter 161, Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 79; nays, 9; absent and not voting, 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Odegard
Aljets	Gessner	Oglesby
Anderson, Bowman	Hall	Olson, Hettinger
Anderson, Burke	Halverson	Olson, Mountrail

Messrs.	Messrs.	Messrs.
Anfinson	Hill	Parkinson
Bailey, Eddy	Holthusen	Peterson, Bottineau
Bailey, Dunn	Holte	Randall
Bauer	Hurd	Ritter
Bettenhausen	Isaak	Sand
Biberdorf	Johnson	Saumur
Bilden	Kapaun	Savre
Bjerke	Kubischta	Schantz
Born	Langford	Schnell
Brusseau	Larson	Seibel
Burke	Levin	Smith
Caddell	Lohrbauer	Solberg
Clarke	Marks	Stray
Cosgriff	Moore	Symington
Cunningham	Morgan	Thompson
Dahl, Emmons	McLarty	Thoreson
Dahl, Traill	Mode	Treffry
Dalzell	Myers	Tuff
Dittmer	Niewoehner	Urschel
Downey	Noben	Wendland
Dullea	Norheim	Wolf
Erickson, McKenzie	O'Brien	Mr. Speaker
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Gilbertson	McIlraith
Borstad	Graham	Muus
Burgum	Morris	Page

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Sargent	Goodlaxon	Place
Beggs	Hanson	Scholl
Blaisdell	Hewitt	Schauss
Brunsdale	Holey	Shockman
Child	Jensen	Shurr
Fjeld	Keidel	Traynor
Fitzgerald	Lavik	Twichell
Frosaker	Peterson, Cass	Williams
Godwin		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Godwin moved the Senate be requested to return Senate Bill No. 185.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the

House requests the return of Senate Bill No. 185.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

The Speaker called Mr. Dahl of Emmons to the chair.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 1 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

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 Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Have had the same under consideration and recommend:

On page 2, Subdivision 1, the Senate do concur in House amendments.

Subdivision 2, Senate do concur in House amendments.

Subdivision 3, Senate do concur in House amendments.

Subdivision 5, House concurs in Senate amendments.

Subdivision 6, Senate concurs in House amendments.

Page 5, Subdivision 7, Senate do concur in House amendments.

Page 5, Subdivision 8, Senate do concur in House amendments.

Page 6, Subdivision 9, Senate do concur in House amendments.

Page 7, Subdivision 10, Senate do concur in House amendment in line 137, and recommend the further amendments on page 8:

After the line 146, insert an additional line numbered "146½" the following language and figures: "Investigation of unauthorized insurance companies, \$4,000.00."

Change totals to read "\$28,123.76."

Page 8, Subdivision 12, Senate do concur in House amendments.

Page 9, Subdivision 13, Senate do concur in House amendments.

Page 10, Subdivision 14, line 198, House do concur in Senate amendment, and further amend line 202, strike out the figures "\$10,000.00" as amended by the House, and insert the figures "\$13,000.00."

Line 204, strike out the House amendment "\$15,000.00," and insert in lieu thereof the figures "\$18,000.00."

Line 207, strike out the House amendments "\$33,480.00" and insert in lieu thereof "\$39,480.00."

Page 10, Subdivision 15, Senate do concur in House amendments.

Page 11, Subdivision 16, Senate do concur in House amendment and recommend the further amendment: In Line 227 $\frac{3}{4}$ strike out the figures "\$2,400.00" and insert in lieu thereof the figures "\$2,160.00" and change the totals in line 237 to read "\$29,824.00."

Page 11, Subdivision 17, line 242, strike out "\$3,200.00" and insert in lieu thereof "\$3,580.00," and on

Page 12, strike out the House amendment of "\$5,400.00" and insert in lieu thereof the figures "\$5,000.00." The Senate concurs in the rest of the House amendments, except the totals in line 262 which should be changed from "\$91,124.00" to "\$91,104.00."

Page 12, Subdivision 18, Senate do concur in House amendments.

Page 13, Subdivision 19, Senate do concur in House amendment.

Page 15, Subdivision 21, Senate do concur in House amendment.

Page 16, Subdivision 22, Senate do concur in House amendment.

Page 17, Subdivision 23, Senate do concur in House amendment.

Page 18, Subdivision 25, Senate do concur in House amendment.

Page 18, Subdivision 26, the House do concur in Senate amendments.

Page 19, Subdivision 27, Senate do concur in House amendments.

Page 20, Subdivision 29, House do concur in Senate amendments.

Page 21, Subdivision 31, Senate do concur in House amendments.

Page 21, Subdivision 32, House do concur in Senate amendments.

For the Senate:

L. O. FREDRICKSON,
A. A. TROVATTEN,
O. E. ERICKSON.

For the House:

MATH DAHL,
F. D. HURD,
D. C. CUNNINGHAM.

Representative Hurd moved that the report be adopted and the committee discharged, which motion prevailed and the report was adopted.

Mr. Hurd moved the rules be suspended and Senate Bill No. 1 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

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 Public Schools, Specifying the Amount and Time for Which Such Appropriation 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 second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 81; nays, 1; absent and not voting, 31.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gessner	Myers
Anderson, Burke	Gilbertson	Niewoehner
Anderson, Sargent	Godwin	Norheim
Anfinson	Goodlaxon	O'Brien
Bailey, Eddy	Graham	Odegard
Bailey, Dunn	Hall	Oglesby
Bauer	Halverson	Olson, Mountrail
Bettenhausen	Hill	Page
Biberdorf	Holey	Parkinson
Black	Holthusen	Peterson, Cass
Blaisdell	Hurd	Place
Born	Isaak	Randall
Borstad	Jensen	Saumur
Burgum	Johnson	Schantz
Burke	Kapaun	Schnell

Messrs.	Messrs.	Messrs.
Caddell	Keidel	Schauss
Child	Kubischta	Shurr
Cunningham	Langford	Solberg
Dahl, Emmons	Larson	Stray
Dahl, Traill	Levin	Symington
Dittmer	Lohrbauer	Thompson
Downey	Marks	Thoreson
Dullea	Moore	Treffry
Erickson,McKenzie	Morgan	Tuff
Fedje	Morris	Urschel
Fitzgerald	McLarty	Wendland
Frosaker	Mode	Wolf

Those voting in the negative were:

Messrs.

Brusseau

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Sand
Anderson,Bowman	Hewitt	Savre
Beggs	Holte	Scholl
Bilden	Lavik	Seibel
Bjerke	McIlraith	Shockman
Brunsdale	Muus	Smith
Clarke	Noben	Traynor
Cosgriff	Olson, Hettinger	Twichell
Dalzell	Peterson,Bottineau	Williams
Erickson, McLean	Ritter	Mr. Speaker
Fjeld		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 88.

Also, adopts the report on Senate Bill No. 156.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota.
March 8, 1935.

Mr. Speaker: I have the honor to return herewith Senate Bill No. 185 which the House has requested.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Providing for the Levy of Annual Tax, Prescribing Persons to be Pensioned, and Penalties for the Violation Thereof.

Also,

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Also,

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the Year 1915, and Section 1828 of the 1925 Compiled Laws of North Dakota, and Chapter 241 of the Laws of the State of North Dakota for the Year 1933, Relating to the Use of Lignite Coal in State and County Institutions and Schools, and to Provide for the Use of Native Lignite Coal, Native Natural Gas, and Native Oil as Fuel in Such Institutions and Schools, and Providing a Penalty for the Violation of This Act.

Also,

House Bill No. 210. A Bill for an Act to Amend and Re-enact That Portion of Section 2166 of the Supplement to the Compiled Laws of 1913 as Was Amended and Re-enacted by Sub Section (b) of Section 1 of Chapter 279 of the 1931 Session Laws Relating to the Collection of Personal Property Taxes; Providing for Publication of Personal Property Tax List in Newspapers Nearest the Taxing District. Repeal.

Also,

HOUSE CONCURRENT RESOLUTION "A-20"

Which the Senate has indefinitely postponed.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved the rules be suspended and Senate Bill No. 185 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrates and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrates Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 73; nays, 4; absent and not voting, 36.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Mode
Anderson, Burke	Frosaker	Myers
Anderson, Sargent	Gessner	Niewoehner
Anfinson	Gilbertson	Norheim
Bailey, Eddy	Godwin	Odegard
Bailey, Dunn	Goodlaxon	Olson, Hettinger
Bauer	Graham	Page
Bettenhausen	Hall	Parkinson
Biberdorf	Halverson	Peterson, Cass
Black	Hewitt	Place
Blaisdell	Hill	Randall
Born	Holey	Ritter
Brusseau	Johnson	Saumur
Burke	Kapaun	Schantz
Caddell	Keidel	Schnell
Cunningham	Kubischta	Seibel
Dahl, Emmons	Langford	Schauss
Dahl, Traill	Larson	Shurr
Dalzell	Lavik	Smith
Dittmer	Levin	Solberg
Downey	Lohrbauer	Thoreson
Dullea	Moore	Treffry
Erickson, McKenzie	Morgan	Twichell
Fedje	Morris	
Fjeld	McLarty	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Isaak	Oglesby	Stray
Jensen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Hanson	Savre
Anderson, Bowman	Holthusen	Scholl

Messrs.	Messrs.	Messrs.
Beggs	Holte	Shockman
Bilden	Hurd	Symington
Bjerke	Marks	Thompson
Borstad	McIlraith	Traynor
Brunsdale	Muus	Tuff
Burgum	Noben	Urschel
Child	O'Brien	Wendland
Clarke	Olson, Mountrail	Williams
Cosgriff	Peterson, Bottineau	Wolf
Erickson, McLean	Sand	Mr. Speaker

So the bill passed and the title was agreed to and the emergency clause declared carried.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Sub-division (e) of Section 1 of Chapter 161, Session Laws of 1933 Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Also,

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 Public Schools, Specifying the Amount and Time for Which Such Appropriation 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.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the

Senate has adopted the report of the Conference Committee on Senate Bill No. 1.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved the adoption of House Concurrent Resolution "A-24," which the Clerk was requested to read.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION "A-24"

Introduced by Representative Fedje

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING:

Section 1. That the Chief Clerk of the House of Representatives shall, immediately at the close of the 24th Legislative Session, make a detailed inventory of all the property belonging to the House of Representatives and shall thereupon turn over and surrender to the Board of Administration of the State of North Dakota, all of the said property, taking receipt of the said Board of Administration for the same.

Section 2. That the Secretary of the Senate shall immediately at the close of the 24th Legislative Session make a like inventory of all of the property belonging to the Senate and shall thereupon turn over and surrender to the Board of Administration of the State of North Dakota, all of the said property, taking receipt of said Board for the same.

Mr. Niewoehner moved House Concurrent Resolution "T" be adopted and printed in the Journal.

Which motion prevailed.

HOUSE RESOLUTION No. "T"

Introduced by Rep's Godwin, Scholl, Savre and Schantz.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

WHEREAS: The 22nd Legislative Assembly, by the enactment of Chapter 205 of the 1931 Session Laws, created the Board of State Capitol Commissioner, consisting of three residents of the state to be appointed by the Governor, and authorized and directed said board to secure the submission of plans and designs appropriate to a Capitol Building for the state, the reasonable cost of such building to be \$2,000,000.00, and

WHEREAS: The members of such commission so appointed proceeded to secure such plans and designs, and to advertise for bids and otherwise proceeded to secure the erection of said Capitol Building, and

WHEREAS: By the action of the 23rd Legislative Assem-

bly the duties of the said Board of State Capitol Commissioners were transferred to the Board of Administration at a time when financial conditions were the most acute in the State's history; and

WHEREAS: Through the honest, efficient and business-like methods adopted by the Board of Administration, and the people employed by said Board in the supervision of completion of the erection of said building, the building has been fully completed, and in addition to the building as originally planned the Board has found it possible to install such extras as floor coverings for the entire building, installation of steam in the Memorial Building, carpets in many of the main offices, chairs, desks and other furniture for both legislative chambers, shades, draperies and blinds, book stacks for the Supreme Court and Attorney General's Library, electric light bulbs throughout the building, sewer and water connections; some paving and side walks, gravel for drive ways and many other items, all at a cost of one hundred twenty-four thousand dollars, and all of which has been done and furnished within the original appropriation of \$2,000,000.00, and

WHEREAS: A total of fifteen law suits were threatened in connection with changes made in certain of said contracts, and other matters growing out of said matter, all of which were disposed of without the bringing of a single lawsuit, and without expense to the state; and

WHEREAS: The State of North Dakota now owns one of the most complete and beautiful Capitol Buildings in the entire nation, a building of which her people are justly proud, and which will serve the needs of the state for many years;

THEREFORE: In recognition of the honest, intelligent, painstaking and efficient service rendered by the various members of the Board of Administration, the Attorney General and members of his official staff, and state officials and employees, and all other persons, and in special recognition of the untiring efforts of Mr. R. M. Rishworth, President, Frank L. Anders, former Secretary, and Ed. Nelson, Superintendent and later Secretary, of the Board of Administration, the Architects and various Contractors engaged in the erection of said structure, the people of the State of North Dakota do, by adoption of this Resolution, make public record of their gratitude and sincere thanks.

Mr. Aljets moved House Resolution "W" be adopted and printed in the Journal.

Which motion prevailed.

HOUSE RESOLUTION "W"

Introduced by Representative Aljets

WHEREAS, William Laist, the custodian of the Capitol building, has served the State in that humble capacity for the past forty years, during which time he has unstintedly given of the best he had for the good of the State, and has, on innumerable occasions, contributed to the convenience and comfort

of our Legislative Assemblies that have met during his time of employment and he has been especially courteous, gracious and accommodating to this closing session, and

WHEREAS, Ed. Nelson, the Superintendent of the Capitol building has shown much consideration and many courtesies to this Legislative Assembly,

NOW THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA: That we extend to the said William Laist and Ed. Nelson our thanks for and appreciation of their many courtesies contributions to our comfort.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Which the House has postponed:

Also return:

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrates and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrates Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Which the House has passed unchanged.

Also transmit:

HOUSE CONCURRENT RESOLUTION "T"

Which the House has adopted and your favorable consideration is respectfully requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

HOUSE CONCURRENT RESOLUTION "A-21"

Also,

HOUSE CONCURRENT RESOLUTION "Q"

Also,

HOUSE CONCURRENT RESOLUTION "P"

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Also,

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Also,

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Also,

Senate Bill No. 23. A Bill for an Act Providing for Re-

relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

Also,

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

Also,

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half (N½) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Also,

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Provide for the Conversion of Building and Loan Asso-

ciations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations, and Declaring an Emergency.

Also,

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

Also,

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropria-

tion to Carry Out the Provisions Hereof;" and Declaring an Emergency.

Also,

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to transmit herewith the following:

HOUSE CONCURRENT RESOLUTION "A-21"

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Also,

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Also,

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes As-

sessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Which the Speaker has signed and your signature is respectfully requested.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also,

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of

Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency.

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Also,

Senate Bill No. 23. A Bill for an Act Providing for Relief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

Also,

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Provide for the Conversion of Building and Loan Associations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations, and Declaring an Emergency.

Also,

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

Also,

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock, P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half (N½) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Page moved the chair appoint a Conference Committee to confer with a like committee from the Senate as to Senate Bill No. 260.

Which motion prevailed, and the Speaker appointed Representatives Wolf, Parkinson and Schantz to serve on such committee.

Mr. Godwin moved the chair appoint a Conference Committee to confer with a like committee from the Senate as to Senate Bill No. 264.

Which motion prevailed, and the Speaker appointed Representatives Wolf, Parkinson and Schantz to serve on such committee.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bills No. 260 and 264, Representatives Wolf, Parkinson and Schantz.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

Also,

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions, and Declaring an Emergency.

Also,

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Also,

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor; Establishing a State Employment Service in Co-operation with the Federal Government Under the Provisions of the Wagner-Percy Act. Providing Payment of Salaries and Expenses and Making an Appropriation, and Declaring an Emergency.

Also,

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 6548a11 of the Supplement to the Compiled Laws of the State of North Dakota, 1913, Relating to Exchange of Reciprocal or Inter-insurance Contracts; Provid-

ing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement.

Also,

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Providing for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Also,

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Were delivered to the Governor for his approval at the hour of 11:30 o'clock P. M. March 8, 1935.

VAL. P. WOLF,
Chairman.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that

HOUSE CONCURRENT RESOLUTION "A-22"

Also,

HOUSE RESOLUTION "Q"

Also,

HOUSE RESOLUTION "P"

Was delivered to the Secretary of State, March 8, 1935.

VAL P. WOLF,
Chairman.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 280.

Also,

Mr. Speaker: I have the honor to return herewith Senate Bill No. 185 for the purpose of having the House amendment

inserted and the bill reconsidered and passed and returned to the Senate.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 22.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 18 and the President has appointed as a Conference Committee, Senators Fredrickson, Watt and Stucke, and on Senate Bill No. 74 Senators Whelan, Watt and Fowler.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill 29.

Also,

Concurs in House amendments to Senate Bill No. 198.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 260 and the President has appointed as a Conference Committee, Senators Watt, Bonzer and Erickson.

Also,

Refused to concur in the House amendments on Senate Bill No. 264, and the President has appointed as a conference committee Senators Watt, Bonzer and Erickson.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Godwin moved the House now recess until 9:00 A. M. tomorrow.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to:

G. A. Luke, Berthold; M. G. Kruse, Kindred; Mrs. C. E. Moore, Wahpeton; Chas. Olson, Minot; Mrs. A. J. McLarty, Starkweather; Mrs. A. M. Peterson, Bisbee; Miss Lucille Duffy, Bismarck; Jacob Remmich, Streeter; Wm. Remmich, Streeter; John Schaubert, Bowdon; Ed. Suchut, Bowdon; Wm. Hartl, Bremen; John H. Wishek, Jr., Wishek, N. D.; Mrs. Wm. Bauer, Lehr, N. D.; E. O. Bailey, Bismarck, N. D.;

J. F. Clemans, Nortonville, N. D.; Amanda Adams, Annamose; Ourlina Adams, Annamose; Louis Wagner, McClusky; Bernice Goodale, Dickinson; Fae Ravnas, Mandan; Philip Saumen, Grand Forks; C. E. Mulchler, Goodrich; Lewis J. Mann, Washburn, N. D.; C. H. Fescher, Bismarck; C. C. Turner, Bismarck; E. D. Culver, Gladstone; Mrs. J. Rott, Bismarck; Joe McClosky, Bismarck; Roy Miners, Bismarck; J. H. Burns, Surrey; Miss Merna Williams, Baldwin; Mr. Dehl, Baldwin; Mrs. J. M. Thompson, Wilton.... Mr. and Mrs. J. M. Bliss, Minot; Mr. and Mrs. Roy Avery, Minot; Mrs. G. Hample, Bismarck; Mrs. H. Parkinson, Willow City; Robert L. Martell, Bismarck; Mrs. E. H. Cooley, Grand Forks.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Also,

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Also,

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Also,

HOUSE CONCURRENT RESOLUTION A-21

Which the President has signed.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

SENATE CONCURRENT RESOLUTION "A-F"

Also,

SENATE CONCURRENT RESOLUTION "A-G"

Also, Mr. Speaker: I have the honor to return:

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Which the Senate has amended.

Also: I have the honor to transmit herewith the following bills:

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock and Poultry, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud or Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act, and, Repealing all of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing all Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Also,

SENATE CONCURRENT RESOLUTION A-O

Also,

SENATE CONCURRENT RESOLUTION "A-N"

Also,

SENATE CONCURRENT RESOLUTION A-K

Which the President has signed and your signature is respectfully requested.

Mr. Speaker: I have the honor to request you to return House Concurrent Resolution "A-20."

Very respectfully,

F. E. TUNELL,
Secretary.

SIXTIETH DAY

The House convened pursuant to recess at 9:45 A. M., Speaker Crockett presiding.

Mr. Godwin moved the House do concur in the Senate amendments to House Bill No. 130.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and House Bill No. 130 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

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, 63; nays, 26; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Dittmer	Olson, Mountrail
Aljets	Erickson, McLean	Page
Anderson, Bowman	Fedje	Parkinson
Anderson, Burke	Godwin	Peterson, Bottineau
Anderson, Sargent	Hall	Place
Anfinson	Hill	Randall
Bailey, Dunn	Isaak	Ritter
Bauer	Jensen	Sand
Beggs	Johnson	Savre
Bettenhausen	Kapaun	Schnell
Biberdorf	Kubischta	Seibel
Bilden	Larson	Shurr
Bjerke	Levin	Solberg
Black	Marks	Stray
Blaisdell	Moore	Symington
Brusseau	McLarty	Thoreson
Caddell	Mode	Treffry
Cunningham	Myers	Urschel
Dahl, Emmons	Noben	Williams
Dahl, Traill	Odegard	Wolf
Dalzell	Olson, Hettinger	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Frosaker	Lohrbauer
Brunsdale	Gessner	Morgan

Messrs.	Messrs.	Messrs.
Burgum	Gilbertson	Morris
Burke	Goodlaxon	Muus
Clarke	Graham	Niewoehner
Downey	Holey	Norheim
Dullea	Holthusen	Oglesby
Erickson, McKenzie	Holte	Thompson
Fjeld	Langford	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Hurd	Scholl
Borstad	Keidel	Schauss
Child	Lavik	Shockman
Cosgriff	McIlraith	Smith
Fitzgerald	O'Brien	Traynor
Halverson	Peterson, Cass	Tuff
Hanson	Saumur	Twichell
Hewitt	Schantz	Wendland

So the bill passed and the title was agreed to.

Mr. Godwin moved that the vote by which House Bill No. 130 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following:

House Concurrent Resolution "A-20" which the Senate has requested.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 37.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 74.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 130.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF SELECT COMMITTEES

The Conference Committee on House Bill No. 37 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying Out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota and as Amended and Re-enacted by Chapter 186, Laws of 1933.

Have had the same under consideration and recommend: that the same be further amended as follows:

Section 1, line 3 of the engrossed bill, strike out the figures \$27,000.00 and insert in lieu thereof the figures "\$30,000.00."

For the Senate:

MAX H. STREHLOW,
W. S. HANDLEY,
JOHN CRANDALL.

For the House:

ARLO E. BEGGS,
A. N. LAVIK,
KARL H. BRUNSDALE.

Mr. Beggs moved that the report be adopted and the committee be discharged. Which motion prevailed and the report was adopted, and the committee discharged.

Mr. Brunsdale moved the rules be suspended and House Bill No. 37 be considered properly re-engrossed, placed on second reading and final passage.

Which motion prevailed.

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying Out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota and as Amended and Re-enacted by Chapter 186, Laws of 1933.

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, 85; nays, 2; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Erickson, McLean	Muus
Aljets	Fjeld	Myers
Anderson, Bowman	Frosaker	Niewoehner
Anderson, Sargent	Gessner	Noben
Bailey, Eddy	Godwin	Odegard
Bailey, Dunn	Goodlaxon	Oglesby
Bauer	Halverson	Olson, Hettinger
Beggs	Hanson	Page
Bettenhausen	Hewitt	Peterson, Bottineau
Biberdorf	Hill	Place
Bilden	Holey	Randall
Bjerke	Holthusen	Ritter
Black	Holte	Sand
Blaisdell	Isaak	Saumur
Borstad	Jensen	Savre
Brunsdale	Johnson	Schnell
Brusseau	Kapaun	Scholl
Burgum	Kubischta	Seibel
Burke	Langford	Shurr
Caddell	Larson	Solberg
Clarke	Lavik	Stray
Cunningham	Levin	Thompson
Dahl, Emmons	Lohrbauer	Thoreson
Dahl, Traill	Marks	Treffry

Messrs.	Messrs.	Messrs.
Dalzell	Moore	Twichell
Dittmer	Morgan	Urschel
Downey	Morris	Williams
Dullea	McLarty	Mr. Speaker
Erickson, McKenzie		

Those voting in the negative were:

Messrs.	Messrs.
Hall	Hurd

Absent and not voting:

Messrs.	Messrs.	Messrs.
Anderson, Burke	Keidel	Schauss
Anfinson	McIlraith	Shockman
Born	Mode	Smith
Child	Norheim	Symington
Cosgriff	O'Brien	Traynor
Fedje	Olson, Mountrail	Tuff
Fitzgerald	Parkinson	Wendland
Gilbertson	Peterson, Cass	Wolf
Graham	Schantz	

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 74 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department and the North Dakota Teachers Insurance and Retirement Fund, and the Highway Department and the Motor Vehicle Department and the Game and Fish Department, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933; Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Payment Into a Special Fund; Providing for the Repeal of Any Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be further amended as follows:

In line 8 of the title of the engrossed bill after the word "Fund," and before the word "by" insert the following:

"and the Highway Department and the Motor Vehicle Department and the Game and Fish Department."

Lines 12 and 13 of the title strike out the following: "providing for the procedure for such payment" and insert in lieu thereof "Providing for the payment into a special fund."

Section 1, line 1 of said section strike out all of line 1 after the word and numeral (Section 1.) and insert in lieu thereof the following: "In order to reimburse the state for the expense of making."

In line 11 of the engrossed bill, section 1, after the word "Fund," and before the word "immediately" insert the following: "and the Highway Department and the Motor Vehicle Department, and the Game and Fish Department,"

Page 2, section 1, line 2 after the word and comma "Fund," strike out the rest of line and strike out lines 3, 4, 5 and 6.

After line 19 of the engrossed bill, page 2, insert the following lines:

20. "The Highway Department and the Motor Vehicle Department \$3,500.00."

21. "The Game and Fish Department \$750.00."

For the Senate:

T. E. WHELAN,
WM. WATT,
A. W. FOWLER.

For the House:

ARLO E. BEGGS,
A. N. LAVIK,
KARL H. BRUNSDALE.

Mr. Morris moved that the report be adopted and the committee be discharged.

Which motion prevailed and the report was adopted.

Mr. Burke moved the rules be suspended and Senate Bill No. 74 be placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department and the North Dakota Teachers Insurance and Retirement Fund, and the

Highway Department and the Motor Vehicle Department and the Game and Fish Department, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933; Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Payment Into a Special Fund; Providing for the Repeal of Any Acts in Conflict Herewith.

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, 82; nays, 7; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Muus
Aljets	Fjeld	Myers
Anderson, Bowman	Frosaker	Niewoehner
Anderson, Burke	Gilbertson	Noben
Anderson, Sargent	Godwin	Odegard
Anfinson	Goodlaxon	Olson, Hettinger
Bailey, Eddy	Graham	Olson, Mountrail
Bailey, Dunn	Halverson	Page
Bauer	Hanson	Peterson, Bottineau
Beggs	Hewitt	Place
Bettenhausen	Hill	Ritter
Biberdorf	Holey	Sand
Bilden	Holte	Saumur
Bjerke	Isaak	Savre
Black	Jensen	Schantz
Brunsdale	Johnson	Schnell
Brusseau	Kubischta	Scholl
Burgum	Langford	Shurr
Burke	Larson	Solberg
Caddell	Lavik	Stray
Clarke	Levin	Thompson
Cunningham	Lohrbauer	Thoreson
Dahl, Traill	Moore	Treffry
Dalzell	Morgan	Urschel
Dittmer	Morris	Williams
Erickson, McKenzie	McLarty	Wolf
Erickson, McLean	Mode	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Downey	Holthusen	Oglesby
Gessner	Hurd	Randall
Hall		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blaisdell	Keidel	Schauss
Born	Marks	Shockman

Messrs.	Messrs.	Messrs.
Borstad	McIlraith	Smith
Child	Norheim	Symington
Cosgriff	O'Brien	Traynor
Dahl, Emmons	Parkinson	Tuff
Dullea	Peterson, Cass	Twichell
Fitzgerald	Seibel	Wendland
Kapaun		

So the bill passed and the title was agreed to.

Mr. Jensen moved the Senate be requested to return Senate Bill No. 120.

Which motion prevailed.

Mr. Godwin moved the House refuse to concur in the Senate amendments as to Senate Bill No. 198, and that the Speaker appoint a conference committee of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Isaak, Jensen and Graham to serve on such committee.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 198 and the President has appointed as a Conference Committee, Senators McDonald, McGillic and Vinje.

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Brunsdale moved the rules be suspended and Senate Bill No. 18 be placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Providing for an Infirmary With the Fixtures Therefor, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Was read the second time.

ROLL CALL .

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 85; nays, 2; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Graham	Norheim
Anderson, Bowman	Hall	Odegard
Anderson, Burke	Halverson	Oglesby
Anderson, Sargent	Hewitt	Olson, Hettinger
Anfinson	Hill	Olson, Mountrail
Bailey, Dunn	Holey	Page
Bauer	Holthusen	Peterson, Bottineau
Beggs	Holte	Peterson, Cass
Bettenhausen	Hurd	Place
Biberdorf	Isaak	Randall
Bilden	Jensen	Ritter
Bjerke	Johnson	Sand
Black	Kapaun	Saumur
Blaisdell	Kubischta	Savre
Borstad	Langford	Schantz
Brunsdale	Larson	Schnell
Brusseau	Lavik	Scholl
Caddell	Levin	Seibel
Clarke	Lohrbauer	Solberg
Dahl, Traill	Moore	Stray
Dalzell	Morgan	Symington
Downey	Morris	Thompson
Erickson, McKenzie	McIlraith	Thoreson
Erickson, McLean	McLarty	Treffry
Fedje	Mode	Urschel
Gessner	Muus	Williams
Gilbertson	Myers	Wolf
Godwin	Niewoehner	Mr. Speaker
Goodlaxon		

Those voting in the negative were:

Messrs.	Messrs.
Dittmer	Hanson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dullea	Schauss
Bailey, Eddy	Fjeld	Shockman
Born	Fitzgerald	Shurr
Burgum	Frosaker	Smith
Burke	Keidel	Traynor
Child	Marks	Tuff
Cosgriff	Noben	Twichell
Cunningham	O'Brien	Wendland
Dahl, Emmons	Parkinson	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrates and City Justices of the Peace;

Procedure, Jurors and Officers in Said Police Magistrates Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 78; nays, 2; absent and not voting, 33.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Goodlaxon	Olson, Mountrail
Aljets	Hall	Page
Anderson, Bowman	Halverson	Parkinson
Anderson, Burke	Hanson	Peterson, Bottineau
Anderson, Sargent	Holey	Peterson, Cass
Anfinson	Holthusen	Ritter
Bailey, Dunn	Hurd	Sand
Bauer	Johnson	Saumur
Beggs	Keidel	Savre
Biberdorf	Kubischta	Schantz
Bilden	Langford	Schnell
Black	Larson	Seibel
Blaisdell	Lavik	Shurr
Borstad	Levin	Solberg
Brunsdale	Morgan	Symington
Brusseau	McIlraith	Thompson
Caddell	McLarty	Thoreson
Dahl, Traill	Muus	Traynor
Dalzell	Myers	Treffry
Downey	Niewoehner	Twichell
Erickson, McKenzie	Noben	Urschel
Fedje	Norheim	Wendland
Fjeld	O'Brien	Williams
Frosaker	Odegard	Wolf
Gessner	Oglesby	Mr. Speaker
Godwin	Olson, Hettinger	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson, McLean	Randall	Stray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Dittmer	Lohrbauer
Bettenhausen	Dullea	Marks
Bjerke	Fitzgerald	Moore
Born	Gilbertson	Morris
Burgum	Graham	Mode
Burke	Hewitt	Place
Child	Hill	Scholl
Clarke	Holte	Schauss

Messrs.	Messrs.	Messrs.
Cosgriff	Isaak	Shockman
Cunningham	Jensen	Smith
Dahl, Emmons	Kapaun	Tuff

So the bill passed and the title was agreed to, and the emergency clause declared carried.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return House Concurrent Resolution "A-24" which the Senate has amended as follows:

In line 1 of section 2, strike out the words "chief clerk" and insert the word "secretary."

Very respectfully,

F. E. TUNELL,
Secretary.

Mr. Twichell moved the House concur in the Senate amendments to Senate Concurrent Resolution "A-24."

Which motion prevailed.

Mr. Twichell moved the adoption of the Resolution as amended.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on House Bill No. 37.

Also, Senate Bill No. 74.

The Speaker has appointed as a new conference committee to act with a like committee from the Senate on Senate Bill No. 198, Representatives Isaak, Jensen and Graham.

Also,

The House requests the return of Senate Bill No. 198.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return House Concurrent Resolution "A-20" which the Senate has amended as follows:

After the word "chairman" in line 10 insert the following "Provided, however, that the circumstances surrounding this investigation are peculiar and unusual and the passage of this resolution shall not be taken as a precedent for any future legislative action."

Very respectfully,

F. E. TUNELL,
Secretary.

The Speaker called Mr. Wolf to the chair.

Mr. Symington moved the House concur in the Senate amendments as to Senate Concurrent Resolution "A-20."

Which motion prevailed.

Mr. Symington moved the rules be suspended and Senate Concurrent Resolution "A-20" be placed on second reading and final passage.

Which motion prevailed.

HOUSE CONCURRENT RESOLUTION "A-20"

ROLL CALL

The question being on the adoption of House Concurrent Resolution "A-20" as amended by the Senate, the roll was called and there were ayes, 81; nays, 5; absent and not voting, 27.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Niewoehner
Aljets	Frosaker	Noben
Anderson, Bowman	Gessner	Norheim
Anderson, Burke	Goodlaxon	O'Brien
Anderson, Sargent	Hall	Odegard
Anfinson	Halverson	Olson, Hettinger
Bailey, Dunn	Hanson	Olson, Mountrail
Bauer	Hewitt	Page
Beggs	Hill	Peterson, Bottineau
Biberdorf	Holey	Peterson, Cass
Bilden	Holthusen	Place
Bjerke	Hurd	Ritter
Black	Johnson	Sand
Blaisdell	Kubischta	Saumur
Borstad	Langford	Savre
Brunsdale	Larson	Scholl
Caddell	Lavik	Shurr
Clarke	Levin	Solberg
Cunningham	Lohrbauer	Symington
Dahl, Emmons	Marks	Thoreson
Dahl, Traill	Moore	Traynor
Dalzell	Morgan	Treffry
Downey	Morris	Urschel
Dullea	McIlraith	Wendland

Messrs.	Messrs.	Messrs.
Erickson, McKenzie	Mode	Williams
Erickson, McLean	Muus	Wolf
Fedje	Myers	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Schantz	Thompson
Oglesby	Stray	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bettenhausen	Gilbertson	Parkinson
Born	Godwin	Randall
Brusseau	Graham	Schnell
Burgum	Holte	Seibel
Burke	Isaak	Schauss
Child	Jensen	Shockman
Cosgriff	Kapaun	Smith
Dittmer	Keidel	Tuff
Fitzgerald	McLarty	Twichell

So the bill passed and the title was agreed to and the emergency clause declared carried.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 37.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION "A-N"

Which the House has adopted unchanged.

Also return:

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Providing for an Infirmary With the Fixtures Therefor, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrates and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrates Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Which the House has amended.

Also,

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Concurrent Resolution "A-24" also House Concurrent Resolution "A-20."

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

The Conference Committee on Senate Bill No. 313 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be Used for Such Replacement by Imposing a Tax on the Gross Receipts From Retail Sales as Defined Herein; to Provide for the Collection of

Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Have had the same under consideration and recommend as follows:

1. That the House recede from its amendments to said bill.
2. That said bill be amended by striking out all of Section 25, following the words "as follows:" of the engrossed bill, in Line 8, and inserting in lieu thereof the following:

"(a) The State Board of Equalization is authorized, directed, empowered and required, at any regular or special meeting, from time to time, to transfer into "The State Public Welfare Fund," created and established by House Bill 338, pending in this legislative session, the sum of \$500,000.00 per annum to be expended for the relief of destitute or necessitous persons, in co-ordination with and supplementary to the funds made available for expenditure for like purposes in North Dakota from funds appropriated by Congress and allocated by the Federal Emergency Relief Administrator and/or other Federal agencies. Such monies may be expended either in the form of direct or work relief. The said State Board of Equalization is further authorized, directed and empowered to transfer into The State Public Welfare Fund the further sum of \$100,000.00 per annum, or so much thereof as in the opinion of the said State Board of Equalization may be necessary, to be expended for mothers' aid or pension and/or old age or blind pension or assistance in co-ordination with Federal funds as above set forth.

(b) The State Board of Equalization is hereby further directed, empowered and required, at any regular or special meeting, from time to time, to transfer from said "Retail Sales Tax Fund" to the State Equalization Fund, created by House Bill 255, pending in this legislative session, the sum of \$700,000 for the year 1935 and the sum of \$1,950,000 for the year 1936.

(c) Said State Board of Equalization is further authorized, directed and empowered, at any regular or special meeting, from time to time, to transfer into the General Fund of the State such portions of said "Retail Sales Tax Fund" as, in the opinion of said Board, are not required for carrying out the provisions of subdivisions (a) and (b) of this Section, to be used by said State Board of Equalization in replacement and

reduction of such of the levies for general state purposes as said Board may deem just and proper."

For the Senate:

J. K. BROSTUEN,
A. W. FOWLER,
WM. J. LOWE.

For the House:

E. A. CHILD,
R. R. SCHOLL,
EDWIN TRAYNOR.

Representative Hewitt moved that the report be adopted, the committee be discharged. Which motion prevailed and the report was adopted, and the committee discharged.

Mr. Page moved the rules be suspended and Senate Bill No. 313 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be Used for Such Replacement by Imposing a Tax on the Gross Receipts From Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 85; nays, 4; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Norheim
Aljets	Frosaker	O'Brien
Anderson, Bowman	Gessner	Odegard
Anderson, Burke	Godwin	Oglesby
Anderson, Sargent	Goodlaxon	Olson, Hettinger
Anfinson	Hall	Olson, Mountrail
Bailey, Eddy	Hill	Page
Bauer	Holey	Parkinson
Beggs	Holthusen	Peterson, Bottineau
Bettenhausen	Hurd	Peterson, Cass
Biberdorf	Kapaun	Randall

Messrs.	Messrs.	Messrs.
Bilden	Keidel	Ritter
Bjerke	Kubischta	Sand
Blaisdell	Langford	Saumur
Borstad	Larson	Savre
Brunsdale	Lavik	Schantz
Brusseau	Levin	Scholl
Burgum	Lohrbauer	Seibel
Burke	Marks	Shurr
Caddell	Moore	Stray
Child	Morgan	Thompson
Clarke	Morris	Thoreson
Dahl, Emmons	McIlraith	Traynor
Dahl, Traill	McLarty	Treffry
Dittmer	Mode	Urschel
Downey	Muus	Wendland
Dullea	Niewoehner	Williams
Erickson, McKenzie	Noben	Wolf
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Johnson	Smith	Solberg
Myers		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Gilbertson	Place
Black	Graham	Schnell
Born	Halverson	Schauss
Cosgriff	Hanson	Shockman
Cunningham	Hewitt	Symington
Dalzell	Holte	Tuff
Fjeld	Isaak	Twichell
Fitzgerald	Jensen	Mr. Speaker

So the bill passed and the title was agreed to and the emergency clause declared carried.

Mr. Twichell moved that the vote by which Senate Bill No. 313 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

HOUSE CONCURRENT RESOLUTION "A-21"

Was delivered to the Secretary of State March 8, 1935.

VAL. P. WOLF,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancelation of Personal Property Taxes Assessed and Levied for the Year 1933, and All Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Also,

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Also,

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Also,

House Bill No. 42. 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.

Were delivered to the Governor, March 8, 1935.

VAL. P. WOLF,
Chairman.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 255 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

House Bill No. 255. A Bill for an Act to Re-Establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit Basis and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts.

Have had the same under consideration and recommend:

That the House accepts the Senate amendments, and

That the same be further amended as follows: In Section 4, page 5, of the engrossed Bill, line 6, strike out the figures "\$125.00" and insert in lieu thereof the figures "\$175.00."

Strike out all of Section 10 and renumber Section 11 to read Section 10.

For the Senate:

C. W. FINE,
E. E. GREENE,
J. K. BROSTUEN.

For the House:

E. A. CHILD,
R. R. SCHOLL,
EDWIN TRAYNOR.

Representative Child moved that the report be adopted and the committee discharged which motion prevailed and the report was adopted.

Mr. Traynor moved the rules be suspended and House Bill No. 255 be considered properly re-engrossed and placed on second reading and final passage.

Which motion prevailed.

House Bill No. 255. A Bill for an Act to Re-Establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit Basis and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Godwin	Oglesby
Anderson, Bowman	Goodlaxon	Olson, Hettinger
Anderson, Burke	Graham	Olson, Mountrail
Anderson, Sargent	Hall	Parkinson
Anfinson	Halverson	Peterson, Bottineau
Bailey, Eddy	Hill	Peterson, Cass
Bailey, Dunn	Holte	Place

Messrs.	Messrs.	Messrs.
Bauer	Hurd	Randall
Beggs	Johnson	Ritter
Bettenhausen	Kapaun	Sand
Biberdorf	Keidel	Saumur
Bilden	Kubischta	Savre
Bjerke	Langford	Schantz
Borstad	Larson	Scholl
Brunsdale	Lavik	Seibel
Brusseau	Levin	Shurr
Burgum	Lohrbauer	Smith
Burke	Marks	Solberg
Caddell	Moore	Stray
Child	Morgan	Symington
Clarke	Morris	Thompson
Dahl, Emmons	McIlraith	Thoreson
Dahl, Traill	McLarty	Traynor
Dittmer	Mode	Treffry
Downey	Muus	Tuff
Dullea	Myers	Twichell
Erickson, McKenzie	Niewoehner	Urschel
Erickson, McLean	Noben	Wendland
Fedje	Norheim	Williams
Fjeld	O'Brien	Wolf
Frosaker	Odegard	Mr. Speaker
Gessner		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Fitzgerald	Isaak
Black	Gilbertson	Jensen
Blaisdell	Hanson	Page
Born	Hewitt	Schnell
Cosgriff	Holey	Schauss
Cunningham	Holthusen	Shockman
Dalzell		

So the bill passed and the title was agreed to.

Mr. Brunsdale moved that the vote by which House Bill No. 255 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 313.

Also, House Bill No. 255.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

FRIDAY, MARCH 8, 1935

2053

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 255, and return House Bill No. 255 herewith, which was passed by the Senate as amended by the conference committee.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 264 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to Be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency; Appropriation.

Have had the same under consideration and recommend:

In Section 16, line 18, after the word "received," insert the following language: "or so much thereof as is necessary."

In Section 16, line 19, strike out the words "General Fund" and insert in lieu thereof "Police Patrol Fund."

For the Senate:

A. F. BONZER, Jr.,
WM. WATT,
O. E. ERICKSON.

For the House:

HOWARD PARKINSON,
WILLIAM M. SCHANTZ,
VAL. P. WOLF.

Mr. Parkinson moved that the report be adopted, and the committee be discharged, which motion prevailed and the report was adopted.

Mr. Brunsdale moved the rules be suspended and Senate Bill No. 264 be placed on second reading and final passage.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to Be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency; Appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 29.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Oglesby
Aljets	Godwin	Olson, Hettinger
Anderson, Bowman	Goodlaxon	Olson, Mountrail
Anderson, Burke	Hall	Page
Anfinson	Halverson	Parkinson
Bailey, Eddy	Hill	Peterson, Bottineau
Bailey, Dunn	Holthusen	Peterson, Cass
Bauer	Holte	Place
Beggs	Hurd	Randall
Bettenhausen	Kapaun	Ritter
Biberdorf	Keidel	Saumur
Bilden	Kubischta	Savre
Bjerke	Langford	Schantz
Blaisdell	Larson	Seibel
Brunsdale	Lavik	Solberg
Brusseau	Lohrbauer	Stray
Burgum	Marks	Symington
Burke	Morgan	Thompson
Caddell	Morris	Thoreson
Child	McLarty	Treffry
Dahl, Emmons	Mode	Tuff
Dahl, Traill	Muus	Twichell
Dittmer	Myers	Urschel
Dullea	Niewoehner	Wendland
Fedje	Noben	Williams
Fjeld	Norheim	Wolf
Frosaker	O'Brien	Mr. Speaker
Gessner	Odegard	

Those voting in the negative were:

Messrs.

Erickson, McKenzie

Absent and not voting:

Messrs.

Anderson, Sargent
Black

Messrs.

Fitzgerald
Graham

Messrs.

McIlraith
Sand

Messrs.	Messrs.	Messrs.
Born	Hanson	Schnell
Borstad	Hewitt	Scholl
Clarke	Holey	Schauss
Cosgriff	Isaak	Shockman
Cunningham	Jensen	Shurr
Dalzell	Johnson	Smith
Downey	Levin	Traynor
Erickson, McLean	Moore	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Twichell moved that the vote by which Senate Bill No. 264 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Schantz moved the House refuse to concur in the Senate amendments as to Senate Bill No. 189, and that the Speaker appoint a conference committee of three, to confer with a like committee from the Senate with reference to the same.

Which motion prevailed, and the Speaker appointed Representatives Twichell, Blaisdell and Aljets, to serve on such conference committee.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee, on Senate Bill No. 189, Senators Fowler, Erickson and Strehlow.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 260 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Highway Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Have had the same under consideration and recommend:

Wherever the words "Regulatory Department" appear change to read "Highway Department," and wherever the words "Regulatory Officer" appear change to read "Highway Commissioner."

In Section 1, line 6, strike out the semi-colon and insert a comma and the following language: "who shall also be a motor patrolman;"

In Section 2, line 14, strike out the comma after the word, "state," insert a period in lieu thereof, and strike out all the rest of line 14, all of line 15, and all of line 16.

In Section 7, line 3, after the word "five," insert the following language: "nor more than forty-five."

For the Senate:

A. F. BONZER, Jr.,
WM. WATT,
O. E. ERICKSON.

For the House:

HOWARD PARKINSON,
WILLIAM M. SCHANTZ,
VAL. P. WOLF.

Representative Godwin moved that the report be adopted, and the Conference Committee discharged, which motion prevailed and the report was adopted.

Mr. Godwin moved the rules be suspended and Senate Bill No. 260 be placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Highway Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 80; nays, 16; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fitzgerald	Olson, Hettinger
Anderson, Bowman	Frosaker	Olson, Mountrail
Anderson, Burke	Gessner	Page
Anderson, Sargent	Godwin	Parkinson
Anfinson	Goodlaxon	Peterson, Bottineau

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Hanson	Place
Bailey, Dunn	Hill	Randall
Bauer	Holte	Ritter
Bettenhausen	Hurd	Sand
Biberdorf	Isaak	Saumur
Bilden	Johnson	Savre
Bjerke	Kapaun	Schantz
Borstad	Keidel	Scholl
Brusseau	Kubischta	Seibel
Burgum	Langford	Schauss
Burke	Larson	Shurr
Caddell	Marks	Solberg
Child	Moore	Stray
Clarke	Morgan	Symington
Dahl, Emmons	McIlraith	Thoreson
Dahl, Traill	McLarty	Traynor
Dittmer	Mode	Treffry
Downey	Muus	Tuff
Dullea	Myers	Urschel
Erickson, McLean	Noben	Williams
Fedje	O'Brien	Wolf
Fjeld	Odegard	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Black	Holey	Niewoehner
Brunsdale	Holthusen	Norheim
Erickson, McKenzie	Lavik	Oglesby
Gilbertson	Levin	Peterson, Cass
Hall	Lohrbauer	Wendland
Halverson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Aljets	Dalzell	Shockman
Beggs	Graham	Smith
Blaisdell	Hewitt	Thompson
Born	Jensen	Twichell
Cosgriff	Morris	Mr. Speaker
Cunningham	Schnell	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Mr. Schantz moved that the vote by which Senate Bill No. 260 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the

House has adopted the report of the Conference Committee on Senate Bill No. 264.

Also Senate Bill No. 260.

Also, the Speaker has appointed a new Conference Committee to act with a like committee from the Senate on Senate Bill No. 189, Representatives Twichell, Blaisdell and Aljets.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 313.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 185.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 264.

Also,

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Sub-division (e) of Section 1 of Chapter 161, Session Laws of 1933 Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Also,

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential

Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party, County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

Also,

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Which the President has signed and your signature is respectfully requested.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 18.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 260.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 198.

Very respectfully,

F. E. TUNELL,
Secretary.

SEVENTH ORDER OF BUSINESS

Mr. Dahl of Emmons moved the adoption of House Resolution "V," which had just been read and that the resolution be printed in the Journal.

Mr. Schantz, as a substitute motion, moved that House Concurrent Resolution "V" be laid on the table.

Mr. Place demanded a call of the House.

Which request was granted.

All members were present except Representatives Bailey of Dunn, Cosgriff, Schnell and Shockman.

Mr. Godwin moved to dispense with further consideration under the call of the House.

Which motion prevailed.

HOUSE RESOLUTION "V"

Introduced by Representative Dahl of Emmons, and Scholl

WHEREAS: Under the provisions of the constitution of the State of North Dakota the Governor has the sole power to convene the Legislative Assembly on extraordinary occasions, and

WHEREAS: By virtue of the power so granted to him, and considering the emergency existing, the Hon. Wm. Langer, as Governor of the State did, on July 12th, 1934, issue a proclamation calling the members of the Senate and House into extraordinary session, to convene at Noon on July 19th, 1934, but notwithstanding such call it is charged that certain interested persons attempted to and did actually prevent certain members of both houses from obeying said call, and did induce them to disregard said call and to refuse to attend said session, and

WHEREAS: Section 9320 of the penal code provides in part as follows: "Every person who wilfully and by force or fraud prevents the legislative assembly of this State, or either of the houses composing it, or any of the members thereof from meeting or organizing, is punishable by imprisonment in the penitentiary for not less than five years nor more than ten years or by a fine of not less than five hundred dollars nor more than two thousand dollars." and

WHEREAS: The charges made, if true, are serious and those guilty of the offenses charged should be dealt with according to law:

THEREFORE: The Hon. P. O. Sathre, Attorney General of the State is hereby respectfully requested to make a thorough investigation into such charges and if they appear to be true he is requested to take the necessary steps to prosecute all persons in any way connected with such offenses:

The Clerk of this assembly is hereby directed to deliver a copy of this resolution to the Attorney General forthwith.

The motion of Mr. Schantz was declared lost.

A roll call was demanded and granted.

ROLL CALL

The question being on the motion of Mr. Schantz to lay

Mr. Dahl's motion for the adoption of House Resolution "V" upon the table, the roll was called and there were ayes, 53; nays, 59; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Morris
Bailey, Dunn	Gilbertson	Muus
Black	Goodlaxon	Niewoehner
Blaisdell	Graham	Norheim
Born	Hall	O'Brien
Borstad	Halverson	Odegard
Brunsdale	Hewitt	Oglesby
Burgum	Holthusen	Page
Burke	Holte	Peterson, Cass
Clarke	Hurd	Saumur
Cunningham	Johnson	Schantz
Dahl, Traill	Kapaun	Smith
Dittmer	Keidel	Solberg
Downey	Kubischta	Thompson
Dullea	Langford	Traynor
Erickson,McKenzie	Lavik	Twichell
Fitzgerald	Lohrbauer	Wendland
Frosaker	Moore	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Fjeld	Peterson,Bottineau
Aljets	Godwin	Place
Anderson,Bowman	Hanson	Randall
Anderson, Burke	Hill	Ritter
Anderson, Sargent	Holey	Sand
Anfinson	Isaak	Savre
Bauer	Jensen	Scholl
Beggs	Larson	Seibel
Bettenhausen	Levin	Schauss
Biberdorf	Marks	Shurr
Bilden	Morgan	Stray
Bjerke	McIlraith	Symington
Brusseau	McLarty	Thoreson
Caddell	Mode	Treffry
Child	Myers	Tuff
Dahl, Emmons	Noben	Urschel
Dalzell	Olson, Hettinger	Williams
Erickson, McLean	Olson, Mountrail	Wolf
Fedje	Parkinson	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cosgriff	Schnell	Shockman

So the motion was lost.

Mr. Traynor offered the following amendment to the Resolution:

WHEREAS: From time to time during the course of this Legislative Session and especially during the past week, re-

ports have been current in the capitol and upon the floor of this House that certain members of the House of Representatives have openly offered to vote for certain controversial measures in consideration of the votes of other members upon other controversial measures which reports if true make such members guilty of bribery under the constitution, and

WHEREAS: Certain state officials and employees of State Departments have been reported to have attempted to secure votes of members of this House through the use of threats and other forms of duress both upon the floor of the House and in other parts of the capitol building in open violation of the Anti-Lobbying Laws of the State.

Therefore, Be It Further Resolved, that the Attorney General be requested to investigate these charges and bring to trial and conviction such parties if guilty.

Mr. Godwin moved further action on the Resolution be deferred for 45 minutes.

Which motion prevailed.

Mr. Smith moved the Senate be requested to return Senate Bill No. 120.

Which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 198 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the House recede from its amendments to the same and that the bill be further amended as follows:

In line 4 of Section 1, after the word "day" strike out the words "or more than six days in any one week."

In line 5 of Section 1, strike out the words "forty-eight" and insert in lieu thereof the words "fifty-six."

In line 9 of Section 1, following the word "city" strike out the comma, and insert a period, and strike out the words "and members of the police."

In line 6 of Section 2 of the engrossed bill, after the word "day," strike out the words "or more than six days in any one week."

In line 7 of Section 2, strike out the words "forty-eight" and insert in lieu thereof the words "fifty-six."

And when so amended recommend that the bill do pass.

For the Senate:

S. S. McDONALD,
J. S. McGILLIC,
SYVER VINJE.

For the House:

NELS P. JENSEN,
GOTTLIEB ISAAK,
M. D. GRAHAM.

Mr. Godwin moved the House concur in the Senate amendments as to Senate Bill No. 198.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 198 be placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 83; nays, 6; absent and not voting, 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Norheim
Aljets	Gessner	Odegard
Anderson, Bowman	Godwin	Oglesby
Anderson, Burke	Graham	Olson, Mountrail
Anderson, Sargent	Hall	Peterson, Bottineau
Anfinson	Halverson	Peterson, Cass
Bauer	Hill	Place
Beggs	Holey	Randall
Bettenhausen	Holthusen	Ritter
Biberdorf	Isaak	Sand
Bilden	Jensen	Savre
Bjerke	Johnson	Schantz
Black	Kapaun	Seibel
Blaisdell	Keidel	Schauss
Borstad	Kubischta	Solberg
Brusseau	Larson	Stray
Burgum	Lavik	Symington
Burke	Lohrbauer	Thompson
Child	Marks	Thoreson
Clarke	Moore	Traynor
Dahl, Traill	Morgan	Treffry

Messrs.	Messrs.	Messrs.
Dalzell	McIlraith	Twichell
Dittmer	McLarty	Urschel
Dullea	Mode	Wendland
Erickson, McKenzie	Muus	Williams
Erickson, McLean	Myers	Wolf
Fedje	Niewoehner	Mr. Speaker
Fitzgerald	Noben	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Fjeld	Morris
Downey	Holte	Page

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Goodlaxon	Parkinson
Born	Hanson	Saumur
Brunsdale	Hewitt	Schnell
Caddell	Hurd	Scholl
Cosgriff	Langford	Shockman
Cunningham	Levin	Shurr
Dahl, Emmons	O'Brien	Smith
Gilbertson	Olson, Hettinger	Tuff

So the bill passed and the title was agreed to.

Mr. Morgan moved that the vote by which Senate Bill No. 198 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 120.

Also,

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 198.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return Senate Bill No. 120, which the House has requested.

Very respectfully,

F. E. TUNELL,
Secretary.

The Speaker resumed the chair.

Mr. Dahl of Emmons moved to amend Senate Bill No. 120 as follows:

In line six, Section two, strike out the words "or agencies."

Which motion prevailed.

Mr. Burke moved to amend Senate Bill No. 120 as follows:

By striking out the period at the end of Section one, inserting a comma and adding "nor to any liens permitted under the provisions of Chapter, Session Laws of 1935, which is House Bill No. 287 of the Twenty-fourth Legislative Assembly."

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 120 be placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to Be Against the Public Policy of This State, and Abolishing the Same," Approved and Adopted by the Electors at the June 29, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 86; nays, 1; absent and not voting, 26.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Norheim
Aljets	Fitzgerald	Odegard
Anderson, Bowman	Frosaker	Oglesby
Anderson, Burke	Gessner	Olson, Hettinger
Anderson, Sargent	Gilbertson	Olson, Mountrail
Anfinson	Godwin	Page
Bailey, Eddy	Goodlaxon	Peterson, Bottineau
Bailey, Dunn	Halverson	Peterson, Cass
Bauer	Hanson	Place
Beggs	Hill	Randall
Bettenhausen	Hurd	Ritter
Biberdorf	Isaak	Sand
Bilden	Jensen	Saumur
Bjerke	Johnson	Schantz
Black	Kapaun	Schauss
Blaisdell	Keidel	Smith
Eerstad	Kuhishta	Solberg

Messrs.	Messrs.	Messrs.
Brusseau	Langford	Stray
Burke	Larson	Symington
Child	Lohrbauer	Thoreson
Cunningham	Marks	Traynor
Dahl, Emmons	Moore	Treffry
Dahl, Traill	Morgan	Tuff
Dalzell	Morris	Twichell
Dittmer	McIlraith	Urschel
Downey	McLarty	Wendland
Dullea	Muus	Williams
Erickson, McKenzie	Niewoehner	Mr. Speaker
Erickson, McLean	Noben	

Those voting in the negative were:

Messrs.
Wolf

Absent and not voting:

Messrs.	Messrs.	Messrs.
Born	Hewitt	Parkinson
Brunsdale	Holey	Savre
Burgum	Holthusen	Schnell
Caddell	Holte	Scholl
Clarke	Lavik	Seibel
Cosgriff	Levin	Shockman
Fjeld	Mode	Shurr
Graham	Myers	Thompson
Hall	O'Brien	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Mr. Godwin moved that the vote by which Senate Bill No. 120 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 189 made the following report:

Mr. Speaker: Your Conference Committee to whom was referred:

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter imposed upon Cigarettes, Snuff, Cigarette Papers, Beer and/or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Have had the same under consideration and recommend that the House recede from its amendments and that the bill be amended as follows:

In the title of the engrossed bill, in line 3, after the word "papers," strike out the comma and insert in lieu thereof a period. Strike out all of the balance of the bill and insert in lieu thereof the following:

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"The mulct tax heretofore and now fixed by law at the sum of Twelve Dollars and Fifty Cents (\$12.50) as an annual license fee for the retail sale of cigarettes, snuff, cigarette papers, or tubes, is hereby reduced and fixed at the sum of Five Dollars; and the stamp tax upon the retail sale of snuff is hereby fixed and established at the sum of two cents for each one and one-quarter ounce or major fraction thereof and the bond now required by law from retail dealers is hereby reduced and fixed at the sum of Two Hundred Fifty Dollars (\$250.00), for which a premium of not to exceed Two Dollars and Fifty Cents (\$2.50) shall be charged.

For the Senate:

A. W. FOWLER,
O. E. ERICKSON,
MAX H. STREHLOW.

For the House:

J. C. BLAISDELL,
L. L. TWICHELL,
GEO. ALJETS.

Representative Twichell moved that the report be adopted, and the committee be discharged, which motion prevailed and the report was adopted.

Mr. Godwin moved the rules be suspended and Senate Bill No. 189 be placed on second reading and final passage.

Which motion prevailed.

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter imposed upon Cigarettes, Snuff, Cigarette Papers, Beer and/or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 28.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Frosaker	Odegard
Aljets	Gessner	Oglesby

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Gilbertson	Olson, Hettinger
Anderson, Burke	Godwin	Olson, Mountrail
Anderson, Sargent	Goodlaxon	Page
Anfinson	Graham	Parkinson
Bailey, Eddy	Hanson	Peterson, Bottineau
Bailey, Dunn	Hill	Peterson, Cass
Bauer	Holthusen	Place
Beggs	Hurd	Randall
Bettenhausen	Jensen	Ritter
Biberdorf	Kapaun	Sand
Black	Keidel	Saumur
Blaisdell	Kubischta	Savre
Born	Langford	Schantz
Borstad	Larson	Scholl
Brunsdale	Lohrbauer	Solberg
Brusseau	Marks	Stray
Burke	Moore	Symington
Clarke	Morgan	Thoreson
Cunningham	Morris	Treffry
Dalzell	McIlraith	Tuff
Dittmer	Mode	Twichell
Downey	Muus	Urschel
Dullea	Myers	Wendland
Erickson, McKenzie	Niewoehner	Williams
Erickson, McLean	Noben	Wolf
Fjeld	O'Brien	Mr. Speaker
Fitzgerald		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bilden	Halverson	Norheim
Bjerke	Hewitt	Schnell
Burgum	Holey	Seibel
Caddell	Holte	Schauss
Child	Isaak	Shockman
Cosgriff	Johnson	Shurr
Dahl, Emmons	Lavik	Smith
Dahl, Traill	Levin	Thompson
Fedje	McLarty	Traynor
Hall		

So the bill passed and the title was agreed to.

Mr. Traynor moved the House do now recess for 15 minutes.

Which motion prevailed.

The House convened pursuant to recess, Speaker Crockett presiding.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to Be Against the Public Policy of This State, and Abolishing the Same," Approved and Adopted by the Electors at the June 29, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Which the House has amended.

Also:

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on Senate Bill No. 189.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

HOUSE RESOLUTION "N"

Also,

HOUSE RESOLUTION "T"

Also,

HOUSE RESOLUTION "W"

Also,

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163 and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to be Charged and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Also,

House Bill No. 130. A Bill for an Act Making an Appro-

priation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

Also,

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 120.

Also,

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 189.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

HOUSE RESOLUTION "N"

Also,

HOUSE RESOLUTION "W"

Also,

HOUSE RESOLUTION "T"

Also,

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163 and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to be Charged and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Also,

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying Out of the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

Also,

House Bill No. 7. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Also,

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen; Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party, County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

Also,

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Also,

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Sub-division (e) of Section 1 of Chapter 161, Session Laws of 1933 Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Also,

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock and Poultry and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealers; Feeding, Watering and Weighing; Acts of Deceit, Fraud, Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act; and, Repealing All of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing All Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Also,

SENATE CONCURRENT RESOLUTION "A-l"

Also,

SENATE CONCURRENT RESOLUTION "A-k"

Also,

SENATE CONCURRENT RESOLUTION "A-g"

Also,

SENATE CONCURRENT RESOLUTION "A-m"

And the Speaker signed the same in the presence of the House.

Mr. Dahl of Emmons renewed his motion that House Resolution "V" be adopted.

Mr. Traynor renewed his substitute motion House Resolution "V" be amended as heretofore described.

Mr. Morgan demanded a call of the House.

Which was granted.

All members were present except Representatives Caddell, Hewitt, Mode, Schnell, and Shockman.

Mr. Burgum moved further proceedings under the call of the House be dispensed with.

Which motion prevailed.

SECOND READING OF HOUSE RESOLUTION AMENDMENTS

Was read the second time.

ROLL CALL

The question being on the adoption of amendment offered by Mr. Traynor to House Resolution "V," the roll was called and there were ayes, 44; nays, 67; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Morris
Black	Gilbertson	Muus
Blaisdell	Goodlaxon	Niewoehner
Brunsdale	Graham	Norheim
Burgum	Hall	O'Brien
Burke	Halverson	Oglesby
Clarke	Holthusen	Peterson, Cass
Cosgriff	Holte	Saumur
Cunningham	Hurd	Schantz
Downey	Johnson	Smith
Dullea	Kapaun	Thompson
Erickson,McKenzie	Keidel	Traynor
Fjeld	Langford	Twichell
Fitzgerald	Lavik	Wendland
Frosaker	Lohrbauer	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Page
Aljets	Godwin	Parkinson
Anderson,Bowman	Hanson	Peterson,Bottineau
Anderson, Burke	Hewitt	Place
Anderson, Sargent	Hill	Randall
Anfinson	Holey	Ritter
Bailey, Dunn	Isaak	Sand
Bauer	Jensen	Savre

Messrs.	Messrs.	Messrs.
Beggs	Kubischta	Scholl
Bettenhausen	Larson	Seibel
Biberdorf	Levin	Schauss
Bilden	Marks	Shurr
Bjerke	Moore	Solberg
Born	Morgan	Stray
Borstad	McIlraith	Symington
Brusseau	McLarty	Thoreson
Caddell	Mode	Treffry
Child	Myers	Tuff
Dahl, Emmons	Noben	Urschel
Dahl, Traill	Odegard	Williams
Dalzell	Olson, Hettinger	Wolf
Dittmer	Olson, Mountrail	Mr. Speaker
Erickson, McLean		

Absent and not voting:

Messrs.	Messrs.
Schnell	Shockman

So the amendment was rejected.

Mr. Schantz:

The charges contained in this amendment and the charges contained in the original Resolution should be beneath the considerations of an intelligent legislative assembly. If there is any reason for the belief that the charges are true, proper court procedure should be instigated and the guilty parties brought to trial. I am against the resolution as it is pure political hookum. I am against the amendment for the same reason, but I'll vote for the amendment in the hopes that it will defeat the resolution. I vote "Aye."

The question reverted to the original motion of Mr. Dahl of Emmons for the adoption of the Resolution.

ROLL CALL

The question being on the adoption of House Resolution "V," as amended, the roll was called and there were ayes, 58; nays, 53; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Fedje	Peterson, Bottineau
Aljets	Godwin	Place
Anderson, Bowman	Hanson	Randall
Anderson, Burke	Hill	Ritter
Anderson, Sargent	Isaak	Sand
Anfinson	Jensen	Savre
Bailey, Dunn	Kubischta	Scholl
Bauer	Larson	Seibel
Beggs	Levin	Schauss
Bettenhausen	Marks	Shurr
Biberdorf	Morgan	Stray
Bilden	McIlraith	Symington

Messrs.	Messrs.	Messrs.
Bjerke	McLarty	Thoreson
Brusseau	Mode	Treffry
Burke	Myers	Tuff
Caddell	Noben	Urschel
Child	Olson, Hettinger	Williams
Dahl, Emmons	Olson, Mountrail	Wolf
Dalzell	Parkinson	Mr. Speaker
Erickson, McLean		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bailey, Eddy	Gessner	Morris
Black	Gilbertson	Muus
Blaisdell	Goodlaxon	Niewoehner
Born	Graham	Norheim
Borstad	Hall	O'Brien
Brunsdale	Halverson	Odegard
Burgum	Hewitt	Oglesby
Clarke	Holey	Page
Cosgriff	Holthusen	Peterson, Cass
Cunningham	Holte	Saumur
Dahl, Traill	Hurd	Schantz
Dittmer	Johnson	Smith
Downey	Kapaun	Solberg
Dullea	Keidel	Thompson
Erickson, McKenzie	Langford	Traynor
Fjeld	Lavik	Twichell
Fitzgerald	Lohrbauer	Wendland
Frosaker	Moore	

Absent and not voting:

Messrs.	Messrs.
Schnell	Shockman

So the resolution passed and the title was agreed to.

Mr. Scholl moved that the vote by which House Resolution "V" was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of

the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

Also,

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to transmit herewith House Bills Nos. 7, 37, 130, 165, which the Speaker has signed and your signature is respectfully requested.

Also return:

Senate Bills Nos. 150, 29, 22, 156, 88, 161.

Also,

SENATE CONCURRENT RESOLUTION NO. A-K

Also,

SENATE CONCURRENT RESOLUTION NO. A-M

Also,

SENATE CONCURRENT RESOLUTION NO. A-G

Also,

SENATE CONCURRENT RESOLUTION NO. A-F

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

SEVENTH ORDER OF BUSINESS

Mr. Godwin moved a Committee of two be appointed to act as to the floral offering for the recently deceased daughter of Representative Schnell.

Which motion prevailed.

The Speaker appointed on such Committee Representatives Bauer and Johnson.

House Resolution X was read at this time.

HOUSE RESOLUTION NO. X

Introduced by Representative Born.

WHEREAS Representative Ray Schnell of Stark County has been called to the death bed of his daughter, Laverne, and

WHEREAS, the members of the House wish to express to the bereaved family their sympathy in the loss of their loved one;

NOW, THEREFORE, BE IT RESOLVED that the members of the House do hereby express their deepest sympathy for our brother Representative and the members of his family in their hour of loss and sorrow; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Representative Ray Schnell and that the same be printed in the Journal of this House.

Mr. Born moved the adoption of House Resolution "X" by a standing vote.

Which motion prevailed, and the vote was unanimous.

House Resolution "Y" was read by the Clerk at this time.

Mr. Beggs moved the adoption of House Resolution "Y" and requested it be printed in the Journal.

Which motion prevailed.

HOUSE RESOLUTION "Y"

Introduced by Representative Beggs

BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

WHEREAS, During this legislative session the most Reverend McCoy almost continuously led the prayer for this body, and

WHEREAS, The prayers offered by the Reverend McCoy have been a paramount factor in the tempering of thought and deliberation of this Legislature.

NOW THEREFORE, BE IT RESOLVED BY THIS LEGISLATIVE BODY, That we extend to the Reverend McCoy our most hearty thanks for his efforts on our behalf.

Mr. Noben moved to reconsider the vote by which Senate Bill No. 14 was declared lost.

Which motion prevailed.

Mr. Godwin moved the rules be suspended and Senate Bill No. 14 be placed on second reading and final passage.

Mr. Parkinson requested unanimous consent of the House to amend Senate Bill No. 14.

Which request was objected to.

Mr. Hurd moved House Rule No. 28 be suspended.

Which motion was declared lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the Bill, as amended, the roll was called and there were ayes, 88; nays, 21; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Adam	Gilbertson	Noben
Aljets	Godwin	Norheim
Anderson, Sargent	Goodlaxon	O'Brien
Anfinson	Graham	Odegard
Bailey, Eddy	Hall	Oglesby
Bettenhausen	Halverson	Olson, Hettinger
Black	Hewitt	Page
Blaisdell	Hill	Parkinson
Born	Holthusen	Peterson, Bottineau
Borstad	Holte	Peterson, Cass
Brunsdale	Hurd	Randall
Burgum	Johnson	Ritter
Burke	Kapaun	Sand
Caddell	Keidel	Saumur
Clarke	Kubischta	Schantz
Cosgriff	Langford	Scholl
Cunningham	Larson	Schauss
Dahl, Emmons	Lavik	Shurr
Dahl, Traill	Levin	Smith
Dalzell	Lohrbauer	Solberg
Dittmer	Moore	Thompson
Downey	Morgan	Thoreson
Dullea	Morris	Traynor
Erickson, McKenzie	McIlraith	Tuff
Fedje	McLarty	Twichell
Fjeld	Mode	Urschel

Messrs.	Messrs.	Messrs.
Fitzgerald	Muus	Wendland
Frosaker	Myers	Mr. Speaker
Gessner	Niewoehner	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Anderson, Bowman	Erickson, McLean	Place
Anderson, Burke	Hanson	Savre
Bauer	Holey	Seibel
Beggs	Isaak	Stray
Biberdorf	Jensen	Treffry
Bilden	Marks	Williams
Bjerke	Olson, Mountrail	Wolf
Brusseau		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey, Dunn	Schnell	Symington
Child	Shockman	

So the bill passed and the title was agreed to.

Mr. Fedje moved that the vote by which Senate Bill No. 14 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

HOUSE CONCURRENT RESOLUTION U

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved the adoption of the report, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

HOUSE CONCURRENT RESOLUTION "U"

Also,

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development

and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Also,

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department, and the North Dakota Teachers Insurance and Retirement Fund, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933, Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Procedure for Such Payment; Providing for the Repeal of Any Acts in Conflict Herewith; and Declaring an Emergency.

And the Speaker signed the same in the presence of the House.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and resolutions:

House Bill No. 255. A Bill for an Act to Amend and Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; Repeal All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

HOUSE RESOLUTION V

Also,

HOUSE RESOLUTION Y

Also,

HOUSE RESOLUTION X

Also,

HOUSE CONCURRENT RESOLUTION A-24

Also,

HOUSE CONCURRENT RESOLUTION A-20

And find the same correctly enrolled.

VAL. P. WOLF,
Chairman.

Mr. Wolf moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

HOUSE CONCURRENT RESOLUTION "A-24"

Also,

House Bill No. 255. A Bill for an Act to Amend and Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; Repeal All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

HOUSE CONCURRENT RESOLUTION "A-20"

Also,

HOUSE RESOLUTION NO. "Y"

Also,

HOUSE RESOLUTION "X"

Also,

HOUSE RESOLUTION "V"

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 255. A Bill for an Act to Amend and Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; Repeal All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

HOUSE CONCURRENT RESOLUTION No. A-20

Also,

HOUSE CONCURRENT RESOLUTION No. A-24

Which the Speaker has signed and your signature is respectfully requested.

Also,

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Which the House has amended.

Also,

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 183. A Bill for an Act Authorizing and Empowering the Governing Board of Any Political Sub-division to Compromise and Settle Obligations Other Than Taxes Due and Owing to or Held by Such Political Sub-divisions, Validating Settlements Heretofore Made, and Declaring an Emergency.

Which the House has indefinitely postponed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

Mr. Cunningham moved the Senate be requested to return Senate Bill No. 100, and Senate Bill No. 101.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

Bismarck, North Dakota,
March 8, 1935.

The Honorable Members of the 24th Legislative Assembly:

The hour for closing of this session of the 24th Legislative Assembly is near at hand and all of your deliberations will soon be recorded in history.

I feel it both fitting and proper at this time to take this means of expressing to you my thanks and to show to you my sincere appreciation of the fine service you have rendered the state and for the hearty co-operation you have given me.

You came here with your minds filled with worries over the distressed conditions that confronted yourselves—your relatives—your friends and—your neighbors. These worries made your burden the heavier.

Immediately upon your convention you were confronted with a partisan political fight with many, many, grave questions and political pitfalls involved. No party had predominant power. You could easily have become ensnared to the point where nothing would have been accomplished. Despite all of that I believe that you have done your duties well and have rendered an excellent service for the state.

You have reduced your provisions for appropriations to the point, where, with slight adjustments they can be kept within the revenues available. You have cared for the schools and the needy through the adoption of the sales tax act. You have provided for assistance for the distressed through the enactment of a legal moratorium. You have aided credit business transactions through a lowered interest rate. You have initiated an equitable adjustment of utility taxes through change in the constitution. You have initiated action looking to the withdrawal of tax exempt securities. You have passed many needed laws that correct errors and omissions in existing laws. You have made possible a more rigid enforcement of our laws and have provided for supervision of highway traffic. In many, numerous and sundry ways you have provided a means for better participation in Federal constructional and relief activities. Our state should become a better and a greater state as the result of your activities and deliberations.

You are now able to carry back to your friends and your neighbors the story of the problems that confront our citizens as a whole. If you do carry this story back there will be more consideration shown for everyone, as we must all continue to live together and stick together. If we only reach an understanding our problems will be solved and we will be happy together again.

Please convey my sincere regards to all of your friends and tell them that I will do my best to carry on for them.

Respectfully,

WALTER WELFORD,
Acting Governor.

House Concurrent Resolution "A-25" was read at this time.

Mr. Godwin moved that further consideration of House Concurrent Resolution "A-25" be indefinitely postponed.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarek, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Also,

House Bill No. 7. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying Out of the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

Also,

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163 and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to be Charged and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Which the President has signed.

Very respectfully,

F. E. TUNELL,
Secretary.

FRIDAY, MARCH 8, 1935

2085

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 100 and Senate Bill No. 101.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to transmit herewith the following bills:

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 Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrates and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrates Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Also,

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Highway Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Also,

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North Dakota for 1933, and Declaring an Emergency.

Also,

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers, Beer and or Any Other Article or Product Now or Hereafter Taxed by a Stamp or Other Special Tax by the State of North Dakota.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing

Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "A-1"

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 1. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriation Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Providing for an Infirmary With the Fixtures Therefor, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrates and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrates Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Also,

Senate Bill No. 260. A Bill for an Act Creating a State

Highway Patrol for the State of North Dakota; Authorizing the Highway Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Also,

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collet Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913, and Chapter 133, of the Session Laws of North Dakota for 1933, and Declaring an Emergency.

Also,

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff and Cigarette Papers.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to Be Against the Public Policy of This State, and Abolishing the Same," Approved and Adopted by the Electors at the June 29, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION No. A-1

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department and the North Dakota Teachers Insurance and Retirement Fund, and the Highway Department and the Motor Vehicle Department and the Game and Fish Department, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933; Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Payment Into a Special Fund; Providing for the Repeal of Any Acts in Conflict Herewith.

Also,

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1935.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 14.

Also,

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled, "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Also,

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION "A-N"

Which the President has signed and your signature is respectfully requested.

Very respectfully,

F. E. TUNELL,
Secretary.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign:

SENATE CONCURRENT RESOLUTION A-N

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict with the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Also,

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to Be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency; Appropriation.

And the Speaker signed the same in the presence of the House.

MESSAGE TO THE SENATE

House of Representatives,
Bismarck, North Dakota,
March 8, 1935.

Mr. President: I have the honor to return herewith the following bills:

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 Public Schools, Specifying the Amount and Time for Which Such Appropriation Shall Be Available, and Repealing All Acts, or Parts of Acts, insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Providing for an Infirmary With the Fixtures Therefor, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not

Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrates and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrates Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Also,

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Highway Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected; and Declaring an Emergency.

Also,

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collet Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913, and Chapter 133, of the Session Laws of North Dakota for 1933, and Declaring an Emergency.

Also,

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be Used for Such Replacement by Imposing a Tax on the Gross Receipts From Retail Sales as Defined Herein; to Provide for the Collection of

Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Also,

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff and Cigarette Papers.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to be Against the Public Policy of This State, and Abolishing the Same." Approved and Adopted by the Electors at the June 29th, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Also,

SENATE CONCURRENT RESOLUTION A-1

Which the Speaker has signed.

Also,

Mr. President: I have the honor to return herewith the following:

SENATE CONCURRENT RESOLUTION A-n

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure Entitled, "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Also,

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to Be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency; Appropriation.

Which the Speaker has signed.

Very respectfully,

WALTER S. MARTIN,
Chief Clerk.

HOUSE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Also,

House Bill No. 7. A Bill for an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Live-stock at Packing Plants, Slaughtering Houses and Concentration Points.

Also,

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying Out of the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

Also,

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163 and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement

to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to Be Charged and Providing for Deposit on Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Also,

House Bill No. 255. A Bill for an Act to Amend and Re-establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-unit Basis; and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts; Repeal All Acts in Conflict Herewith, and Declaring an Emergency.

Were delivered to the Governor March 8, 1935.

VAL. P. WOLF,
Chairman.

HOUSE COMMITTEE ON ENROLLEMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that:

HOUSE RESOLUTION NO. N

Also,

HOUSE RESOLUTION NO. W

Also,

HOUSE RESOLUTION NO. T

Also,

HOUSE RESOLUTION NO. X

Also,

HOUSE RESOLUTION NO. Y

Also,

HOUSE RESOLUTION NO. V

Also,

HOUSE CONCURRENT RESOLUTION A-24

Also,

HOUSE CONCURRENT RESOLUTION A-20

Were delivered to the Secretary of State March 8, 1935.

VAL. P. WOLF,
Chairman.

Mr. Symington moved that the Chair appoint a Committee of three to notify the Senate that the House had completed its business and was about to adjourn.

Which motion prevailed.

The Chair appointed Representatives Wolf, Dahl of Emmons and Symington.

Mr. Symington reported that the committee had notified the Senate and moved that the report be adopted and the committee discharged.

Which motion prevailed.

Mr. Levin moved that the chair appoint a committee of three to notify the Governor the House had completed its business and was about to adjourn.

Which motion prevailed.

The chair appointed Representatives Levin, Dalzell and Symington.

Mr. Levin reported that the committee had notified the Governor, and moved that the report be adopted and the committee discharged.

Which motion prevailed.

A committee from the Senate consisting of Senators Erickson, Bonzer and Johnson notified the House that the Senate was about to adjourn sine die.

Mr. Dahl of Emmons moved that the House do now adjourn sine die.

Which motion prevailed.

WALTER S. MARTIN,
Chief Clerk.

INDEX

RECORD OF BILLS IN THE HOUSE

HOUSE BILLS

House Bill No. 1—(Aljets and Dahl of Emmons)

House Bill No. 1. A Bill for an Act Imposing a Tax Upon All Wheat Flour Imported Into the State of North Dakota for Sale and/or Consumption Within the State; Providing for Issuance of License for Making Sales Thereof; Providing for Bond, and Providing Penalty for Violation of This Act.

Introduction, first reading, 46.
Reference, 169.
Reported back, 261.
Indefinitely postponed, 261.

House Bill No. 2—(McIlraith)

House Bill No. 2. A Bill for an Act to Amend Section Four of Chapter 257 of the Session Laws of the State of North Dakota for the Year 1933. Relating to Redemption of Real Estate Sold or Forfeited to County for Taxes.

Introduction, first reading, 46.
Reference, 170.
Reported back, 241.
Indefinitely postponed, 241.

House Bill No. 3—(Parkinson)

House Bill No. 3. A Bill for an Act to Amend and Re-enact Section 6072 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first reading, 46.
Reference, 170.
Reported back, 405.
Amended, 455.
Second reading, 467.
Passed, 467.
Forwarded, 482.
Returned, 1606.
Signed by Speaker, 1666.

House Bill No. 4—(Scholl)

House Bill No. 4. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended, Defining Usury.

Introduction, first reading, 47.
 Reference, 170.
 Reported back, 385.
 Indefinitely postponed, 385.

House Bill No. 5—(Erickson of McKenzie)

House Bill No. 5. A Bill for an Act Relating to Grain Storage on Farms, Abolishing the Office of Grain Storage Commissioner of North Dakota, and Transferring All Powers and Duties of That Office to the Board of Railroad Commissioners of the State of North Dakota, and Amending and Re-enacting Section 2 of Chapter 138 of the 1929 Session Laws and Repealing Sections 3 and 4 of Chapter 138 of the 1929 Session Laws and All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 73.
 Reported back, 386.
 Amended, 429.
 Second reading, 443.
 Passed, 443, 1625.
 Forwarded, 881.
 Returned, 1608.
 Signed by Speaker, 1664.

House Bill No. 6—(Hewitt)

House Bill No. 6. A Bill for an Act Entitled "An Act to Amend and Re-enact Section 4609c2 of the 1925 Supplement of the Compiled Laws of North Dakota, Relating to Public Utilities."

Introduction, first reading, 73.
 Reference, 73.
 Reported back, 202.
 Indefinitely postponed, 202.

House Bill No. 7—(Hanson, Cunningham and Treffry)

House Bill No. 7. A Bill For an Act to Provide for the Weighing, Grading, Feeding, Docking and Watering of Livestock at Packing Plants, Slaughtering Houses and Concentration Points.

Introduction, first reading, 79.
 Reference, 79.
 Reported back, 277.
 Amended, 430.
 Second reading, 446.
 Passed, 447.
 Forwarded, 481.

Returned, 2045.
Signed by Speaker, 2071.

House Bill No. 8—(Morgan)

House Bill No. 8. A Bill For an Act to Amend and Re-enact Sections 2 and 8 of Chapter 95, Session Laws of 1929: "An Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof."

Introduction, first reading, 79.
Reference, 79.
Reported back, 219.
Second reading, 235.
Passed, 235.
Forwarded, 240.
Returned, 775
Signed by Speaker, 795.

House Bill No. 9—(Committee on Appropriations)

House Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first reading, 79.
Reference, 79.
Reported back, 89.
Second reading, 114.
Passed, 114.
Forwarded, 166.
Returned, 1373.
Signed by Speaker, 1388.

House Bill No. 10—(Committee on Appropriations)

House Bill No. 10. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Introduction, first reading, 80.
Reference, 80.
Reported back, 90.
Second reading, 116.
Passed, 116.
Forwarded, 166.
Returned, 1373.
Signed by Speaker, 1388.

House Bill No. 11—(Committee on Appropriations)

House Bill No. 11. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in

Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Introduction, first reading, 80.
 Reference, 80.
 Reported back, 90.
 Second reading, 117.
 Passed, 117.
 Forwarded, 166.
 Returned, 1374.
 Signed by Speaker, 1388.

House Bill No. 12—(Committee on Appropriations)

House Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first reading, 80.
 Reference, 80.
 Reported back, 90.
 Second reading, 118.
 Passed, 118.
 Forwarded, 16.
 Returned, 1374.
 Signed by Speaker, 1388.

House Bill No. 13—(Committee on Appropriations)

House Bill No. 13. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary and Miscellaneous General Expenses of the Department of Minimum Wage.

Introduction, first reading, 80.
 Reference, 80.
 Reported back, 106.
 Amended, 106.
 Second reading, 164.
 Passed, 164.
 Forwarded, 175.
 Returned, 1449.
 Signed by Speaker, 1555.

House Bill No. 14—(Committee on Appropriations)

House Bill No. 14. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Introduction, first reading, 80.
 Reference, 80.
 Reported back, 91.
 Second reading, 119.
 Passed, 119.
 Forwarded, 166.
 Returned, 1374.
 Signed by Speaker, 1388.

House Bill No. 15—(Committee on Appropriations)

House Bill No. 15. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Introduction, first reading, 80.
Reference, 80.
Reported back, 92.
Second reading, 124.
Passed, 124.
Forwarded, 166.
Returned, 1372.
Signed by Speaker, 1388.

House Bill No. 16—(Committee on Appropriations)

House Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, Travel and General Expenses of the Office of Veterans' Service Commissioner as Prescribed by Chapter 281, Laws of 1927 and Chapter 74, Laws of 1929.

Introduction, first reading, 80.
Reference, 80.
Reported back, 161.
Second reading, 175.
Passed, 175.
Forwarded, 188.
Returned, 1372.
Signed by Speaker, 1388.

House Bill No. 17—(Committee on Appropriations)

House Bill No. 17. A Bill for an Act Making an Appropriation for the North Dakota Children's Home and Aid Society of Fargo, North Dakota.

Introduction, first reading, 84.
Reference, 84.
Reported back, 91.
Second reading, 120.
Passed, 120.
Forwarded, 166.
Returned, 1373.
Signed by Speaker, 1389.

House Bill No. 18—(Committee on Appropriations)

House Bill No. 18. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduction, first reading, 84.
Reference, 84.
Reported back, 91.

Second reading, 120.
 Passed, 120.
 Forwarded, 166.
 Returned, 1373.
 Signed by Speaker, 1381.

House Bill No. 19—(Committee on Appropriations)

House Bill No. 19. A Bill for an Act Making an Appropriation for St. John's Orphanage of Fargo, North Dakota.

Introduction, first reading, 84.
 Reference, 84.
 Reported back, 92.
 Second reading, 122.
 Passed, 122.
 Forwarded, 166.
 Returned, 1373.
 Signed by Speaker, 1389.

House Bill No. 20—(Committee on Appropriations)

House Bill No. 20. A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Methods of Expenditure and Audit Thereof; Supervision and Inspection Therefor.

Introduction, first reading, 84.
 Reference, 84.
 Reported back, 92.
 Second reading, 123.
 Passed, 123.
 Forwarded, 166.
 Returned, 1373.
 Signed by Speaker, 1388.

House Bill No. 21—(Parkinson)

House Bill No. 21. A Bill for an Act to Prohibit the Governor, the Executive Head, the Manager or any Member or Members of any State Board, Bureau, Commission, Industry, Department or Institution, or any Person Employed Either Directly or Indirectly by the State, from Appointing a Member of the Legislative Assembly to any Civil Office or Other Employment of Whatsoever Nature During the Term for Which Such Legislative Member Shall Have Been Elected, and Prohibiting a Member of the Legislative Assembly from Accepting Such Appointment, Providing Penalty Therefor and Declaring an Emergency.

Introduction, first reading, 84.
 Reference, 84.
 Reported back, 202.
 Indefinitely postponed, 202.

House Bill No. 22—(Smith)

House Bill No. 22. A Bill for an Act to Repeal Section

5126 of the North Dakota Compiled Laws of 1913, and to Amend and Re-enact Section 5128 of the North Dakota Compiled Laws of 1913, Relating to the Maximum Fines, Interest, and Premiums Which May Be Charged by Building and Loan Associations.

Introduction, first reading, 84.
Reference, 84.
Reported back, 161.
Indefinitely postponed, 161.

House Bill No. 23—(State Affairs Committee)

House Bill No. 23. A Bill for an Act to Amend and Re-enact Chapter 94 of the Session Laws of North Dakota of the Year 1929, Relating to the Custodian of the State Capitol and Grounds and Describing his Powers, Duties and Compensation; and Appointing Such Custodian.

Introduction, first reading, 96.
Reference, 96.
Reported back, 172.
Second reading, 193.
Passed, 193.
Forwarded, 200.
Returned, 450.
Signed by Speaker, 482.

House Bill No. 24—(Committee on Appropriations)

House Bill No. 24. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs, Insurance and Upkeep of Grounds.

Introduction, first reading, 96.
Reference, 96.
Reported back, 161.
Second reading, 177.
Passed, 177.
Forwarded, 188.
Returned, 1709.
Signed by Speaker, 1663.

House Bill No. 25—(Committee on Appropriations)

House Bill No. 25. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Introduction, first reading, 96.
Reference, 96.
Reported back, 475.
Second reading, 515.
Passed, 515.
Forwarded, 526.
Returned, 1449.
Signed by Speaker, 1555.

House Bill No. 26—(Committee on Appropriations)

House Bill No. 26. A Bill for an Act Making an Appropriation for the Per Diem, Salaries, and General Expenses of the State Livestock Sanitary Board.

Introduction, first reading, 96.
Reference, 96.
Reported back, 162.
Amended, 162.
Second reading, 194.
Passed, 194.
Forwarded, 200. •
Returned, 1709.
Signed by Speaker, 1756.

House Bill No. 27—(Committee on Appropriations)

House Bill No. 27. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913, as Amended by Chapter 283, Session Laws of 1927, and as Amended by Chapter 9, Session Laws of 1933, and Magpie Bounty as Provided for by Sections 2656b1 to 2656b9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, and Declaring an Emergency.

Introduction, first reading, 96.
Reference, 96.
Reported back, 106.
Amended, 106.
Second reading, 165.
Passed, 1933.
Forwarded, 175.
Returned, 1707.
Signed by Speaker, 2021.

House Bill No. 28—(Committee on Appropriations)

House Bill No. 28. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire, and General Expenses of the State Historical Society.

Introduction, first reading, 97.
Reference, 97.
Reported back, 285.
Amended, 322.
Second reading, 332.
Passed, 332.
Forwarded, 341.
Returned, 1710.
Signed by Speaker, 1756.

House Bill No. 29—(Committee on Appropriations)

House Bill No. 29. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary of the Grain Storage Commissioner.

Introduction, first reading, 97.
 Reference, 97.
 Reported back, 203.
 Second reading, 269.
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House Bill No. 30—(Committee on Appropriations)

House Bill No. 30. A Bill for an Act Making an Appropriation for the use by the Board of Administration in Administering Child Welfare Laws.

Introduction, first reading, 97.
 Reference, 97.
 Reported back, 189.
 Amended, 189, 1722.
 Second reading, 221.
 Passed, 1723.
 Forwarded, 227.
 Returned, 1521.
 Signed by Speaker, 1846.

House Bill No. 31—(Committee on Appropriations)

House Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919, and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 and 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first reading, 97.
 Reference, 97.
 Reported back, 162.
 Second reading, 178.
 Passed, 178.
 Forwarded, 188.
 Returned, 1373.
 Signed by Speaker, 1387.

House Bill No. 32—(Committee on Appropriations)

House Bill No. 32. A Bill for an Act Making an Appropriation to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first reading, 97.
 Reference, 97.
 Reported back, 190.
 Second reading, 487.
 Passed, 487.
 Forwarded, 525.
 Returned, 1373.
 Signed by Speaker, 1387.

House Bill No. 33—(Committee on Appropriations)

House Bill No. 33. A Bill for an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first reading, 97.
Reference, 97.
Reported back, 163.
Amended, 163, 182.
Second reading, 195.
Passed, 195.
Forwarded, 284.
Returned, 1372.
Signed by Speaker, 1388.

House Bill No. 34—(Niewoehner, by request)

House Bill No. 34. A Bill for an Act Requiring all Public Hospitals Under the Control of Religious or Charitable Institutions, Used Wholly or in Part for Public Charity, to Keep and Maintain a room or Other Convenient Place Where Bodies of Patients Who Died in Said Hospitals May Be Prepared for Burial.

Introduction, first reading, 98.
Reference, 98.
Reported back, 262.
Indefinitely postponed, 262.

House Bill No. 35—(Committee on Appropriations)

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Seed Department.

Introduction, first reading, 98.
Reference, 98.
Reported back, 262.
Second reading, 291.
Passed, 291.
Forwarded, 308.
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Signed by Speaker, 1555.

House Bill No. 36—(Committee on Appropriations)

House Bill No. 36. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Introduction, first reading, 98.
Reference, 98.
Reported back, 228.
Indefinitely postponed, 228.

House Bill No. 37—(Committee on Appropriations)

House Bill No. 37. A Bill for an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying Out of the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota, and as Amended and Re-enacted by Chapter 186, Laws of 1933.

Introduction, first reading, 98.
Reference, 98.
Reported back, 328.
Amended, 353.
Second reading, 367.
Passed, 367, 2036.
Forwarded, 381.
Returned, 1958.
Signed by Speaker, 2071.

House Bill No. 38—(Committee on Appropriations)

House Bill No. 38. A Bill for an Act Making an Appropriation for the North Dakota Soldiers' Home at Lisbon, North Dakota; Providing for Reports and Deductions, and Declaring an Emergency.

Introduction, first reading, 98.
Reference, 98.
Reported back, 172.
Amended, 172.
Second reading, 208.
Passed, 208, 1806.
Forwarded, 217.
Returned, 1610.
Signed by Speaker, 1977.

House Bill No. 39—(Committee on Appropriations)

House Bill No. 39. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Public Health Laboratories.

Introduction, first reading, 98.
Reference, 98.
Reported back, 203.
Second reading, 222.
Passed, 222.
Forwarded, 227.
Returned, 1710.
Signed by Speaker, 1757.

House Bill No. 40—(Committee on Appropriations)

House Bill No. 40. A Bill for an Act Making an Appro-

priation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Introduction, first reading, 99.
 Reference, 99.
 Reported back, 218.
 Amended, 218.
 Second reading, 249.
 Passed, 249, 1735.
 Forwarded, 2600.
 Returned, 1707.
 Signed by Speaker, 1846.

House Bill No. 41—(Committee on Appropriations)

House Bill No. 41. A Bill for an Act Making an Appropriation for the Purpose of Indemnifying Owners of Animals Infected with Bovine Tuberculosis and to Pay Expenses in Connection Therewith.

Introduction, first reading, 99.
 Reference, 99.
 Reported back, 173.
 Amended, 173.
 Second reading, 250.
 Passed, 250.
 Forwarded, 260.
 Returned, 1709.
 Signed by Speaker, 1756.

House Bill No. 42—Committee on Appropriations)

House Bill No. 42. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Introduction, first reading, 99.
 Reference, 99.
 Reported back, 561.
 Amended, 636.
 Second reading, 686.
 Passed, 687.
 Forwarded, 703.
 Returned, 1710.
 Signed by Speaker, 1663.

House Bill No. 43—Committee on Appropriations)

House Bill No. 43. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Game and Fish Department.

Introduction, first reading, 99.
 Reference, 99.
 Reported back, 506.
 Amended, 584.

Second reading, 628.
 Passed, 629.
 Forwarded, 642.
 Returned, 1710.
 Signed by Speaker, 1756.

House Bill No. 44—Committee on Appropriations)

House Bill No. 44. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Introduction, first reading, 99.
 Reference, 99.
 Reported back, 459.
 Amended, 743.
 Second reading, 768.
 Passed, 768, 1589.
 Forwarded, 793.
 Returned, 1521.
 Signed by Speaker, 1755.

House Bill No. 45—(Odegard and Brunsdale)

House Bill No. 45. A Bill for an Act Specifying the Amount to Be Allowed for Personal Sustenance of Officers, Agents, and Employees, Exempting the Governor, of the State of North Dakota, or of any of its Sub-divisions, While Upon Public Expense Account; Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Introduction, first reading, 99.
 Reference, 99.
 Reported back, 203.
 Amended, 203.
 Second reading, 233.
 Passed, 233.
 Forwarded, 240.
 Returned, 449.
 Signed by Speaker, 483.

House Bill No. 46—(Muus and Scholl)

House Bill No. 46. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 98, Session Laws of 1933, Relating to Expenditures of Poor Relief Purposes Where the Regular Appropriation is Insufficient and Where There Is Not a Sufficient Unexpended Balance in Any Funds to Meet an Emergency Created by Unusual and Unanticipated Demands for the Relief of the Poor, and Declaring an Emergency.

Introduction, first reading, 107.
 Reference, 107.
 Reported back, 241.
 Second reading, 337.
 Passed, 337.

Forwarded, 341.
Returned, 449.
Signed by Speaker, 462.

House Bill No. 47—(Scholl)

House Bill No. 47. A Bill for an Act Requiring All Public Service Corporations Doing Business in the State of North Dakota to Publish Annually a True and Complete List of All of its Agents, Employees, Attorneys, and Officers Employed and Engaged in Carrying on the Business of Said Corporation in the State of North Dakota, or Whose Salary, Bonus or Commission Shall Be Paid, in Whole or in Part, Out of the North Dakota Earnings of the Corporation, Together with a List of Salaries, Wages, Bonus' and Commissions Paid to Each.

Introduction, first reading, 108.
Reference, 108.
Reported back, 229.
Indefinitely postponed, 229.

House Bill No. 48—(Anderson of Divide, and Marks)

House Bill No. 48. A Bill for an Act Providing for the Payment and Cancellation of Personal Property Taxes Assessed and Levies for the Year 1933, and all Prior Years; Fixing the Amount to Be Paid and Providing for Cancellation of Interest and Penalties and Partial Cancellation of the Original Amount of Such Taxes.

Introduction, first reading, 108.
Reference, 108.
Reported back, 329.
Amended, 354.
Second reading, 890.
Passed, 891, 1971.
Forwarded, 1078.
Returned, 1900.
Signed by Speaker, 2021.

House Bill No. 49—(Christ Borstad)

House Bill No. 49. A Bill for an Act Amending and Re-enacting Section 5 of Chapter 106, Session Laws of North Dakota for the Year 1927, as Amended by Chapter 105, Session Laws for the Year 1931, Relating to the Sale of Cigarettes, Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing Bond; Providing for the Levy, Assessment, Collecting and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof and Penalty for Violation of the Act; and Defining the Duties of the Attorney General, of the State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing That any Person Violating This Act Shall Be Enjoined and That any Building or Premises Made Use of for Purposes in Violation of This Act

Shall be Deemed a Nuisance and Abated by Injunction; and to Include Snuff Within the Provisions and Requirements Thereof.

Introduction, first reading, 108.
Reference, 108.
Reported back, 286.
Indefinitely postponed, 286.

House Bill No. 50—(Anderson of Bowman)

House Bill No. 50. A Bill for an Act Fixing the Qualifications of All School and Township Officers; Penalty for Violation.

Introduction, first reading, 108.
Reference, 108.
Reported back, 220.
Indefinitely postponed, 220.

House Bill No. 51—(Symington and Dalzell, by request)

House Bill No. 51. A Bill for an Act Relating to Unclaimed Deposits in Banks, Trust Companies and Building and Loan Associations Doing Business in North Dakota; Requiring All Banks, Trust Companies and Building and Loan Associations to Report to the State Bank Examiner All Unclaimed Deposits and Providing for Payment of Such Unclaimed Deposits Into the School Funds of the State of North Dakota; Providing Penalty for Violation, and Providing Protection to Owners.

Introduction, first reading, 109.
Reference, 109.
Reported back, 405.

House Bill No. 52—(Anderson of Bowman)

House Bill No. 52. A Bill for an Act Fixing the Qualifications of All School and Township Officers; Penalty for Violation.

Introduction, first reading, 109.
Reference, 109.
Reported back, 243.
Indefinitely postponed, 243.

House Bill No. 53—(Saumur, by request)

House Bill No. 53. A Bill for an Act Authorizing Cities and Incorporated Villages to Charge Public Service Corporations a Reasonable Compensation for the Use of Its Streets and Alleys.

Introduction, first reading, 113.
Reference, 113.
Reported back, 241.
Indefinitely postponed, 242.

House Bill No. 54—Committee on Appropriations)

House Bill No. 54. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Introduction, first reading, 113.
 Reference, 113.
 Reported back, 329.
 Second reading, 1039.
 Passed, 1039, 1823.
 Forwarded, 1082.
 Returned, 1707.
 Signed by Speaker, 1845.

House Bill No. 55—(Committee on Appropriations)

House Bill No. 55. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Introduction, first reading, 113.
 Reference, 113.
 Reported back, 715.
 Amended, 782.
 Second reading, 1040.
 Passed, 1040.
 Forwarded, 1079.
 Returned, 1709.
 Signed by Speaker, 1756.

House Bill No. 56—(Committee on Appropriations)

House Bill No. 56. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Introduction, first reading, 113.
 Reference, 113.
 Reported back, 716.
 Amended, 782.
 Second reading, 1042.
 Passed, 1042, 1795.
 Forwarded, 1079.
 Returned, 1707.
 Signed by Speaker, 1844.

House Bill No. 57—(Committee on Appropriations)

House Bill No. 57. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repair and Equipment of the State School of Science at Wahpeton, North Dakota.

Introduction, first reading, 114.
 Reference, 114.

Reported back, 475.
 Second reading, 1029.
 Passed, 1029.
 Forwarded, 1081.
 Returned, 1709.
 Signed by Speaker, 1757.

House Bill No. 58—(Committee on Appropriations)

House Bill No. 58. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items for the Grafton State School at Grafton, North Dakota.

Introduction, first reading, 114.
 Reference, 114.
 Reported back, 204.
 Amended, 375, 1909.
 Second reading, 396.
 Passed, 396, 1910.
 Forwarded—403.
 Returned, 1805.
 Signed by Speaker, 1977.

House Bill No. 59—(Committee on Appropriations)

House Bill No. 59. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale, North Dakota.

Introduction, first reading, 114.
 Reference, 114.
 Reported back 718.
 Amended, 913.
 Second reading, 1053.
 Passed, 1054.
 Forwarded, 1082.
 Returned, 1709.
 Signed by Speaker, 1756.

House Bill No. 60—Committee on Appropriations)

House Bill No. 60. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Introduction first reading, 114.
 Reference, 114.
 Reported back, 561.
 Amended, 636.
 Second reading, 687.
 Passed, 688, 1819.
 Forwarded, 703.
 Returned, 1521.
 Signed by Speaker, 1845.

House Bill No. 61—(Committee on Appropriations)

House Bill No. 61. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Introduction, first reading, 114.
Reference, 114.
Reported back, 718.
Amended, 783.
Second reading, 1043.
Passed, 1044.
Forwarded, 1079.
Returned, 1521.
Signed by Speaker, 1644.

House Bill No. 62—(Committee on Appropriations)

House Bill No. 62. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau, North Dakota.

Introduction, first reading, 114.
Reference, 114.
Reported back, 330.
Second reading, 349.
Passed, 349.
Forwarded, 358.
Returned, 1709.
Signed by Speaker, 1755.

House Bill No. 63—(Saumur, by request)

House Bill No. 63. A Bill for an Act Prescribing the Oath or Affirmation to Be Taken and Subscribed by All Employees of the State of North Dakota or Any Municipal Subdivision Thereof.

Introduction, first reading, 163.
Reference, 163.
Reported back, 204.
Indefinitely postponed, 204.

House Bill No. 64—(Fedje)

House Bill No. 64. A Bill for an Act to Amend and Re-enact Section 35 of Chapter 148 of the 1931 Session Laws, Relating to the Bag and Possession Limits on Protected Game Birds and Prescribing a Penalty for the Violation of the Provisions Hereof.

Introduction, first reading, 163.
Reference, 163.
Reported back, 287.
Second reading, 315.
Passed, 315.

Forwarded, 327.
Returned, 1376.
Signed by Speaker, 1555.

House Bill No. 65—(Niewoehner)

House Bill No. 65. A Bill for an Act to Abolish the Office of Township Justice of the Peace and for Appointment of County Justices of the Peace by the Judge of the District Court in Each County, and for Other Purposes.

Introduction, 163.
Reference, 163.
Reported back, 242.
Indefinitely postponed, 242.

House Bill No. 66—(Goodlaxon)

House Bill No. 66. A Bill for an Act to Abolish the Offices of Township Constable and County Constable and Provide for the Appointment of One or More Deputy Sheriffs in Each Village, Town and City, and at Other Necessary Places in Such County, and for Other Purposes.

Introduction, first reading, 163.
Reference, 163.
Reported back, 229.
Indefinitely postponed, 229.

House Bill No. 67—(Dahl of Emmons, by request)

House Bill No. 67. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Postage and Travel Expense of the Office of Department of Agriculture and Labor, and Declaring an Emergency.

Introduction, first reading, 174.
Reference, 174.
Reported back, 459.
Second reading, 488.
Passed, 488, 1616.
Forwarded, 526.
Returned, 1607.
Signed by Speaker, 1665.

House Bill No. 68—(Symington)

House Bill No. 68. A Bill for an Act Relating to the Bonds to Be Furnished by County Judges, Clerk of District Court and/or Register of Deeds Filing Offices as Consolidated Pursuant to the Provisions of Chapter 84, Laws of 1933, and Declaring an Emergency.

Introduction, first reading, 174.
Reference, 174.
Reported back, 230.
Second reading, 248.
Passed, 248.

Forwarded, 260.
Returned, 371.
Signed by Speaker, 394.

House Bill No. 69—(McIlraith)

House Bill No. 69. A Bill for an Act Making an Appropriation to Make Up the Deficit in the Fund Known as "The Insurance Tax to Fire Departments" for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State in compliance with the provisions of Sections 3993 to 3998 Inclusive, of the Compiled Laws of 1913.

Introduction, first reading, 174.
Reference, 174.
Reported back, 344.
Second reading, 363.
Passed, 364.
Forwarded, 403.
Returned, 1710.
Signed by Speaker, 1756.

House Bill No. 70—(McIlraith)

House Bill No. 70. A Bill for an Act Making an Appropriation to Pay the Deficit in the Printing Fund of the Department of Insurance of the State of North Dakota.

Introduction, first reading, 174.
Reference, 174.
Reported back, 344.
Second reading, 364.
Passed, 365.
Forwarded, 381.
Returned, 1710.
Signed by Speaker, 1755.

House Bill No. 71—(Olson of Mountrail)

House Bill No. 71. A Bill for an Act to Amend and Re-enact Section 6762 of the 1913 Revised Codes as Amended Relating to Renewal of Chattel Mortgages.

Introduction, first reading, 174.
Reference, 174.
Reported back, 406.
Second reading, 576.
Lost, 576.

House Bill No. 72—(McIlraith)

House Bill No. 72. A Bill Providing for the Investment of Trust Funds of Executors, Administrators and Guardians and Procedure Required; Repealing All Acts or Parts of Acts in Conflict Herewith; and Declaring an Emergency.

Introduction, first reading, 175.
Reference, 175.

Reported back, 243.
 Amended, 336.
 Second reading, 350.
 Passed, 351.
 Forwarded, 358.
 Returned, 1375.
 Signed by Speaker, 1665.

House Bill No. 73—(Olson of Adams and Williams)

House Bill No. 73. A Bill for an Act Defining and Regulating the Practice of Naturopathy in the State of North Dakota, Creating a Board of Naturopathic Examiners to Examine and License Persons to Practice Naturopathy, Providing for the Enforcement of the Provisions of This Act and Prescribing penalties for the Violation of the Provisions of this Act.

Introduction, first reading, 175.
 Reference, 175.
 Reported back, 230.
 Second reading, 292.
 Indefinitely postponed, 292.

House Bill No. 74—(Lohrbauer)

House Bill No. 74. A Bill for an Act to Prohibit Dancing in, on, or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor Is Conducted, and Providing the Penalty for Violation.

Introduction, first reading, 192.
 Reference, 192.
 Reported back, 505.
 Indefinitely postponed.

House Bill No. 75—(Morgan and Williams)

House Bill No. 75. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibit Any Deficiency Judgments.

Introduction, first reading, 192.
 Reference, 192.
 Reported back, 388.
 Amended, 429.
 Second reading, 445.
 Lost, 445.

House Bill No. 76—(Olson of Adams, and Child)

House Bill No. 76. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of 1933, Being an Act to Suspend the Operation of Section 2202 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 199 of the Session Laws of 1925, (Section 2202 of the 1925 Supplement to the Compiled Laws

of 1913) and as Amended by Chapter 266 of the Session Laws of 1927, Relating to Tax Deeds to Be Issued to the County Upon the Expiration of the Period of Redemption, Upon Due Notice; Tax Deeds to the County and Sale of Property So Acquired Until December 31st, 1935, Further Extend the Time of Suspension to December 31st, 1937; and Suspending the Operation of All Acts or Parts of Acts in Conflict Herewith and Declare an Emergency.

Introduction, first reading, 193.
Reference, 193.
Reported back, 262.
Amended, 302.
Second reading, 316.
Passed, 316, 1740.
Forwarded, 327.
Returned, 1706.
Signed by Speaker, 1847.

House Bill No. 77—(Niewoehner)

House Bill No. 77. A Bill for an Act to Amend Section 4373 of the Compiled Laws of 1913 Regulating and Prohibiting Certain Persons from Marrying.

Introduction, first reading, 193.
Reference, 193.
Reported back, 287.
Indefinitely postponed, 287.

House Bill No. 78—(Godwin)

House Bill No. 78. A Bill for an Act to Amend and Re-enact Section 7375, Compiled Laws of North Dakota for the Year 1913, Enumerating the Kinds of Actions Which Must Be Commenced Within Six Years After the Cause of Action Accrues.

Introduction, first reading, 207.
Reference, 207.
Reported back, 242.
Second reading, 270.
Passed, 270.
Forwarded—284.
Returned, 451.
Signed by Speaker, 482.

House Bill No. 79—(Godwin)

House Bill No. 79. A Bill for an Act to Provide for Fraud or Fraudulent Concealment of Facts Constituting a Cause of Action, to Postpone or Toll the Running of the Statute of Limitations.

Introduction, first reading, 207.
Reference, 207.
Reported back, 242.
Second reading, 271.

Passed, 271.
 Forwarded, 284.
 Returned, 1521.
 Signed by Speaker, 1664.

House Bill No. 80—(Page and Caddell)

House Bill No. 80. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 199, Session Laws of 1933, Relating to Additional Duties of the North Dakota Regulatory Department With Reference to Investigations and Inspections for the State Auditor, and Declaring an Emergency.

Introduction, first reading, 207.
 Reference, 207.
 Reported back, 287.
 Amended, 323.
 Second reading, 333.
 Passed, 333.
 Forwarded, 342.
 Returned, 728.
 Signed by Speaker, 853.

House Bill No. 81—(Aljets and Keidel)

House Bill No. 81. A Bill for an Act Making an Emergency Appropriation to Provide for the Payment of the Salaries of Assistant Dairy Commissioners, Official Tester, Clerkhire, Office Supplies, Printing, Postage, Travel Expenses, Auto Exchange and Miscellaneous Expenses for the Office of Dairy Commissioner, and Declaring an Emergency.

Introduction, first reading, 207.
 Reference, 207.
 Reported back, 437.
 Amended, 469.
 Second reading, 494.
 Passed, 494, 1535.
 Forwarded, 526.
 Returned, 1521.
 Signed by Speaker, 1645.

House Bill No. 82—(Dahl of Emmons)

House Bill No. 82. A Bill for an Act to Amend and Re-enact Section 4219 of the 1913 Compiled Laws of North Dakota Relating to Compensation of Township Assessors.

Introduction, first reading, 220.
 Reference, 220.
 Reported back, 309.
 Indefinitely postponed, 309.

House Bill No. 83—(Burke)

House Bill No. 83. A Bill for an Act Making an Appropriation for the Purchase of Certain Lots Within the Plat of Capitol Park Adjoining the Capitol Buildings in the City of

Bismarck, North Dakota, and Providing for Method of Disbursements Thereof.

Introduction, first reading, 220.
 Reference, 220.
 Reported back, 459.
 Secodn reading, 490.
 Passed, 490.
 Forwarded, 526.
 Returned, 1372.
 Signed by Speaker, 1387.

House Bill No. 84—(Burke)

House Bill No. 84. A Bill for an Act Making an Appropriation for the Payment of Rent Due for Offices Occupied by State Officers and for Which no Prior Appropriation was Made Available, and Declaring an Emergency.

Introduction, first reading, 220.
 Reference, 220.
 Reported back, 460.
 Second reading, 493.
 Passed, 493.
 Forwarded, 526.
 Returned, 1372.
 Signed by Speaker, 1386.

House Bill No. 85—(Sand and Lavik)

House Bill No. 85. A Bill for an Act Fixing the Salary of Dairy Commissioner, and Fixing the Salaries of Assistant Dairy Commissioners.

Introduction, first reading, 220.
 Reference, 220.
 Reported back, 438.
 Indefinitely postponed, 528.

House Bill No. 86—(Sand)

House Bill No. 86. A Bill for an Act Providing for the Organization of Credit Unions, the Incorporation Thereof, the Internal Regulation and Management of Same, Defining Their Powers and Duties, Fixing the Number of Officers and Committees, Defining Their Powers, Tenure, Compensation and Duties, Providing for the Adoption and Amendment of By-Laws, Prohibiting the Use of the Term "Credit Unions" by Other Persons, Firms, Associations or Corporations, Defining Membership Therein, Regulating the Rights of Borrowers, Interest on Loans, Capital, Reserves, Loans, Security, Dividends, Fines, Expulsion and Withdrawal of Members, Dissolution, Change of Place of Business, Taxation of Property, Providing for Reports and Examinations, and Placing the Same Under the Supervision of the State Banking Board.

Introduction, first reading, 221.
 Reference, 221.

Reported back, 862.
Amended, 921.
Second reading, 1017.
Passed, 1018.
Forwarded, 1081.
Returned, 1711.
Signed by Speaker, 1845.

House Bill No. 87—(Morgan and Moore)

House Bill No. 87. A Bill for an Act to Amend and Re-enact Chapter 264 of the Session Laws of the State of North Dakota for the Year 1931, Providing for the Appointment of a Superintendent, of State Hospital for the Insane, Assistant Medical Superintendents, and Assistant Chiropractic Superintendents, Salaries of Superintendents and Providing Method of Handling Patients, and Provision for Preference as to Type of Treatment by Nearest Relative or General Personal Guardian, and Declaring an Emergency.

Introduction, first reading, 221.
Reference, 221.
Reported back, 384.
Amended, 428.
Second reading, 448.
Passed, 448.
Forwarded, 527.
Returned, 1848.

House Bill No. 88—(Morgan and Moore)

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 1747 of the 1913 Compiled Laws of the State of North Dakota, Being an Act Providing for the Location of a State Hospital for Commitment of the Insane Thereto and the Name Thereof.

Introduction, first reading, 231.
Reference, 231.
Reported back, 263.
Indefinitely postponed, 263.

House Bill No. 89—(Isaak)

House Bill No. 89. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes from Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of Counties.

Introduction, first reading, 232.
Reference, 232.
Reported back, 475.
Indefinitely postponed, 475.

House Bill No. 90—(Holey)

House Bill No. 90. A Bill for an Act Prohibiting Establishment of Road-Houses Within One Thousand Feet of

Highway and Requiring Present Road-Houses to Cease Operation After One Year; Penalty.

Introduction, first reading, 232.
 Reference, 232.
 Reported back, 309.
 Indefinitely postponed, 309.

House Bill No. 91—(Peterson of Bottineau)

House Bill No. 91. A Bill for an Act to Repeal Sections 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, and 2578 of the 1913 Compiled Laws of the State of North Dakota and 2572, 2572a, 2573 and 2573a, and Amending Section 2579 of the 1913 Compiled Laws of the State of North Dakota Relating to the Care of Indigent Insane Persons.

Introduction, first reading, 232.
 Reference, 232.
 Reported back, 310.
 Indefinitely postponed, 310.

House Bill No. 92—(Committee on Education)

House Bill No. 92. A Bill for an Act to Amend and Re-enact Section 1176 of the Compiled Laws of 1913, Relating to Furniture, Maps, Register and School Library to be Furnished.

Introduction, first reading, 232.
 Reference, 232.
 Reported back, 268.
 Amended, 323.
 Second reading, 335.
 Passed, 335.
 Forwarded, 342.
 Returned, 1451.

House Bill No. 93—(Seibel and Caddell)

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 6756 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Form of Chattel Mortgages.

Introduction, first reading, 232.
 Reference, 232.
 Reported back, 387.
 Second reading, 417.
 Passed, 417.
 Forwarded, 481.
 Returned, 1376.
 Signed by Speaker, 1845.

House Bill No. 94—(Morgan and Moore)

House Bill No. 94. A Bill for an Act Providing for the Method of Discharge of Patients from the State Insane

Asylum When Cured, and Acts Necessary in Connection Therewith.

Introduction, first reading, 232.
 Reference, 232.
 Reported back, 988.
 Indefinitely postponed, 988.

House Bill No. 95—(Niewoehner)

House Bill No. 95. A Bill for an Act Legalizing and Validating All Publications and Posting of Tax Sale Notices and Tax Sale Certificates Based Thereon Which Notices Have Been Posted or Published Prior to January 1st, 1935.

Introduction, first reading, 233.
 Reference, 233.
 Reported back, 935.
 Second reading, 1030.
 Passed, 1030.
 Forwarded, 1081.
 Returned, 1711.
 Signed by Speaker, 1845.

House Bill No. 96—(Holte)

House Bill No. 96. A Bill for an Act to Make It Lawful to Make Devises, Bequests, Legacies and Gifts to Any State Educational, Charitable, or Penal Institution; Providing That Title Thereto Shall Be Held by the State in Trust, and Regulating the Use of Such Property and Its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made, and Declaring an Emergency.

Introduction, first reading, 233.
 Reference, 233.
 Reported back, 310.
 Amended, 336.
 Second reading, 352.
 Passed, 352.
 Forwarded, 358.
 Returned, 773.
 Signed by Speaker, 795.

House Bill No. 97—(Aljets and Gilbertson)

House Bill No. 97. A Bill for an Act to Amend and Re-enact Chapter 19 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, Relating to the North Dakota Firemen's Association and Providing an Appropriation for the Use of Such Association in Promoting Regional Fire Schools, and Other Activities of Such Association.

Introduction, first reading, 247.
 Reference, 247.
 Reported back, 406.
 Second reading, 541.
 Passed, 541.

Forwarded, 556.
Returned, 1448.
Signed by Speaker, 1555.

House Bill No. 98—(Aljets and Gilbertson)

House Bill No. 98. A Bill for an Act to Amend and Re-enact Section 201 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 147, Laws of North Dakota for the Year 1931, Relating to the Creation of a Fire Marshal Department.

Introduction, first reading, 247.
Reference, 247.
Reported back, 605.
Amended, 744.
Second reading, 772.
Lost, 772.

House Bill No. 99—(Cunningham and Cosgriff)

House Bill No. 99. A Bill for an Act to Amend and Re-enact Section 3839, of the 1913 Compiled Laws of North Dakota.

Introduction, first reading, 247.
Reference, 247.
Reported back, 389.
Indefinitely postponed, 389.

House Bill No. 100—(Noben)

House Bill No. 100. A Bill for an Act Amending and Re-enacting Section 6077 of the 1913 Compiled Laws of the State of North Dakota Relating to the Rate of Interest on Judgments.

Introduction, first reading, 247.
Reference, 247.
Reported back, 406.
Second reading, 440.
Passed, 440.
Forwarded, 481.
Returned, 1606.
Signed by Speaker, 1665.

House Bill No. 101—(McIlraith and Dittmer)

House Bill No. 101. A Bill for an Act Providing for the Adjustment and Payments of Delinquent Taxes, and Declaring an Emergency.

Introduction, first reading, 247.
Reference, 247.
Reported back, 501.
Second reading, 542.
Lost, 542.

House Bill No. 102—(Bjerke)

House Bill No. 102. A Bill for an Act to Amend and Re-enact Section 3259 of the 1913 Compiled Laws of the State of North Dakota.

Introduction, first reading, 247.
Reference, 247.
Reported back, 311.
Indefinitely postponed, 311.

House Bill No. 103—(Bjerke)

House Bill No. 103. A Bill for an Act to Prohibit State, Municipal, County and School Officers from Attending Conventions at the Expense of the County or State.

Introduction, first reading, 248.
Reference, 248.
Reported back, 311.
Indefinitely postponed, 311.

House Bill No. 104—(Page and Dalzell)

House Bill No. 104. A Bill for an Act Repealing Chapter 138 of the Session Laws of North Dakota for the Year 1929.

Introduction, first reading, 248.
Reference, 248.
Reported back, 407.
Indefinitely postponed, 407.

House Bill No. 105—(McIlraith)

House Bill No. 105. A Bill for an Act Regulating All Benevolent Corporations, Associations or Societies Operating on the Voluntary or Involuntary Assessment or Contribution Plan, and Repealing Chapter 160 of the Session Laws of 1931, and All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 267.
Reference, 267.
Reported back, 558.
Amended, 1061.
Indefinitely postponed, 1061.

House Bill No. 106—(Scholl, Aljets and Schauss)

House Bill No. 106. A Bill for An Act Providing and Permitting the Purchase of Gasoline to be Used Solely for Agricultural Purposes Without Payment of Gasoline Tax on Purchase Thereof; Licensing Purchasers and Sellers Thereof; Providing Penalty; Repeal.

Introduction, first reading, 268.
Reference, 268.
Reported back, 943.
Amended, 1058.

Second reading, 1177.
Passed, 1177.
Forwarded, 1196.
Returned, 1848.

House Bill No. 107—(Wolf)

House Bill No. 107. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 140, Session Laws of 1933, Defining Usury.

Introduction, first reading, 268.
Reference, 268.
Reported back, 609.
Amended, 690.
Second reading, 725.
Passed, 726, 1975.
Forwarded, 765.
Returned, 1707.
Signed by Speaker, 2021.

House Bill No. 108—(Goodlaxon, Niewoehner and Biberdorf)

House Bill No. 108. A Bill for an Act to Amend Section 3257 of the 1913 Compiled Laws of North Dakota Providing for the Election of Justices of the Peace and Constables in Each Commissioner District, Abolishing the Offices of Township Justice of the Peace and Township Constable and for Other Purposes.

Introduction, first reading, 268.
Reference, 268.
Reported back, 386.
Amended, 428.
Indefinitely postponed, 428.

House Bill No. 109—(Smith, Burke and Cunningham)

House Bill No. 109. A Bill for an Act to Provide for the Appointment of a State Civil Service Commissioner; Defining the Duties, Powers and Compensation of Such Commissioner; Providing Certain Rules which shall govern the Officials and Employees of the State in the Administration of said Act; Granting to the Governor of the State the Right to Make Rules and Regulations in Carrying Such Act into Effect; and Providing for Examination of Certain Persons in Public Employment to Determine Their Fitness for Such Employment; Providing Penalties for Violations of the Act and Making an Appropriation for the Purpose of Paying the Salaries and Other Expenses of Said Civil Service Commissioner.

Introduction, first reading, 268.
Reference, 268.
Reported back, 408.
Indefinitely postponed, 408.

House Bill No. 110—(Moore)

House Bill No. 110. A Bill for an Act to Compel Loan Agencies to Accept, in Payment of Loan, the Bonds or Shares Issued by Such Loaning Agency at the Time of the Making of Such Loan.

Introduction, first reading, 268.
 Reference, 268.
 Reported back, 331.
 Amended, 354.
 Withdrawn, 393.

House Bill No. 111—(Noben, Place and Anderson of Bowman)

House Bill No. 111. A Bill for an Act Entitled an Act to Empower the Governing Boards of Municipalities to Compromise and Fund Judgment Liabilities; to Issue Bonds in Satisfaction of Judgments Reduced in Amount by Compromise and Provide for the Form, Execution, Registration and Payment of the Same; and to Invest Municipalities with an Interest in Uncollected Special Assessments in Certain Cases.

Introduction, first reading, 269.
 Reference, 269.
 Reported back, 476.
 Second reading, 516.
 Passed, 516.
 Forwarded, 526.
 Returned, 1533.
 Signed by Speaker, 1645.

House Bill No. 112—(Holte, Treffry and Fitzgerald)

House Bill No. 112. A Bill for an Act Regulating the Purchase, Use, Administering and Handling of Hog Cholera Virus, and Providing Penalties Therefor.

Introduction, first reading, 269.
 Reference, 269.
 Reported back, 410.
 Amended, 455.
 Second reading, 769.
 Passed, 770, 1903.
 Forwarded, 793.
 Returned, 1902.
 Signed by Speaker, 1977.

House Bill No. 113—(Schauss)

House Bill No. 113. A Bill for an Act to Repeal Chapter 138 of the Session Laws of 1929, Creating the Office of Grain Storage Commissioner of North Dakota; Fixing His Salary and Relating to His Duties; Repeal.

Introduction, first reading, 269.
 Reference, 269.
 Withdrawn, 304.

House Bill No. 114—(Schauss)

House Bill No. 114. A Bill for an Act Providing for Filing of Petition by Candidates for School Offices in Common School Districts.

Introduction, first reading, 289.
Reference, 289.
Reported back, 385.
Indefinitely postponed, 385.

House Bill No. 115—(Schauss)

House Bill No. 115. A Bill for an Act to Repeal All of Article 7a of Chapter 43 of the Political Code as Found in the 1925 Supplement to the 1913 Compiled Laws With all Amendments Thereof, Relating to State Transportation Officer: Repeal.

Introduction, first reading, 289.
Reference, 289.
Reported back, 345.
Amended, 375.
Second reading, 397.
Passed, 397.
Forwarded, 403.
Returned, 1371.

House Bill No. 116—(Bjerke)

House Bill No. 116. A Bill for an Act to Amend and Re-enact Section 9807 of the Compiled Laws of North Dakota, 1913; Defining Riot.

Introduction, first reading, 289.
Reference, 289.
Reported back, 346.
Second reading, 366.
Passed, 366.
Forwarded, 391.
Returned, 1060.
Signed by Speaker, 1666.

House Bill No. 117—(Scholl)

House Bill No. 117. A Bill for an Act to Repeal Chapter 184 of the 1931 Session Laws of the State of North Dakota, Relieving Owner, Driver or Person Responsible for Operation of Motor Vehicles from Civil Liability for Accidental Death of or Injury to a Guest Riding in Such Vehicle, Except in Case of Intoxication, Wilful Misconduct or Gross Negligence.

Introduction, first reading, 289.
Reference, 289.
Reported back, 501.
Indefinitely postponed, 501.

House Bill No. 118—(Keidel)

House Bill No. 118. A Bill for an Act Providing for the Protection of the Public Health and Prevention of Fraud and Deception by Prohibiting the Purchase of Cream or Milk Unfit for Buttermaking Purposes; Establishing Grades for Cream and Providing for the Purchase of Cream on the Basis of Grade; Providing for the Necessary Licensing; Regulating the Purchase of Milk or Cream on a Butterfat Basis, Regulating the Maintenance and Operation of Creameries and Cream Stations, and for Other Purposes.

Introduction, first reading, 290.
Reference, 290.
Reported back, 659.
Amended, 1061.
Second reading, 1184.
Lost, 1184.

House Bill No. 119—(Thompson, by request)

House Bill No. 119. A Bill for an Act Amending and Re-enacting Sections 6872, 6873 and 6874 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Liens by Inn Keepers and Keepers of Heated Furnished Apartments.

Introduction, first reading, 290.
Reference, 290.
Reported back, 346.
Indefinitely postponed, 346.

House Bill No. 120—(Savre)

House Bill No. 120. A Bill for an Act Providing That School District of This State Furnish Free Textbooks to the Pupils of Common and High Schools and Providing for the Same Out of General Fund.

Introduction, first reading, 290.
Reference, 290.
Reported back, 505.
Indefinitely postponed, 505.

House Bill No. 121—(Savre)

House Bill No. 121. A Bill for an Act Cancelling All Unpaid Personal and Real Property Taxes Levied and Assessed for the Year 1933 and All Prior Years, and Directing the Manner of Cancelling the Same on the Records.

Introduction, first reading, 290.
Reference, 290.
Reported back, 359.
Indefinitely postponed, 359.

House Bill No. 122—(Child)

House Bill No. 122. A Bill for an Act to Provide for Pensions for the Blind, Creating a Pension Fund, Therefor, Providing for the Levy of an Annual Tax, Prescribing Persons to Be Pensioned.

Introduction, first reading, 290.
Reference, 290.
Reported back, 346.
Amended, 376.
Second reading, 550.
Passed, 550, 1904.
Forwarded, 556.
Returned, 1904.

House Bill No. 123—(Schauss)

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 975 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Publication of Nominations for Office and Fixing Duty of County Auditor With Reference Thereto and Providing for the Number of Publications Thereof.

Introduction, first reading, 290.
Reference, 290.
Reported back, 390.
Second reading, 423.
Passed, 423.
Forwarded, 436.
Returned, 773.
Signed by Speaker, 795.

House Bill No. 124—(Noben)

House Bill No. 124. A Bill for an Act to Amend and Re-enact Section 9023 of the 1913 Compiled Laws of the State of North Dakota Relating to the Time for Defendant's Appearance in Justice Court.

Introduction, first reading, 313.
Reference, 313.
Reported back, 387.
Second reading, 418.
Passed, 418.
Forwarded, 436.
Returned, 1302.

House Bill No. 125—(Godwin and Cunningham)

House Bill No. 125. A Bill for an Act Amending and Re-enacting Section 7214a3 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Granting of Preventative Relief and Interpreting Certain Provisions; Preventing the Issuing of Injunction Against Peaceable Picketing.

Introduction, first reading, 313.
Reference, 313.
Reported back, 460.
Indefinitely postponed, 460.

House Bill No. 126—(Place, Noben and Fitzgerald)

House Bill No. 126. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913, Defining Absolute Exemptions.

Introduction, first reading, 313.
Reference, 313.
Reported back, 388.
Second reading, 419.
Passed, 419.
Forwarded, 481.
Returned, 1302.
Signed by Speaker, 1342.

House Bill No. 127—(Place)

House Bill No. 127. A Bill for an Act Providing for Assessment of and Requiring the State of North Dakota to Pay Taxes Upon All Lands Acquired Through Foreclosure of Mortgages, and Prohibiting Future Withdrawals.

Introduction, first reading, 313.
Reference, 313.
Reported back, 360.
Indefinitely postponed, 360.

House Bill No. 128—(Mode)

House Bill No. 128. A Bill for an Act to Amend and Re-enact Paragraphs (a) and (b) of Section 2166, Supplement to the Compiled Laws of 1913, and Section 2186 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 241 of the Session Laws of 1929 and Chapter 279 of the Session Laws of 1931, Relating to the Collection of Personal Property Taxes; Relating to Real and Personal Property Tax Liens and Prescribing the Duties of the Sheriff and County Auditor in Connection with the Collection of Such Taxes; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading, 313.
Reference, 313.
Reported back, 360.
Indefinitely postponed, 360.

House Bill No. 129—(Niewoehner, Goodlaxon and Biberdorf)

House Bill No. 129. A Bill for an Act to Amend and Re-enact Section 1008 of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 134 of the 1927 Session Laws Relating to the Return and Disposition of Election Ballots and Compensation of Election Officers.

Introduction, first reading, 313.
Reference, 313.
Reported back, 385.
Second reading, 414.
Passed, 414.
Forwarded, 435.
Returned, 1375.
Signed by Speaker, 1386.

House Bill No. 130—(Committee on Appropriations)

House Bill No. 130. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expense of Mileage, Per Diem and Other Incidental Expenses in Connection With the Special Session of the Legislature Convened on July 19, 1934.

Introduction, first reading, 314.
Reference, 314.
Reported back, 507.
Amended, 584.
Second reading, 631.
Passed, 632.
Forwarded, 703.
Returned, 2032.
Signed by Speaker, 2071.

House Bill No. 131—(Frosaker)

House Bill No. 131. A Bill for an Act to Amend and Re-enact Section 1, Chapter 159, Session Laws for 1931, as Amended and Re-enacted by Chapter 130, Session Laws for the Year 1933, Defining Imitation Ice Cream, Providing Penalty for Violation Thereof and Declaring an Emergency.

Introduction, first reading, 314.
Reference, 314.
Reported back, 390.
Second reading, 422.
Passed, 422.
Forwarded, 436.
Returned, 774.
Signed by Speaker, 775.

House Bill No. 132—(Jensen, by request)

House Bill No. 132. A Bill for an Act Making a Special Appropriation to Cover Deficits in the Clerk Hire, Printing, Postage and Office Supplies Funds for the Maintenance and Operation of the Workmen's Compensation Bureau.

Introduction, first reading, 314.
Reference, 314.
Reported back, 383.
Second reading, 413.
Passed, 413.
Forwarded, 435.
Returned, 1449.
Signed by Speaker, 1532.

House Bill No. 133—(Anfinson)

House Bill No. 133. A Bill for an Act Authorizing Judges of the District Court to Request the Attorney General to Perform Certain Duties Relating to Criminal Matters, Providing for Payment of Expenses in Connection Therewith, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 314.
Reference, 314.
Reported back, 389.
Second reading, 420.
Passed, 420, 1536.
Forwarded, 481.
Returned, 1521.
Signed by Speaker, 1645.

House Bill No. 134—(Anfinson)

House Bill No. 134. A Bill for an Act Amending Section 160 of the 1925 Supplement to the Compiled Laws of North Dakota, Relating to the Appointment of Assistant and Special Assistant Attorneys General, Providing for Their Compensation and Duties, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 314.
Reference, 314.
Reported back, 387.
Second reading, 415.
Passed, 416.
Forwarded, 436.
Returned, 1450.

.. House Bill No. 135—(Mode)

House Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1828 of the Compiled Laws of 1913 and Chapter 78 of the Laws of the State of North Dakota for the Year 1915, and Section 1828 of the 1925 Compiled Laws of North Dakota, and Chapter 241 of the Laws of the State of North Dakota for the Year 1933, Relating to the Use of Lignite Coal in State and County Institutions and Schools, and to Provide for the Use of Native Lignite Coal, Native Natural Gas, and Native Oil as Fuel in Such Institutions and Schools, and Providing a Penalty for the Violation of This Act.

Introduction, first reading, 315.
Reference, 315.
Reported back, 478.
Amended, 522.
Second reading, 552.
Passed, 552.
Forwarded, 556.
Returned, 2015.

House Bill No. 136—(Godwin)

House Bill No. 136. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend from the Present Sewerage System of the State Training School to Connect with the Syndicate Sewer of the City of Mandan; Making an Appropriation Therefor; and Declaring an Emergency.

Introduction, first reading, 315.
 Reference, 315.
 Reported back, 505.
 Amended, 583.
 Second reading, 627.
 Passed, 628.
 Forwarded, 642.
 Returned, 1372.
 Signed by Speaker, 1387.

House Bill No. 137—(Schauss, by request)

House Bill No. 137. A Bill for an Act Creating the Office of County Superintendent of Highways; Providing for Appointment and Removal; Fixing Qualifications and Salary.

Introduction, first reading, 331.
 Reference, 331.
 Reported back, 529.
 Indefinitely postponed, 529.

House Bill No. 138—(Anderson of Bowman, Noben and Place)

House Bill No. 138. A Bill for an Act Providing for Conciliation of Controversies, Providing for Notice, Hearing and Conciliator's Certificate Before Judgment May Be Entered in Certain Actions, and Repealing Sections 9192a1 to 9192a14, Both Inclusive, as Amended, of the 1925 Supplement to the Compiled Laws of North Dakota.

Introduction, first reading, 331.
 Reference, 331.
 Reported back, 501.
 Second reading, 543.
 Lost, 544.

House Bill No. 139—(Biberdorf)

House Bill No. 139. A Bill for an Act to Amend and Re-enact Sections 2003a1 and 2003a2 of the 1925 Supplement to the 1913 Compiled Laws Relating to the Cutting of Noxious Weeds on Highways.

Introduction, first reading, 332.
 Reference, 332.
 Reported back, 529.
 Second reading, 577.
 Passed, 578.
 Forwarded, 603.
 Returned, 1375.
 Signed by Speaker, 1387.

House Bill No. 140—(Burgum, Blaisdell and Parkinson)

House Bill No. 140. A Bill for an Act Providing for the Regulation of Aeronautics Within this State; Providing for Uniformity with Federal Laws Regulating Aeronautics; Creating a State Aeronautics Commission; Providing the Powers and Duties of Such Commission; Providing for the Promulgation and Issuance of Rules and Regulations by Such Commission.

Introduction, first reading, 332.
Reference, 332.
Reported back, 407.
Second reading, 441.
Passed, 441.
Forwarded, 481.
Returned, 842.

House Bill No. 141—(Olson of Mountrail)

House Bill No. 141. A Bill for an Act Relating to the Foreclosure of Real Estate Mortgages and Land Contracts, Providing What the Judgment and Decree Shall Contain, and Prohibiting Any Deficiency Judgments.

Introduction, first reading, 332.
Reference, 332.
Reported back, 809.
Indefinitely postponed, 809.

House Bill No. 142—(Traynor and Odegard)

House Bill No. 142. A Bill for an Act Amending and Re-enacting Section 189B6 Supplement to the Compiled Laws of 1913, Providing for a Permanent Surplus of Two Million Dollars in the State Hail Insurance Fund, Providing for a Refund of All Moneys Now in Such Permanent Surplus Fund in Excess of Two Million Dollars; Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading, 332.
Reference, 332.
Reported back, 811.
Indefinitely postponed, 811.

House Bill No. 143—(Schantz and Born)

House Bill No. 143. A Bill for an Act to Amend and Re-enact Section 3803 Compiled Laws of North Dakota for 1913 Relating to Vacancies in the Offices in Cities Under the Commission Form of Government.

Introduction, first reading, 348.
Reference, 348.
Reported back, 529.
Amended, 580.
Second reading, 622.

Passed, 623.
Forwarded, 641.
Returned, 1372.
Signed by Speaker, 1386.

House Bill No. 144—(Schantz and Wolf)

House Bill No. 144. A Bill for an Act to Amend and Re-enact Section 714a8 and 714a13, Supplement to the Compiled Laws of 1913 as Amended by Chapter 227 of the Session Laws of 1927 and Further Amended by Chapter 222 of the Session Laws of 1931 Relating to the Interest Rates on and Proposals for Deposits of Public Funds.

Introduction, first reading, 348.
Reference, 348.
Reported back, 800.
Indefinitely postponed, 800.

House Bill No. 145—(Schantz and Born)

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 3684a10 of the Supplement to the Compiled Laws of North Dakota for 1913 Relating to the City Budget Law.

Introduction, first reading, 348.
Reference, 348.
Reported back, 460.
Second reading, 682.
Passed, 682.
Forwarded, 702.
Returned, 1373.
Signed by Speaker, 1387.

House Bill No. 146—(Schantz and Born)

House Bill No. 146. A Bill for an Act Providing for the Revision and Passage of Village Ordinances.

Introduction, first reading, 348.
Reference, 348.
Reported back, 478.
Second reading, 517.
Passed, 517.
Forwarded, 526.
Returned, 1371.

House Bill No. 147—(Schantz and Schauss)

House Bill No. 147. A Bill for an Act Fixing the Method by Which the Workmen's Compensation Bureau Shall Classify the Risks of Different Classifications and Fix the Premiums to Be Charged Political Subdivisions for Insurance Covering Persons Employed on Work Relief Projects and Paid for by Federal Emergency Relief Administration or Other Federal Funds or Poor Relief Funds of Political Subdivisions.

Introduction, first reading, 348.
Reference, 348.
Reported back, 407.
Indefinitely postponed, 407.

House Bill No. 148—(Wendland)

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 1009 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Abstract of Vote; Canvass of Vote; Certificate of Election; Tie How Decided; Publication of Abstract; and Providing for Compensation.

Introduction, first reading, 348.
Reference, 348.
Reported back, 530.
Second reading, 624.
Passed, 624.
Forwarded, 642.
Returned, 1375.
Signed by Speaker, 1387.

House Bill No. 149—(Hanson and Myers)

House Bill No. 149. A Bill for an Act Relating to the Foreclosure of Chattel Mortgages and Conditional Sales Contracts, and Prohibiting the Entry of Deficiency Judgments in Connection Therewith.

Introduction, first reading, 349.
Reference, 349.
Reported back, 502.
Indefinitely postponed, 780.

House Bill No. 150—(Olson of Hettinger)

House Bill No. 150. A Bill for an Act Providing that Hospitals Exempt from Taxation Are Required to Accept Patients for Treatment by Generally Recognized Systems of Healing Arts to Be Employed at the Request of Patients.

Introduction, first reading, 349.
Reference, 349.
Reported back, 559.
Indefinitely postponed, 559.

House Bill No. 151—(Bjerke)

House Bill No. 151. A Bill for an Act to Prohibit County Officers or Their Appointees from Attending Conventions at the Expense of the County.

Introduction, first reading, 349.
Reference, 349.
Reported back, 407.
Indefinitely postponed, 407.

House Bill No. 152—(Myers)

House Bill No. 152. A Bill for an Act Providing for the Extermination of Bots in Horses and Mules; Defining Bot Treatment; Prescribing the Duties of Township Boards When Petitioned.

Introduction, first reading, 349.
Reference, 349.
Reported back, 410.
Indefinitely postponed, 744.

House Bill No. 153—(Dahl of Emmons)

House Bill No. 153. A Bill for an Act to Amend and Re-enact Chapter 6823 of the Compiled Laws of the State of North Dakota for 1913 as the Same is Now Set Forth in Chapter 155 of the Session Laws for the Year 1929 Relating to Lands Subject to Mechanic's Liens and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate From the Land; and Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first reading, 362.
Reference, 362.
Reported back, 943.
Indefinitely postponed, 943.

House Bill No. 154—(Morgan)

House Bill No. 154. A Bill for an Act Requiring Deduction of Delinquent Personal Property Taxes From Salaries or Other Compensation of Elective and Appointive Officers, Agents and Employees of the State of North Dakota, All Bureaus, Boards, Commissions and Departments, and All Persons receiving Public Funds.

Introduction, first reading, 362.
Reference, 362.
Reported back, 502.
Amended, 583.
Second reading, 625.
Passed, 625, 1537.
Forwarded, 642.
Returned, 1522.
Signed by Speaker, 1645.

House Bill No. 155.—Schantz and Born)

House Bill No. 155. A Bill for an Act to Amend Section 3696a of the Supplement to the Compiled Laws of 1913 Relating to Liability of Municipalities for Injuries Caused by Accumulation of Frost, Snow, Ice or Sleet on Public Sidewalks, Crosswalks, Streets, Alleys or Other Public Ways and Exempting Municipalities From Liability for Injuries to Person or Property Occurring in Whole or in Part Upon State or National Highways Within Such Municipalities.

Introduction, first reading, 362.
 Reference, 363.
 Reported back, 606.
 Indefinitely postponed, 606.

House Bill No. 156—(Aljets and Myers)

House Bill No. 156. A Bill for an Act Levying a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for the Years 1935 and 1936 for the Purpose of Paying the Interest and Creating a Sinking Fund for the Payment of the Principal of the North Dakota Real Estate Bonds Now Outstanding.

Introduction, first reading, 363.
 Reference, 363.
 Reported back, 503.
 Second reading, 545.
 Passed, 545, 1538.
 Forwarded, 556.
 Returned, 1522.
 Signed by Speaker, 1665.

House Bill No. 157—(Holthusen)

House Bill No. 157. A Bill for an Act Providing for the Granting of Concessions in State, County and Municipal Public Buildings and the Grounds Adjacent Thereto, for Cafes, Restaurants, and Confectionaries; and, Providing for the Leasing, Renting, and Licensing of Such Public Concessions, and Making it Unlawful for Any State Official, County Official, Municipal Official, and Any Commission or Board Thereof, to Let Anyone Have the Use and Benefits of Any Such Concessions Without Having Complied With the Provisions of This Act, and Providing a Penalty Therefore; and Making This Act an Emergency Measure.

Introduction, first reading, 363.
 Reference, 363.
 Reported back, 876.
 Amended, 930.
 Second reading, 1125.
 Lost, 1125.

House Bill No. 158—(Holte)

House Bill No. 158. A Bill for an Act to Amend Section 2817 of the Compiled Laws of North Dakota for the Year 1913 Relating to Noxious Weeds, the Definition of Noxious Weeds and the Manner of Destroying the Same.

Introduction, first reading, 395.
 Reference, 395.
 Reported back, 530.
 Second reading, 621.
 Passed, 622, 1378.
 Forwarded, 641.
 Returned, 1376.
 Signed by Speaker, 1417.

House Bill No. 159—(Symington and Dalzell)

House Bill No. 159. A Bill for an Act to Provide for the Tagging and Licensing of Motor Vehicles, the Creation of a County Motor Vehicle Registration Department Instead of a State Motor Vehicle Registration Department of the State Highway Commission. Providing for the Abolishing of State Motor Vehicle Registration Department; Defining the Duties Imposed Upon State and County Officials and Their Compensation; Establishing the Method of Collecting and Distributing of Fees Received Therefrom; Fixing Penalties for Violation of This Act; Providing an Appropriation for Administering the Same and for Use of State Highway Commission; for Making of License Tags and for Repealing All Acts and Parts of Acts in Conflict Therewith.

Introduction, first redaing, 395.

Reference, 395.

Reported back, 503.

Indefinitely postponed, 503.

House Bill No. 160—(Committee on Appropriations)

House Bill No. 160. A Bill for an Act Providing for the Licensing of Persons Owning and Operating Apiaries in the State of North Dakota; Creating and Establishing a "Bee Inspection Fund"; Providing for License Fee; Payment of Salaries and Expenses of Bee Inspectors; Providing for Penalty and Repealing Section 2790a20 of the 1925 Supplement to the 1913 Compiled Laws, and Declaring an Emergency.

Introduction, first reading, 411.

Reference, 411.

Reported back, 461.

Indefinitely postponed, 607.

House Bill No. 161—(McIlraith)

House Bill No. 161. A Bill for an Act to Amend and Re-enact Section 2079b13, Supplement to the 1913 Compiled Laws, as Amended by Chapter 247 of the Session Laws of 1933, and Declaring an Emergency.

Introduction, first reading, 411.

Reference, 411.

Reported back, 503.

Amended, 583.

Second reading, 626.

Passed, 626.

Forwarded, 642.

Returned, 1448.

Signed by Speaker, 1532.

House Bill No. 162—(McIlraith)

House Bill No. 162. A Bill for an Act to Provide for Public Display of the Kind and Quality of Motor Fuel Offered For Sale.

Introduction, first reading, 411.
Reference, 411.
Reported back, 504.
Indefinitely postponed, 504.

House Bill No. 163—(Anderson of Bowman)

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 29 of Chapter 160 of the 1933 Session Laws, Relating to Registration of Motor Vehicles.

Introduction, first reading, 411.
Reference, 411.
Reported back, 479.
Amended, 523.
Second reading, 553.
Passed, 553.
Forwarded, 556.
Returned, 1373.

House Bill No. 164—(Beggs, Thompson and Solberg)

House Bill No. 164. A Bill for an Act Creating Official Board to Be Known as "North Dakota Poultry Improvement Board" for the Purpose of Improving Poultry Breeding, Control and Eradication of Communicable Poultry Diseases, Authorizing Board to Formulate Plans, to Prescribe, Adopt and Enforce Rules and Regulations for Inspection, Testing and Certifying Poultry Hatcheries and Poultry Breeding Flocks for Breed Improvement in Accordance With Federal Regulations, Authorizing State Livestock Sanitary Board to Prescribe, Adopt and Enforce Rules and Regulations Testing, Approving, and Passing, as Free From Certain Diseases, Poultry Breeding Flocks, Prescribing License Fees and Fees for Service, Providing for Funds to Administer and Enforce This Act, and Fixing Penalties for Violations.

Introduction, first reading, 411.
Reference, 411.
Reported back, 985.
Second reading, 1115.
Passed, 1116.
Forwarded, 1174.
Returned, 1875.

House Bill No. 165—(Fedje and Aljets)

House Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 189c1, 189c2, 189c3, 189c5, 189c6, 189c7, 189c8, 189c9, 189c13, 189c14 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota as Amended and Re-enacted by Chapters 173 and 174 of the 1929 Session Laws and Chapters 162, 163, and 164 of the 1931 Session Laws, and Chapter 135 of the 1933 Session Laws, and Sections 189c4 and 189c11 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Fire and Tornado Insurance on Public Buildings and Fixing Rates of Premiums to Be Charged, and Providing for Deposit on

Investments of State Fire and Tornado Fund; Repealing All Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 412.
 Reference, 412.
 Reported back, 559.
 Amended, 635.
 Second reading, 684.
 Passed, 684, 1997.
 Forwarded, 703.
 Returned, 1996.
 Signed by Speaker, 2071.

House Bill No. 166—(Withdrawn before printing)

House Bill No. 167—(Fedje)

House Bill No. 167. A Bill for an Act Amending and Re-enacting Section 3 of Chapter 111 of the 1933 Session Laws Known as the "Flour Label Act."

Introduction, first reading, 412.
 Reference, 412.
 Reported back, 479.
 Amended, 523.
 Second reading, 553.
 Passed, 553.
 Forwarded, 557.
 Returned, 1449.
 Signed by Speaker, 1468.

House Bill No. 168—(Schauss and Keidel)

House Bill No. 168. A Bill for an Act to Require the Appraising of the Use of Butter Substitutes on Popcorn Sold or Offered for Sale and Providing Penalties for Violation.

Introduction, first reading, 412.
 Reference, 412.
 Reported back, 480.
 Second reading, 518.
 Passed, 518.
 Forwarded, 526.
 Returned, 1449.
 Signed by Speaker, 1532.

House Bill No. 169—(Fitzgerald, by request)

House Bill No. 169. A Bill for an Act to Amend and Re-enact Chapter 120, Session Laws of the State of North Dakota for 1933, Relating to the Disposition of Money Collected by the Game and Fish Commission; Providing for the Conservation of Water, and the Construction of Dams Within the State, and Declaring an Emergency.

Introduction, first reading, 412.
 Reference, 412.

Reported back, 560.
 Amended, 636.
 Second reading, 685.
 Passed, 685, 1377.
 Forwarded, 703.
 Returned, 1375.
 Signed by Speaker, 1389.

House Bill No. 170—(Cosgriff)

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 6625 of the Compiled Laws of 1913, With Regard to a Standard Fire Insurance Policy.

Introduction, first reading, 413.
 Reference, 413.
 Reported back, 561.
 Second reading, 619.
 Passed, 620, 1637.
 Forwarded, 703.
 Returned, 1608.
 Signed by Speaker, 1665.

House Bill No. 171—(Saumur)

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 1262 of the Compiled Laws of the State of North Dakota for the Year 1913 and Section 1264 of the 1925 Supplement to the 1913 Compiled Laws as the Same were Amended by Chapter 227 of the 1933 Session Laws, Providing for the Time of Opening and Closing Polls and Declaring an Emergency.

Introduction, first reading, 439.
 Reference, 439.
 Reported back, 530.
 Indefinitely postponed, 530.

House Bill No. 172—(Saumur)

House Bill No. 172. A Bill for an Act Providing for the Establishment of Voting Precincts in Special School Districts; Requiring Establishment of Polling Places for Each 5000 Inhabitants; Providing for Appointment of Election Officials, Fixing Their Powers, Duties and Compensation and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 439.
 Reference, 439.
 Reported back, 531.
 Amended, 970.
 Second reading, 1108.
 Passed, 1108.
 Forwarded, 1084.
 Returned, 1710.
 Signed by Speaker, 1846.

House Bill No. 173—(Dalzell)

House Bill No. 173. A Bill for an Act to Amend and Re-enact Chapter 3 of the Session Laws of North Dakota for the Year 1931, Relating to Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax Is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading, 439.

Reference, 439.

Reported back, 504.

Indefinitely postponed, 504.

House Bill No. 174—(Committee on State Affairs)

House Bill No. 174. A Bill for an Act to Amend and Re-enact Sections 9, 11 and 36 of Chapter 179 of the Session Laws of North Dakota for the Year 1927 as Amended by Sections 4, 5 and 12 of Chapter 160 of the Session Laws of North Dakota of 1933; Having to Do With the Applications for Registration of Motor Vehicles, Duties of Registrar, Registration Cards and Certificate of Application for License Made.

Introduction, first reading, 439.

Reference, 439.

Reported back, 505.

Second reading, 546.

Passed, 546.

Forwarded, 556.

Returned, 1449.

Signed by Speaker, 1532.

House Bill No. 175—(Treffry, by request)

House Bill No. 175. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 306a17 of the 1925 Supplement to the Compiled Laws of 1913, Known as the Workmen's Compensation Act, Relating to Review and Appeals from Decisions of the Workmen's Compensation Bureau; and Repealing All Acts or Parts of Acts in Conflict Herewith, and Making the Same an Emergency Measure.

Introduction, first reading, 440.

Reference, 440.

Reported back, 607.

Indefinitely postponed, 607.

House Bill No. 176—(Parkinson and Blaisdell)

House Bill No. 176. A Bill for an Act Authorizing the Board of County Commissioners to Provide Room or Rooms in the Courthouse for the Exclusive Use of ex-Service Men Who Served in Any War in Which the United States Has Been Engaged.

Introduction, first reading, 440.
 Reference, 440.
 Reported back, 871.
 Amended, 929.
 Second reading, 1020.
 Passed, 1021.
 Forwarded, 1081.
 Returned, 1606.
 Signed by Speaker, 1665.

House Bill No. 177—(Schauss and Bauer)

House Bill No. 177. A Bill for an Act to Amend and Re-enact Chapter 236 of the 1933 Session Laws Relating to Common School District Transportation; Leaving Same to the Discretion of the School Board; Limiting the Amount That May Be Paid for Same and Repealing Chapter 244 of the Session Laws of the State of North Dakota for the Year 1931; Prohibiting Discrimination as Between Families.

Introduction, first reading, 464.
 Reference, 464.
 Reported back, 531.
 Second reading, 579.
 Passed, 579.
 Forwarded, 641.
 Returned, 1712.

House Bill No. 178—(Fedje and Cosgriff)

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 201 and 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Sections 1, 3 and 4 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 213 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 2 of Chapter 147 of the 1931 Session Laws of the State of North Dakota, and Repealing Section 217 of the 1913 Compiled Laws of the State of North Dakota, Relating to the Creation of a Fire Marshal Department.

Introduction, first reading, 465.
 Reference, 465.
 Reported back, 531.
 Indefinitely postponed, 607.

House Bill No. 179—(Schauss and Bauer)

House Bill No. 179. A Bill for an Act to Amend and Re-

enact Section 1 of Chapter 235 of the 1933 Session Laws Prescribing and Limiting the Time to Which Basic Text Books May Be Changed in the Schools and Educational Institutions in This State.

Introduction, first reading, 465.
 Reference, 465.
 Reported back, 719.
 Amended, 784.
 Second reading, 837.
 Passed, 838.
 Forwarded, 857.
 Returned, 1448.
 Signed by Speaker, 1531.

House Bill No. 180—(Gilbertson, Morris, Burgum and Dullea)

House Bill No. 180. A Bill for an Act to Amend and Re-enact Subdivisions (c) and (g) of Section 25 of Chapter 186 of the Session Laws for 1931, Being an Act to Provide for the Taxation and Licensing of Motor Vehicles, Defining Commercial Hauling, Providing for a Refund, and Declaring an Emergency.

Introduction, first reading, 465.
 Reference, 465.
 Reported back, 563.
 Indefinitely postponed.

House Bill No. 181—(Erickson of McLean, Dahl of Emmons and Hanson)

House Bill No. 181. A Bill for an Act to Amend and Re-enact Chapter 254 of the Session Laws of 1933, Relating to the Old Age Pensions, Creating an Old Age Pension Fund, Providing for the Levy of Any Annual Tax Therefor, Prescribing Persons to Be Pensioned Thereunder, and Penalties for the Violation Thereof.

Introduction, first reading, 465.
 Reference, 465.
 Reported back, 1144.
 Amended, 1156.
 Second reading, 1228.
 Passed, 1228.
 Forwarded, 1239, 1961.
 Returned, 1900, 2015.

House Bill No. 182—(Hall and Schauss)

House Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3999, Supplement to the Compiled Laws of 1913.

Introduction, first reading, 465.
 Reference, 465.
 Reported back, 664.
 Second reading, 1048.

Passed, 1048, 1540.
Forwarded, 1080.
Returned, 1522.
Signed by Speaker, 1645.

House Bill No. 183—(McLarty)

House Bill No. 183. A Bill for an Act to Repeal Sections 924, 925, 926, and 927 of the Compiled Laws for the Year 1913, as Section 927 is Amended by Chapter 213 of the Session Laws of 1923, and as Found in Section 927a1 and 927a2, Relating to Publicity Pamphlet and the Publication and Distribution Thereof.

Introduction, first reading, 466.
Reference, 466.
Reported back, 752.
Second reading, 826.
Passed, 826.
Forwarded, 856.
Returned, 1848.

House Bill No. 184—(Cunningham, and Bilden, by request)

House Bill No. 184. A Bill for an Act to Eliminate the Necessity of Holding Elections to Fill Vacancies in Offices in Special School Districts, Independent School Districts and School Districts Organized Under Special Law, When no More Nominations Have Been Made Than There Are Vacancies to Be Filled; and to Provide That in Such Cases the Nominees Shall Be Declared Elected, Without the Necessity of a Vote of the Electors Upon Such Nominees.

Introduction, first reading, 466.
Reference, 466.
Reported back, 532.
Indefinitely postponed, 532.

House Bill No. 185—(Noben and Dahl of Emmons)

House Bill No. 185. A Bill for an Act Requiring the Commissioner of Insurance to Deposit All Receipts of the Department With the State Treasurer, and Providing for the Establishment of an Insurance Department Operating Account, and Requiring All Expenses of the Insurance Department to Be Paid Out of Such Insurance Department Operating Account. Repeal.

Introduction, first reading, 466.
Reference, 466.
Reported back, 749.
Amended, 912.
Second reading, 1130.
Passed, 1131.
Forwarded, 1176.
Returned, 1985.

House Bill No. 186—(Withdrawn)

House Bill No. 187—(Schantz, by request)

House Bill No. 187. A Bill for an Act to Provide for a Crop Production Lien to Secure the Payment of Fuel and Lubrication Furnished to Owners and Tenants of Farm Lands for Use in Farm Tractors Used in Planting and Harvesting Crops or Both.

Introduction, first reading, 466.
Reference, 466.
Reported back, 752.
Indefinitely postponed, 752.

House Bill No. 188—(Godwin and Cunningham)

House Bill No. 188. A Bill for an Act Relating to the Granting of Preventative Relief, Prescribing Conditions Thereof and Provisions Therefor; and Repealing Sections 7214a1, 7214a2 and 7214a3 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first reading, 466.
Reference, 466.
Reported back, 720.
Second reading, 766.
Passed, 766.
Forwarded, 792.
Returned, 1533.
Signed by Speaker, 1645.

House Bill No. 189—(Adam)

House Bill No. 189. A Bill for an Act to Amend and Re-enact Chapter 227 of the 1931 Session Laws of the State of North Dakota, Being an Amendment and Re-enactment of Section 18 of Chapter 155 of the Session Laws for the Year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipt to Be Issued by Such Warehousemen.

Introduction, first reading, 466.
Reference, 466.
Reported back, 665.
Indefinitely postponed, 665.

House Bill No. 190—(Page)

House Bill No. 190. A Bill for an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act.

Introduction, first reading, 467.
Reference, 467.
Reported back, 564.
Indefinitely postponed, 564.

House Bill No. 191—(Page)

House Bill No. 191. A Bill for an Act Providing for the Refunds of Tax Collected on Motor Vehicle Fuels Used for Other Purposes Than Operating Motor Vehicles on Public Highways, Provided Such Fuel is Blended With Not Less Than 10% Alcohol.

Introduction, first reading, 467.
Reference, 467.
Reported back, 564.
Indefinitely postponed, 564.

House Bill No. 192—(Place)

House Bill No. 192. A Bill for an Act to Prohibit Employment of Women and Girls for the Purpose Serving Beer to Consumers.

Introduction, first reading, 467.
Reference, 467.
Reported back, 564.
Indefinitely postponed, 564.

House Bill No. 193—(Fedje)

House Bill No. 193. A Bill for an Act Prohibiting the Deposit of Any Public Funds by Any State, County, School Township or Any Board or Commission in Any Bank, Unless at Least 51% of the Stock of Said Bank is Owned by Actual Residents of the State of North Dakota.

Introduced, first reading, 469.
Reference, 469.
Reported back, 801.
Second reading, 1054.
Passed, 1055.
Forwarded, 1176.
Returned, 1451.

House Bill No. 194—(Hill)

House Bill No. 194. A Bill for an Act to Amend and Re-enact Chapter 232 of the Session Laws of North Dakota for 1933, Relating to Tuition Fees for Non-Resident High School Pupils.

Introduction, first reading, 484.
Reference, 484.
Reported back, 985.
Indefinitely postponed, 985.

House Bill No. 195—(Symington and Marks)

House Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6 of the Initiated Measure Approved by the People June 30, 1926, Imposing a Tax Upon the Sale of Motor Vehicle Fuel, as Last Amended by Chapter 189 of the Ses-

sion Laws of 1931, Providing for the Refund in Certain Cases of the Motor Vehicle Fuel Tax Paid and Procedure to Be Followed to Obtain Such Refund; Limiting Time Within Which Application for Refund May Be Made and Allowed; and Declaring an Emergency.

Introduction, first reading, 484.
Reference, 484.
Reported back, 986.
Amended, 1059.
Second reading, 1180.
Passed, 1180.
Forwarded, 1196.
Returned, 1849.

House Bill No. 196—(Cunningham and Godwin)

House Bill No. 196. A Bill for an Act Providing for the Creation and Establishment of a Labor Division Within the Department of Agriculture and Labor, and Providing for the Qualification and Making Provision for the Appointment of a Deputy Within the Department of Agriculture and Labor, to Represent Labor; Establishing a State Employment Service in Co-operation with the Federal Government Under the Provisions of the Wagner-Percy Act. Providing Payment of Salaries and Expenses and Making an Appropriation, and Declaring an Emergency.

Introduction, first reading, 484.
Reference, 484.
Reported back, 918.
Amended, 971.
Second reading, 1109.
Passed, 1109, 1899.
Forwarded, 1084.
Returned, 1898.
Signed by Speaker, 1977.

House Bill No. 197—(Fjeld)

House Bill No. 197. A Bill for an Act to Repeal Section 2, of Chapter 106 Session Laws of North Dakota 1927, and Declaring an Emergency.

Introduction, first reading, 484.
Reference, 484.
Reported back, 565.
Second reading, 620.
Passed, 621.
Forwarded, 641.
Returned, 1371.

House Bill No. 198—(Brunsdale, by request)

House Bill No. 198. A Bill for an Act to Repeal Chapter 168 of the Session Laws of the State of North Dakota for 1927, as Amended by Chapter 151 of the Session Laws of North Dakota for 1929, Relating to the Investment of Funds

of County Mutual Insurance Companies, and Prescribing the Character of the Investment.

Introduction, first reading, 485.

Reference, 485.

Reported back, 665.

Indefinitely postponed, 665.

House Bill No. 199—(Morgan and Williams)

House Bill No. 199. A Bill for an Act to Regulate the Service of Meals in Places of Business Not Entirely Devoted to Such Service; Repealing All Acts or Parts of Acts in Conflict Herewith; and Providing a Penalty for the Violation Hereof.

Introduction, first reading, 485.

Reference, 485.

Reported back, 565.

Indefinitely postponed, 565.

House Bill No. 200—(Page)

House Bill No. 200. A Bill for an Act to Authorize the Motor Vehicle Registrar of This State to Issue Permits to Non-resident Owner of Foreign Motor Vehicle, Allowing Them to Travel on the Highways of This State Under Certain Conditions and Fixing Fees Therefor and Declaring an Emergency.

Introduction, first reading, 485.

Reference, 485.

Reported back, 608.

Indefinitely postponed, 608.

House Bill No. 201—(Fedje and Dahl of Emmons)

House Bill No. 201. A Bill for an Act Authorizing Counties to Levy a Tax to Provide Medical, Surgical and Hospital Care for its Residents, Providing Procedure for Adoption and for Discontinuing, Giving County Commissioners Certain Powers and Placing Certain Restrictions, Authorizing County Commissioners to Foster Maternity Homes and Provide Hospital Care for Mothers and Expectant Mothers, Establishing Medical and Surgical Fees to Be Paid Attending Physicians, Surgeons, Chiropractors and Osteopaths and Limiting Fees to Be Charged by Such Physicians, Surgeons, Chiropractors and Osteopaths and Hospitals and Repealing All Acts in Conflict Herewith.

Introduction, first reading, 485.

Reference, 485.

Reported back, 802.

Indefinitely postponed, 802.

House Bill No. 202—(Hurd, by request)

House Bill No. 202. A Bill for an Act Amending and

Re-enacting Chapter 94, Session Laws of the State of North Dakota for the Year 1933.

Introduction, first reading, 485.
 Reference, 485.
 Reported back, 816.
 Amended, 816.
 Second reading, 1049.
 Passed, 1049.
 Forwarded, 1080.
 Returned, 1448.
 Signed by Speaker, 1532.

House Bill No. 203—(Niewoehner)

House Bill No. 203. A Bill for an Act Amending Section 979 of the Compiled Laws 1913 to Provide the Form in Which a Constitutional Amendment or Initiated Measure or Other Question Involving an Initiated Act or Amendment Shall Be Certified by the Secretary of State and Advertised Producing Utility, Industry, or Enterprise, and Declaring an Emergency.

Introduction, first reading, 486.
 Reference, 486.
 Reported back, 565.
 Indefinitely postponed, 565.

House Bill No. 204—(Schantz)

House Bill No. 204. A Bill for an Act to Repeal Section 10185b of the Supplement to the 1913 Compiled Laws of North Dakota Relating to Prohibiting Smoking in Specified Places, and the Penalties.

Introduction, first reading, 512.
 Reference, 512.
 Reported back, 753.
 Second reading, 828.
 Passed, 828.
 Forwarded, 856.
 Returned, 1606.
 Signed by Speaker, 1664.

House Bill No. 205—(Fedje)

House Bill No. 205. A Bill for an Act Fixing Minimum Wage to Be Paid for Common Labor Employed in Public Work by the State, County, City, Village or Other Municipality or Political Sub-division of the State.

Introduction, first reading, 512.
 Reference, 512.
 Reported back, 754.
 Indefinitely postponed, 754.

House Bill No. 206—(Sand and Lavik)

House Bill No. 206. A Bill for an Act Fixing the Maximum

Annual Salary Which May Be Paid the Assistant Dairy Commissioners, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 512.
 Reference, 512.
 Reported back, 610.
 Second reading, 689.
 Passed, 689.
 Forwarded, 703.
 Returned, 1449.
 Signed by Speaker, 1532.

House Bill No. 207—(Clarke)

House Bill No. 207. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Introduction, first reading, 512.
 Reference, 512.
 Reported back, 606.
 Indefinitely postponed, 606.

House Bill No. 208—(Oglesby, Moore, Williams and Clarke)

House Bill No. 208. A Bill for an Act to Amend and Re-enact Sections 1 and 3 of Chapter 1 of the Session Laws of North Dakota for the Year 1929.

Introduction, first reading, 512.
 Reference, 512.
 Reported back, 810.
 Indefinitely postponed, 810.

House Bill No. 209—(Lohrbauer)

House Bill No. 209. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to Time and Place of Holding City Election, When Polls Shall Open and Close, Notice of Election, Publication of Same, and Providing When no Election Shall Be Held. Repealing All Acts in Conflict Therewith and Declaring an Emergency.

Introduction, first reading, 512.
 Reference, 512.
 Reported back, 754.
 Indefinitely postponed, 887.

House Bill No. 210—(Erickson of McLean)

House Bill No. 210. A Bill for an Act to Amend and Re-enact That Portion of Section 2166 of the Supplement to the Compiled Laws of 1913 as Was Amended and Re-enacted by Sub Section (b) of Section 1 of Chapter 279 of the 1931 Session Laws Relating to the Collection of Personal Prop-

erty Taxes; Providing for Publication of Personal Property Tax List in Newspapers Nearest the Taxing District. Repeal.

Introduction, first reading, 513.
 Reference, 513.
 Reported back, 935.
 Second reading, 1031.
 Passed, 1133.
 Forwarded, 1176.
 Returned, 2015.

House Bill No. 211—(Erickson of McLean)

House Bill No. 211. A Bill for an Act to Amend and Re-enact Section 2189 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Initiated Measure Entitled "Shortening Delinquent Real Estate Tax Sale Notice," Approved by a Vote of the People of the State of North Dakota on November 8th, 1932, Relating to the Publication of Delinquent Real Estate Tax List; Providing for the Publication of Such Delinquent Tax List in Newspaper Nearest Assessment District; Providing for Cost of Publication; and Repealing the Initiated Measure "Shortening Delinquent Real Estate Tax Sale Notice," Approved November 8th, 1932.

Introduction, first reading, 513.
 Reference, 513.
 Reported back, 1023.
 Amended, 1076.
 Indefinitely postponed, 1189.

House Bill No. 212—(Keidel and Schauss)

House Bill No. 212. A Bill for an Act Appropriating Five Thousand Dollars (\$5,000.00) to the State Historical Society for the Purchase of the Site of Old Fort Abraham Lincoln in Morton County, North Dakota.

Introduction, first reading, 513.
 Reference, 513.
 Reported back, 666.
 Amended, 785.
 Second reading, 840.
 Passed, 840.
 Forwarded, 857.
 Returned, 1712.
 Signed by Speaker, 1847.

House Bill No. 213—(McIlraith)

House Bill No. 213. A Bill for an Act Creating the State Athletic Commission, Prescribing its Powers and Duties, Providing Penalties for Violations and Repealing all Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 513.
 Reference, 513.

Reported back, 818.
 Amended, 910.
 Second reading, 1050, 1731.
 Passed, 1132.
 Forwarded, 1176.
 Returned, 1707.
 Signed by Speaker, 1846.

House Bill No. 214—(Scholl)

House Bill No. 214. A Bill for an Act to Amend and Re-enact Section 2212 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Recording of Deeds, Patents or Final Decrees of Distribution Without Auditor's Certificate, and Declaring an Emergency.

Introduction, first reading, 513.
 Reference, 513.
 Reported back, 1172.
 Indefinitely postponed, 1172.

House Bill No. 215—(Noben and Borstad)

House Bill No. 215. A Bill for an Act Repealing Section 2 of Chapter 106 of the Session Laws of North Dakota for the Year 1927.

Introduction, first reading, 514.
 Reference, 514.
 Withdrawn.

House Bill No. 216—(Noben and Borstad)

House Bill No. 216. A Bill for an Act Amending Section 5 of Chapter 106 of the Session Laws of North Dakota for the Year 1927.

Introduction, first reading, 514.
 Reference, 514.
 Reported back, 878.
 Indefinitely postponed, 878.

House Bill No. 217—(Fedje)

House Bill No. 217. A Bill for an Act to Amend and Re-enact Section 6548a11 of the Supplement to the Compiled Laws of the State of North Dakota, 1913, Relating to Exchange of Reciprocal or Inter-insurance Contracts; Providing for Appointment of Resident Agents; License Fees and Tax; Publication of Abstract of Annual Statement.

Introduction, first reading, 514.
 Reference, 514.
 Reported back, 608.
 Second reading, 683.
 Passed, 683, 1725, 1907.
 Forwarded, 702.
 Returned, 1608.

Signed by Speaker, 1977.

House Bill No. 218—(Parkinson)

House Bill No. 218. A Bill for an Act Creating a State Board of Examiners of Automobile Mechanics, Providing for the Appointment of Said Board; Fixing Compensation; Providing for Meetings and Reports to the Governor; Giving Authority to Issue Licenses to Those Complying With its Provisions; Providing for Collection of Fees; Imposing a Penalty for Failure to Comply With the Provisions of This Act; Empowering the Board to Make Rules and Regulations and Requiring All Automobile Mechanics to Procure a License, and Repeal All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 514.

Reference, 514.

Reported back, 936.

Indefinitely postponed, 936.

House Bill No. 219—(Oglesby)

House Bill No. 219. A Bill for an Act Providing for the Renting or Managing of the Restaurant Rooms in State Capitol, nad Repealing All Acts in Conflict Therewith.

Introduction, first reading, 514.

Reference, 514.

Reported back, 878.

Indefinitely postponed, 878.

House Bill No. 220—(Lohrbauer)

House Bill No. 220. A Bill for an Act to Prohibit Dancing In, On, Or About Places Where the Licensed Sale or Distribution of Wines, Beer or Vinous Liquor is Conducted, and Providing the Penalty for Violation, Declaring an Emergency.

Introduction, first reading, 514.

Reference, 514.

Reported back, 874.

Second reading, 1100.

Passed, 1101.

Forwarded, 1173.

Returned, 1997.

House Bill No. 221—(Fjeld)

House Bill No. 221. A Bill for an Act Granting Easements to the United States for Rights of Way Over Lands Owned by the State of North Dakota for Ditches, Dams, Dikes, Fills, Spillways, or Other Structures Now Constructed or to Be Constructed by the United States of America, Its Instrumentalities or Agencies, for the Purpose of Water and/or Wildlife Conservation.

Introduction, first reading, 537.

Reference, 537.
 Reported back, 720.
 Amended, 784.
 Second reading, 839.
 Passed, 839.
 Forwarded, 857.
 Returned, 1449.
 Signed by Speaker, 1468.

House Bill No. 222—(Borstad and Fedje)

House Bill No. 222. A Bill for an Act to Amend and Re-enact the Initiated Measure Approved September 22, 1933 Providing for and Entitled, "An Act Providing for the Manufacture and Sale Within the State of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill Number 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act. An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining His Powers, Duties and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making It Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof," Relating to the Sale or Dispensing of Beer at Retail Within the State and Limiting the Same to Incorporated Cities and Villages, and Providing for Local Regulations with Reference to Such Cities and Villages, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first reading, 537.
 Reference, 537.
 Reported back, 874.
 Indefinitely postponed, 874.

House Bill No. 223—(Isaak, Wendland and Born)

House Bill No. 223. A Bill for an Act Fixing the Qualifications of All Persons Elected or Appointed to the Office of County Commissioner.

Introduction, first reading, 538.
 Reference, 538.

Reported back, 754.
Second reading, 829.
Lost, 829.

House Bill No. 224—(Williams)

House Bill No. 224. A Bill for an Act Defining the Public Offense of Wilfully Giving a False Fire Alarm, Providing Punishment Therefor, and Creating Liability for All Damages Sustained by Reason of Such False Alarm.

Introduction, first reading, 538.
Reference, 538.
Reported back, 755.
Second reading, 830.
Lost, 830.

House Bill No. 225—(Hill)

House Bill No. 225. A Bill for an Act to Amend and Re-enact Chapter 116 of the Laws of 1933 Being Amended and Re-enacted by Section 56 of Chapter 148 of the 1931 Session Laws, Relating to Hunting from Aircraft; Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 538.
Reference, 538.
Reported back, 755.
Indefinitely postponed, 755.

House Bill No. 226—(Committee on Education)

House Bill No. 226. A Bill for an Act to Require the County Auditor of Each County to Levy an Annual Tax of One Dollar Upon Each Elector in the County and a Tax of Four Mills Upon Each Dollar of the Assessed Valuation of Property in the County for the Support of the Public Schools Within the County, and to Provide for the Apportionment Thereof Among the Schools by the County Superintendent of Schools on the Basis of Enrollment.

Introduction, first reading, 538.
Reference, 538.
Reported back, 1024.
Amended, 1163.
Second reading, 1236.
Lost, 1236.

House Bill No. 227—(Committee on Education)

House Bill No. 227. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1931, and Section 2 of Chapter 297, Session Laws of 1931, Relating to the Tax Levy Limitations of School Districts, Repealing Section 7 of Chapter 235, Session Laws of 1929, as Amended by Chapter 252, Session Laws of 1921, and Section 2 of Chapter 297,

Session Laws of 1931, and all Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 538.
Reference, 538.
Reported back, 1025.
Amended, 1162.
Second reading, 1234.
Passed, 1234.
Forwarded, 1239.
Returned, 1712.

House Bill No. 228—(Wolf)

House Bill No. 228. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 254 of the Session Laws of North Dakota for 1933, Relating to and Defining Persons Entitled to Old Age Pensions, and Levying Annual Tax Therefor.

Introduction, first reading, 539.
Reference, 539.
Reported back, 722.
Indefinitely postponed, 722.

House Bill No. 229—(Odegard, Brunsdale and Dahl of Emmons)

House Bill No. 229. A Bill for an Act Providing for the Licensing and Regulation of Billboards, Signs, Placards and Advertising Displays Attached to the Outside of Any Building, Self-Supported Brackets, Jointed Gas-Pipes, on Any Post or Fence, on and Along (or Near) the Public Highways, Streets, Alleys and Public Places in Cities or Villages and Other Conspicuous Places Within the State; Providing for the Collection and Distribution of License Fee and Penalties for the Violation of This Act.

Introduction, first reading, 539.
Reference, 539.
Reported back, 722.
Indefinitely postponed, 722.

House Bill No. 230—(Fitzgerald, by request)

House Bill No. 230. A Bill for an Act to Prohibit "Float Charges" by Banking Institutions in the State of North Dakota.

Introduction, first reading, 539.
Reference, 539.
Reported back, 801.
Indefinitely postponed, 801.

House Bill No. 231—(Schauss and Kapaun)

House Bill No. 231. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 128 of the Session Laws of the State of North Dakota for the Year 1925, Being Section

3163a4 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Dance Permits.

Introduction, first reading, 539.
 Reference, 539.
 Reported back, 755.
 Second reading, 832.
 Passed, 832.
 Forwarded, 856.
 Returned, 1372.
 Signed by Speaker, 1386.

House Bill No. 232—(Larson)

House Bill No. 232. A Bill for an Act Relating to Election of County Superintendents of Schools by Qualified Electors of the County Residing Outside of the Independent and Special School Districts; Prohibiting Certain Electors to Vote Upon the Question; Repealing All Acts or Parts of Acts in Conflict.

Introduction, first reading, 539.
 Reference, 539.
 Reported back, 756.
 Indefinitely postponed, 756.

House Bill No. 233—(Page)

House Bill No. 233. A Bill for an Act Providing for the Sale of Mortgaged Personal Property by Agreement Between the Mortgagor and Mortgagee, and Regulating the Disposition of the Proceeds.

Introduction, first reading, 540.
 Reference, 540.
 Reported back, 666.
 Indefinitely postponed, 666.

House Bill No. 234—(Brusseau, by request)

House Bill No. 234. A Bill for an Act Relating to Foreclosure of Real Estate Mortgages Held by the State of North Dakota as Security for Investment of Permanent School Funds, Authorizing the Board of University and School Lands to Accept From Record Title Owner Deed of Conveyance of Mortgaged Land in Lieu of Foreclosure, Affect of Such an Deed, Dispensing With Execution and Delivery of Power of Attorney in Conducting Proceedings for the Foreclosure of Such Mortgages, Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 567.
 Reference, 567.
 Reported back, 936.
 Amended, 972.
 Second reading, 1110.
 Passed, 1110.
 Forwarded, 1174.

Returned, 1708.
Signed by Speaker, 1756.

House Bill No. 235—(Place and Anderson of Bowman)

House Bill No. 235. A Bill for an Act to Amend and Re-enact Section 9070 of the 1913 Compiled Laws of the State of North Dakota Relating to Notice to Vacate Premises.

Introduction, first reading, 568.
Reference, 568.
Reported back, 667.
Amended, 744.
Second reading, 770.
Passed, 771.
Forwarded, 793.
Returned, 1450.

House Bill No. 236—(Black and Graham)

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 409 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 105 of the Session Laws of North Dakota for 1929, Relating to Compensation of President, Vice President of the Board of Health and County Superintendent of Health, Mileage and Expenses, and Repealing All Acts in Conflict Therewith.

Introduction, first reading, 568.
Reference, 568.
Reported back, 878.
Amended, 930.
Second reading, 1022.
Passed, 1022.
Forwarded, 1081.
Returned, 1606.
Signed by Speaker, 1665.

House Bill No. 237—(Holey)

House Bill No. 237. A Bill for an Act Prohibiting Establishment of Road-houses Within the State of North Dakota and Requiring Present Road-houses to Cease Operation After Six (6) Months; Penalty.

Introduction, first reading, 568.
Reference, 568.
Reported back, 753.
Indefinitely postponed, 753.

House Bill No. 238—(Graham and Morgan)

House Bill No. 238. A Bill for an Act to Safeguard Human Health and Life by Providing for the Regulation of the Manufacture and Sale of Ice Cream for Human Consumption; Providing for the Issuance of Permits of All Ice Cream Plants, Including Counter Freezer Installations; Conferring

Powers and Duties on State Regulatory Officials; and Imposing Penalties.

Introduction, first reading, 568.
 Reference, 568.
 Reported back, 870.
 Amended, 929.
 Second reading, 1019.
 Lost, 1019.

House Bill No. 239—(Graham)

House Bill No. 239. A Bill for an Act to Provide Improved Protection of the Public Health Through Regulation of Slaughterhouses and Meat Markets; Providing for the Licensing of the Same; Regulating the Slaughtering of Animals for Food; Granting Exemptions to Farmers and for Other Purposes.

Introduction, first reading, 568.
 Reference, 568.
 Reported back, 875.
 Indefinitely postponed, 987.

House Bill No. 240—(Stray)

House Bill No. 240. A Bill for an Act to Amend Section 557a7, of the Supplement to the Compiled Laws of 1913, Relating to Written Examinations; Subjects Covered for Certificate of Qualifications as Certified Public Accountants, and to Authorize Granting Certificate of Qualification in Accountancy, to Persons Who Were Engaged in the Business of Accountancy, Prior to 1920, and Continuously Since That Time, Upon Satisfactory Proof of That Fact, Without Written Examinations, Upon Application and Showing as to Other Requisite Qualifications.

Introduction, first reading, 569.
 Reference, 569.
 Reported back, 797.
 Indefinitely postponed, 798.

House Bill No. 241—(Stray and O'Brien)

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 852 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1, Chapter 150 of the Session Laws of 1915; Providing for a Primary Election to Be Held on the Last Tuesday in June in Years in Which General Elections Occur; Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 569.
 Reference, 569.
 Reported back, 756.
 Second reading, 833.
 Passed, 834.
 Forwarded, 856.
 Returned, 1848.

House Bill No. 242—(Olson of Mountrail)

House Bill No. 242. A Bill for an Act to Make Unlawful the Foreclosure, Sale or Removal of Any Personal Property From the County Where Said Property Has Been Assessed Until All Taxes Levied and Assessed Against Said Property Have Been Paid; Providing Penalty for Violation.

Introduction, first reading, 569.
Reference, 569.
Reported back, 919.
Second reading, 1015.
Lost, 1015.

House Bill No. 243—(Isaak, Jensen and Anderson of Divide)

House Bill No. 243. A Bill for an Act Permitting Deduction of Delinquent Personal Property Taxes From Claims, Demands, Salaries and Wages Due From County Officers and Others; Prescribing Duties of County Auditor in Connection Therewith; Giving Such Deduction Priority Over Any Sale, Transfer or Assignment of Such Claim, Demand, Salary and Wage; Repealing Section 4227 of the Compiled Laws of North Dakota 1913 and All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 569.
Reference, 569.
Reported back, 881.
Amended, 931.
Second reading, 1028.
Passed, 1028.
Forwarded, 1081.
Returned, 1450.
Signed by Speaker, 1531.

House Bill No. 244—(Schauss, Wolf and Traynor)

House Bill No. 244. A Bill for an Act Relating to the Administration of Insolvent Banking Institutions; Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 570.
Reference, 570.
Reported back, 1085.
Indefinitely postponed, 1189.

House Bill No. 245—(Marks)

House Bill No. 245. A Bill for an Act Providing That County Commissioners Shall Employ Local Physicians, Chiropractors or Osteopaths When Practicable in Treatment of Indigent Persons and Relating to Compensation Therefor.

Introduction, first reading, 570.
Reference, 570.
Reported back, 756.
Amended, 912.
Indefinitely postponed, 1066.

House Bill No. 246—(Morgan and Williams)

House Bill No. 246. A Bill for an Act Requiring Bona Fide Subscriptions to Newspapers, Magazines and Other Periodicals Published and Circulated in the State of North Dakota; Declaring Unlawful the Circulation Without Such Subscription; Prohibiting the Bringing of an Action Upon Accounts Incurred Contrary Hereto.

Introduction, first reading, 570.
Reference, 570.
Reported back, 937.
Indefinitely postponed, 937.

House Bill No. 247—(Godwin)

House Bill No. 247. A Bill for an Act to Amend and Re-enact Section 7 and Section 11 of the Initiated Measure Entitled "An Act Providing for the Manufacture and Sale Within the State of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill Number 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict with the Provisions of This Act." Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer. Emergency.

Introduction, first reading, 570.
Reference, 570.
Reported back, 937.
Second reading, 1033, 1135.
Lost, 1033, 1135.

House Bill No. 248—(Fedje)

House Bill No. 248. A Bill for an Act Making an Appropriation to Pay Compensation to James Boyd for Permanent Disability Resulting from an Accident Occurring to Him While Employed at the State Penitentiary as an Inmate on September 18, 1922, Whereby His Right Eye was Totally Destroyed.

Introduction, first reading, 570.
Reference, 570.
Reported back, 722.
Indefinitely postponed, 722.

House Bill No. 249—(Oglesby)

House Bill No. 249. A Bill for an Act Cancelling All Penalties and Interest on Unpaid Personal Property Taxes Levied and Assessed for the Year 1934 and All Prior Years, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Introduction, first reading, 571.
 Reference, 571.
 Reported back, 817.
 Indefinitely postponed, 817.

House Bill No. 250—(Committee on State Affairs)

House Bill No. 250. A Bill for an Act Validating Certain County Warrants for Poor Relief Issued Under and by Virtue of Section 4, Chapter 98 of Session Laws of North Dakota for 1933, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Introduction, first reading, 571.
 Reference, 571.
 Reported back, 721.
 Second reading, 767.
 Passed, 767.
 Forwarded, 793.
 Returned, 1448.
 Signed by Speaker, 1531.

House Bill No. 251—(O'Brien)

House Bill No. 251. A Bill for an Act Providing for Payment of License Fees by Bachelors and Spinsters, Defining Bachelors and Spinsters, Providing for the Payment of License Fees and Use Thereof; Specifying Time of Payment of Such License Fees; Providing Penalties for the Violation of the Act and Declaring an Emergency.

Introduction, first reading, 614.
 Reference, 614.
 Reported back, 870.
 Indefinitely postponed, 1098.

House Bill No. 252—(Bilden and Bjerke)

House Bill No. 252. A Bill for an Act Granting Certain Powers to the Governing Boards of Cities and Villages.

Introduction, first reading, 614.
 Reference, 614.
 Reported back, 757.
 Second reading, 834.
 Lost, 834.

House Bill No. 253—(Bilden and Bjerke)

House Bill No. 253. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 199, Session Laws of 1933, Relating to the Disposition of Fees and Payment of Expenses of the North Dakota Regulatory Department.

Introduction, first reading, 614.
 Reference, 614.
 Reported back, 753.
 Second reading, 827.

Passed, 827.
 Forwarded, 856.
 Returned, 1533.
 Signed by Speaker, 1645.

House Bill No. 254—(Bjerke and Bilden)

House Bill No. 254. A Bill for an Act to Amend and Re-enact Section 6 of Chapter 166 Session Laws of 1929 Relating to Refunds of Motor Vehicle Fuel Taxes.

Introduction, first reading, 614.
 Reference, 614.
 Reported back, 757.
 Indefinitely postponed, 757.

House Bill No. 255—(Committee on Education)

House Bill No. 255. A Bill for an Act to Re-Establish the State Equalization Fund for the Common Schools of the State; to Provide for the Distribution of the Same Upon the Basis of Need, in the Payment of High School Tuition in Lieu of That Now Provided by Law and in the Payment of Direct Aid to School Districts Upon a Teacher-Unit Basis and to Provide Methods for the Ascertainment and Payment of the Sums Payable to School Districts.

Introduction, first reading, 614.
 Reference, 614.
 Reported back, 1025.
 Amended, 1164.
 Second reading, 1235.
 Passed, 1235, 2051.
 Forwarded, 1240.
 Returned, 1996.
 Signed by Speaker, 2081.

House Bill No. 256—(Wendland)

House Bill No. 256. A Bill for an Act Authorizing the County Commissioners to Purchase and Condemn Right of Ways.

Introduction, first reading, 615.
 Reference, 615.
 Reported back, 760.
 Amended, 903.
 Second reading, 904.
 Passed, 904.
 Forwarded, 1078.
 Returned, 1711.
 Signed by Speaker, 1845.

House Bill No. 257—(Treffry)

House Bill No. 257. A Bill for an Act Providing That Necessary Dental Services Be Furnished by Each County in This State to All Indigent Resident Children of the State

Under Fifteen Years of Age; and Providing the Requirements and Information Which Shall Be Furnished the Board of County Commissioners, and That the County Commissioners Shall Determine Eligibility for Such Services, and That the Same Shall Be Paid Out of the General Funds of the County. Repealing All Laws in Conflict Herewith and Declaring This Act to Be an Emergency.

Introduction, first reading, 615.
 Reference, 615.
 Reported back, 757.
 Indefinitely postponed, 758.

House Bill No. 258—(Treffry)

House Bill No. 258. A Bill for an Act Providing a Uniform Law for the Administration and Supervision of Trust Estates in the District Court, and Providing the Procedure and Rules Governing and Relating to Same; and Repealing All of Chapter 122 of the Session Laws of North Dakota for the Year 1931, and All Other Acts or Parts of Acts in Conflict Herewith, and Making the Act an Emergency Measure.

Introduction, first reading, 615.
 Reference, 615.
 Reported back, 721.
 Amended, 1138.
 Second reading, 1139.
 Passed, 1205.
 Forwarded, 1239.
 Returned, 1711.
 Signed by Speaker, 1846.

House Bill No. 259—(Downey, Gessner and Traynor)

House Bill No. 259. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 5, of Chapter 235 of the Session Laws of 1929, as Amended by Chapter 297 of the Session Laws of 1931, Relating to Tax Levy, Limitations of Cities.

Introduction, first reading, 615.
 Reference, 615.
 Reported back, 817.
 Second reading, 893.
 Passed, 894.
 Forwarded, 1078.
 Returned, 1522.
 Signed by Speaker, 1645.

House Bill No. 260—(Schantz, by request)

House Bill No. 260. A Bill for an Act to Regulate, License and Inspect the Manufacturing, Wrapping, Transportation, Delivery and Sale of Bakery Foods and Products Intended for Human Consumption; Requiring Physical Examination of Persons Engaged Therein; Requiring the Licensing of

Every Bakery and Independent Distributor and Bakery Products Establishment, and Delivery and Transportation Vehicles, or Other Means of Transportation and Delivery; Providing Penalties for the Violation of the Provisions of This Act and Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first reading, 615.
Reference, 615.
Reported back, 758.
Indefinitely postponed, 758.

House Bill No. 261—(Place, Noben and Anderson of Bowman)

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 2202 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota Relating to Giving Notice of the Expiration of the Period of Redemption on Property Forfeited to the County at Tax Sales, Issuance of Tax Deeds to County and Sale by County of Property Acquired by Tax Deed, as Said Section is Amended by Chapter 226 of the Session Laws of 1927 Insofar as it Relates to Sub-division 6 of Said Amended Chapter.

Introduction, first reading, 616.
Reference, 616.
Reported back, 758.
Amended, 860.
Second reading, 1055.
Passed, 1055.
Forwarded, 1082.
Returned, 1712.

House Bill No. 262—(Bjerke and Bilden)

House Bill No. 262. A Bill for an Act to Amend and Re-enact Section 3596 of the Compiled Laws of 1913, Relating to Procedure in Passing Ordinances in Cities Under the Mayor Council Form of Government.

Introduction, first reading, 616.
Reference, 616.
Reported back, 759.
Second reading, 835.
Passed, 836.
Forwarded, 856.
Returned, 1711.
Signed by Speaker, 1846.

House Bill No. 263—(Marks)

House Bill No. 263. A Bill for an Act Amending and Re-enacting Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 3C, Section 3G and Section 3G (1) of Chapter 260 of the Session Laws of North Dakota for the Year 1929; Sub-section B, Sub-section D and Sub-section I of Section 4 of Chapter 162 of the Session Laws of North

Dakota for the Year 1919 as Amended by Chapter 314 of the Session Laws of North Dakota for the Year 1931; Section 10-1 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Acts Amendatory Thereof; Section 13 of Chapter 162 of the Session Laws of North Dakota for the Year 1919 and Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, All Constituting Parts of the Workmen's Compensation Act of the State of North Dakota and Further Making it Illegal to Employ Workers Not Protected by Workmen's Compensation Insurance and Giving the Workmen's Compensation Bureau Power to Enjoin Such Unlawful Employments.

Introduction, first reading, 616.
 Reference, 616.
 Reported back, 759.
 Amended, 816.
 Second reading, 1099.
 Passed, 1099.
 Forwarded, 1173.
 Returned, 1607.
 Signed by Speaker, 1664.

House Bill No. 264—(Adam and Morgan)

House Bill No. 264. A Bill for an Act to Impose an Equalization and Replacement Tax Upon the Buying of Milk, Cream, and Butter-fat; Providing for Making Returns Thereon; Payment of Tax; the Replacement Feature of the Tax; Distribution of Taxes Collected, and Penalties for Violation Thereof.

Introduction, first reading, 616.
 Reference, 617.
 Reported back, 871.
 Indefinitely postponed, 871.

House Bill No. 265—(Anderson of Bowman)

House Bill No. 265. A Bill for an Act to Cancel All Interest and Penalty, Levied and Assessed Against Delinquent Real Estate Taxes and Providing for Redemption of Real Estate Sold or Forfeited to the County for the Years 1933, and All Prior Years, and Still Held by the County, Without Paying Interest or Penalty, if Said Taxes Are Paid During the Year 1935; Repealing All Acts in Conflict Herewith.

Introduction, first reading, 617.
 Reference, 617.
 Reported back, 818.
 Second reading, 894.
 Passed, 895.
 Forwarded, 1078.
 Returned, 1522.
 Signed by Speaker, 1646.

House Bill No. 266—(Cunningham, by request)

House Bill No. 266. A Bill for an Act to Amend and

Re-enact Section 5, of Chapter 79 of the Session Laws of 1913.

Introduction, first reading, 617.
Reference, 617.
Reported back, 760.
Indefinitely postponed, 760.

House Bill No. 267—(Olson of Hettinger)

House Bill No. 267. A Bill for an Act to Authorize, Upon the Option of the Voters, the Creation of a Light and Power Users Commission in Any Organized Town, Village, or City in the State of North Dakota.

Introduction, first reading, 617.
Reference, 617.
Reported back, 879.
Second reading, 1114.
Passed, 1114.
Forwarded, 1174.
Returned, 1706.
Indefinitely postponed, 1793.

House Bill No. 268—(Wolf)

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 2844 Of the Supplement to the 1913 Compiled Laws of North Dakota as Amended by Chapter 119, Session Laws of 1929, Relating to Licenses of Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Introduction, first reading, 617.
Reference, 617.
Reported back, 879.
Second reading, 1103.
Lost, 1103.

House Bill No. 269—(Downey, Smith, Burke, Cunningham and Clarke)

House Bill No. 269. A Bill for an Act to Amend and Re-enact Section 368a4 of Chapter 191 of the Session Laws of North Dakota for the Year 1933, Relating to the Industrial Commission.

Introduction, first reading, 617.
Reference, 617.
Reported back, 944.
Indefinitely postponed, 1035.

House Bill No. 270—(Dahl of Emmons)

House Bill No. 270. A Bill for an Act Placing the Inspection and Verification of Electric, Gas, Water and Steam Heat Meters Under the Jurisdiction of the Board of Railroad Commissioners; Providing for Appointment of

Inspectors and Their Duties and Compensation; and Providing for Duties of Board of Railroad Commissioners in Connection Therewith and for Adjustment of Charges in Certain Cases.

Introduction, first reading, 617.
Reference, 618.
Reported back, 801.
Indefinitely postponed, 801.

House Bill No. 271—(Niewoehner and McIlraith)

House Bill No. 271. A Bill for an Act Relating to the Issuance of Bonds to Retire Drainage Warrants and Outstanding Tax Liens; and Providing for the Payment and /or Discharge of General Taxes, Tax Sale Certificates and Special Assessments Against Lands Subject to Drain Taxes, and for a Re-examination and Re-assessment of Benefits; and Authorizing the Board of County Commissioners to Remit Interest and Penalty, and Providing for an Assessment of Taxes for the Payment of Such Bonds.

Introduction, first reading, 618.
Reference, 618.
Reported back, 938.
Second reading, 1129.
Lost, 1129.

House Bill No. 272—(Place, Noben and Olson of Adams)

House Bill No. 272. A Bill for an Act to Repeal Chapter 7 of the Political Code of the State of North Dakota, as Contained in Section 369, 369a, and 369b of the 1925 Supplement to the Compiled Laws of the State of North Dakota, Creating the State Board of Auditors; Making Appropriations for and Specifying Duties.

Introduction, first reading, 618.
Reference, 618.
Reported back, 721.
Indefinitely postponed, 802.

House Bill No. 273—(Symington and Dalzell)

House Bill No. 273. A Bill for an Act to Establish a County Motor Vehicle Department Under the Supervision of the State Highway Commissioner. Designating County Auditor as Assistant Registrar of the State Motor Vehicle Registration Department. Providing for a Uniform System of Accounting and Business Procedure for Such County Motor Vehicle Departments. Giving State Highway Commissioner, Acting Directly or Through State Motor Vehicle Department, Authority to Make Necessary Rules and Regulations of the Administration of the Affairs in the County Motor Vehicle Departments. Providing How County Auditors Shall Qualify as Such Assistant Motor Vehicle Registrars, Bond and Compensation. Defining Certain Duties Imposed Upon the State Motor Vehicle Department, its Registrar, the Assistant

Registrar in Each County in the State. Disposition of the Fees and Moneys Collected from the Sale of Motor Vehicle Licenses and Tags at the County Seats of the Several Counties of the State of North Dakota and Providing That All Acts or Parts of Acts in Conflict with the Provisions of This Act are Superseded by the Provisions Hereof.

Introduction, first reading, 653.
 Reference, 653.
 Reported back, 1085.
 Amended, 1155.
 Second reading, 1208.
 Passed, 1243.
 Forwarded, 1244.
 Returned, 1848.

House Bill No. 274—(Holte and Halvorson)

House Bill No. 274. A Bill for an Act to Amend and Re-enact Section 6624 of the Compiled Laws of the State of North Dakota for the Year 1913, Providing for the Amount to Be Paid Under a Fire Insurance Policy in Case of Loss.

Introduction, first reading, 653.
 Reference, 653.
 Reported back, 988.
 Indefinitely postponed, 988.

House Bill No. 275—(Johnson)

House Bill No. 275. A Bill to Regulate the Establishment of Cemeteries and the Building of Community Mausoleums and Similar Structures; To Provide for Permanent Care and Improvement Funds for the Same; To Regulate the Burial and Entombment of the Remains of the Human Dead; And to Care for and Maintain Burial Lots of Deceased Soldiers, Sailors, and Marines and Army Nurses.

Introduction, first reading, 654.
 Reference, 654.
 Reported back, 938.
 Indefinitely postponed, 938.

House Bill No. 276—(Erickson of McKenzie and Holey)

House Bill No. 276. A Bill for an Act Relating to Special Election for Removal of County Seats in Certain Counties, and Petition Therefor, Providing for Preliminary Resolutions by the Board of County Commissioners and Publication Thereof, Notice of Election, Election—How Conducted, and County Seat Designated, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Introduction, first reading, 654.
 Reference, 654.
 Reported back, 919.
 Second reading, 1016, 1134.
 Passed, 1134.

Forwarded, 1176.
Returned, 1710.
Signed by Speaker, 1845.

House Bill No. 277—(Burke, by request)

House Bill No. 277. A Bill for an Act to Amend and Re-enact Section 2761 of the Compiled Laws of the State of North Dakota for 1913 as Amended by Chapter 64, Session Laws of 1915, Prohibiting the Sale of Purebred Cattle or Cattle Represented to Be Purebred, for any Other Purpose Except Slaughter, Unless Accompanied by a Certificate of Health, and Providing a Penalty Therefor.

Introduction, first reading, 654.
Reference, 654.
Reported back, 989.
Second reading, 1117.
Passed, 1117.
Forwarded, 1175.
Returned, 1876.

House Bill No. 278—(Johnson, by request)

House Bill No. 278. A Bill for an Act Authorizing the State of North Dakota to Manufacture, at its Own Cost, for its Own Use, the Hoiland Economy Road Planer, and Pay the Patentee, Albert Hoiland, the sum of \$5.00 for Each Planer so Manufactured and Used.

Introduction, first reading, 654.
Reference, 654.
Reported back, 879.
Amended, 931.
Second reading, 1137.
Passed, 1137.
Forwarded, 1176.
Returned, 1607.
Indefinitely postponed, 1616.

House Bill No. 279—(Dahl of Emmons)

House Bill No. 279. A Bill for an Act to Repeal Chapter 232 Being an Act to Amend and Re-enact Chapter 256 of the Session Laws for the Year 1931, Relating to Tuition Fees for Non-resident Pupils.

Introduction, first reading, 654.
Reference, 654.
Reported back, 810.
Indefinitely postponed, 810.

House Bill No. 280—(Burke, by request)

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 9020 of the Compiled Laws of North Dakota for the Year 1913, Relating to Surety for Costs Where Plaintiff is a Non-resident of the State or a Corporation and

Exempting from the Operation of Said Section Public Corporations of the State of North Dakota and Corporations That Are Instrumentalities or Agencies of the United States of America.

Introduction, first reading, 655.
Reference, 655.
Reported back, 809.
Second reading, 892.
Passed, 892.
Forwarded, 1078.
Returned, 1450.

House Bill No. 281—(Burke, by request)

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 7812 of the Compiled Laws of North Dakota for the Year 1913, Relating to Non-resident and Foreign Corporations Furnishing Surety for Costs When Plaintiffs and Excepting from the Operation Thereof, Corporations That Are Agencies or Instrumentalities of the United States of America.

Introduction, first reading, 655.
Reference, 655.
Reported back, 880.
Second reading, 1104.
Passed, 1104.
Forwarded, 1173.
Returned, 1712.

House Bill No. 282—(Committee on Education)

House Bill No. 282. A Bill for an Act to Amend and Re-enact Section 1179 of the Compiled Laws of North Dakota for 1931, Relating to Pupils From Other Districts.

Introduction, first reading, 655.
Reference, 655.
Reported back, 989.
Amended, 1166.
Second reading, 1237.
Lost, 1237.

House Bill No. 283—(Fedje and Page)

House Bill No. 283. A Bill for an Act Exempting Certain Banks Designated as Public Depositories From Furnishing Bonds Under Certain Conditions and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 655.
Reference, 655.
Reported back, 802.
Indefinitely postponed, 1114.

House Bill No. 284—(Keidel and Schauss)

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 2618, Compiled Laws of North Dakota for the Year 1913, and Chapter 140 of the Session Laws of North Dakota for the Year 1919, Relating to the Herd Law and How the Same May Be Established and Suspended and Providing That All Herd Laws Heretofore Established Shall Be Suspended.

Introduction, first reading, 655.

Reference, 655.

Reported back, 989.

Indefinitely postponed, 1066.

House Bill No. 285—(Burke, by request)

House Bill No. 285. A Bill for an Act to Repeal Chapter 206 of the Session Laws of North Dakota for the Year 1913, Relating to the Testing of Animals Exposed to the Disease Known as Glanders, and Declaring an Emergency.

Introduction, first reading, 672.

Reference, 672.

Reported back, 796.

Indefinitely postponed, 796.

House Bill No. 286—(Godwin and Cunningham)

House Bill No. 286. A Bill for an Act to Amend and Re-enact Sections 396b1, 396b2, 396b4, 396b5 and 396b10 of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to the Minimum Wage and Hours for Women Workers; Transferring the Duties for the Enforcement of the Said Law From the Workmen's Compensation Bureau to the Department of Agriculture and Labor; Repealing All Acts and Parts of All Acts in Conflict With This Act and Declaring an Emergency.

Introduction, first reading, 673.

Reference, 673.

Reported back, 796.

Amended, 907.

Second reading, 1044.

Passed, 1045.

Forwarded, 1080.

Returned, 1708.

Signed by Speaker, 1757.

House Bill No. 287—(Erickson of McKenzie)

House Bill No. 287. A Bill for an Act Creating and Establishing a Lien in Connection with the Planting, Cultivation and Harvesting of Sugar Beets, to Be Known as Sugar Beet Crop Production Lien, Providing the Manner in Which Such Lien Shall Be Perfected, the Priority Thereof, Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 673.
 Reference, 673.
 Reported back, 939.
 Amended, 972.
 Second reading, 1111.
 Passed, 1111.
 Forwarded, 1174.
 Returned, 1606.
 Signed by Speaker, 1666.

House Bill No. 288—(Fedje)

House Bill No. 288. A Bill for an Act Providing for the Conservation of the Waters of This State and Regulations Concerning Same, Creating a State Board to Be Known as the "State Water Conservation Board," Prescribing its Powers and Duties, Providing for the Construction, Operation and Maintenance of a System of Works for the Conservation, Development, Storage, Distribution and Utilization of Waters, for the Aquisition of Property Necessary Therefor, Preventing Pollution of Waters, Providing for the Creation of Funds in Connection With This Act, Providing for Contracts or Grants With the United States, Providing for Purchase Condemnation and Otherwise Acquiring Lands and Water Rights and for the Sale Thereof, Creating the Office of Conservation Administrator and Defining His Powers, Duties and Salary, Creating Conservation Districts, Making an Appropriation, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Introduction, first reading, 673.
 Reference, 673.
 Reported back, 939.
 Indefinitely postponed, 990.

House Bill No. 289—(McIlraith)

House Bill No. 289. A Bill for an Act to Amend and Re-enact Sub-division 4 of Section 4 and Sections 13 and 14 of Chapter 97 of the Session Laws of 1933, Relating to the Administration of County Poor Relief.

Introduction, first reading, 673.
 Reference, 673.
 Reported back, 880.
 Second reading, 1105.
 Passed, 1106, 1543.
 Forwarded, 1173.
 Returned, 1523.
 Signed by Speaker, 1646.

House Bill No. 290—(Committee on Temperance)

House Bill No. 290. A Bill for an Act, Regulating the Importation, Transportation, Sale and Possession in Certain Cases of Liquor; Defining Liquor; Providing Certain Powers and Duties of the Beer Commissioner or Other Officer

Charged With the Execution of the Duties Incidental to Regulation; Providing Certain Regulations for the Importation, Transportation, Sale and Possession of Liquor; Providing for the Revenue Therefrom, and Licenses Therefor; Providing for the Bonding for Certain Persons in Connection With the Regulation of Importation, Transportation, Sale and Possession of Liquor; Prohibiting the Transfer of Licenses; Excluding Certain Persons From the Right to Purchase Liquor; Authorizing and Requiring Governing Bodies of Municipalities to Provide and Require the Payment of a Local Tax or License, and Raise Revenue Therefrom; to Prescribe Certain Regulations, Limiting the Place and Time of Sale; Providing for the Labeling of All Liquor Containers; Providing for an Excise Tax and Regulations Thereto; for the Keeping of Certain Records by the Beer Commissioner; Providing for the Making of Certain Reports; Providing for the Confiscation of Unstamped Liquor; Providing for Money With Which to Put This Act Into Operation and Providing for the Administration of This Act; Providing for the Disposition of Liquor Revenue, and the Allotment Thereof; to School Districts of the State; Providing for the Reduction of Taxes on Real Estate to the Extent of Such Application; Providing Penalties for the Violation of the Provisions of This Act; Repealing All Acts in Conflict Therewith; Providing For a Saving Clause as to Constitutionality; Declaring an Emergency.

Introduction, first reading, 674.

Reference, 674.

Reported back, 965.

Amended, 1140.

Second reading, 1200.

Lost, 1200.

House Bill No. 291—(Noben)

House Bill No. 291. A Bill for an Act to Amend and Re-enact Section 13 of That Certain Measure, Initiated by the People of the State of North Dakota, Relating to the Manufacture, Sale and Distribution of Beer.

Introduction, first reading, 674.

Reference, 674.

Reported back, 875.

Second reading, 1102.

Lost 1102.

House Bill No. 292—(Muus)

House Bill No. 292. A Bill for an Act Authorizing and Empowering Cities and Villages to Issue Bonds for the Purpose of Purchasing Outstanding Special Improvement Warrants, and Declaring an Emergency.

Introduction, first reading, 674.

Reference, 674.

Reported back, 991.

Amended, 1067.

Second reading, 1185.
 Passed, 1185.
 Forwarded, 1197.
 Returned, 1606.
 Signed by Speaker, 1665.

.. House Bill No. 293—(Noben)

House Bill No. 293. A Bill for an Act Requiring License to Engage in the Sale of Malt in the State of North Dakota; Providing for Temporary License; Authorizing Cities, Villages and County Commissioners to Provide Local Tax; Prescribing Rules and Regulations Under Which Malt May Be Sold; Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Requiring State Beer Commissioner to Promulgate Rules and Regulations Not Inconsistent With This Act, and to Enforce the Provisions hereof; Levying Tax Upon Malt Sold, Declaring Mixing With Alcohol Unlawful and Providing Penalty for Violation Hereof.

Introduction, first reading, 674.
 Reference, 674.
 Reported back, 940.
 Indefinitely postponed, 973.

House Bill No. 294—(Cunningham, Smith, Downey, Clarke and Burke)

House Bill No. 294. A Bill for an Act Requiring All Persons, Firms, and Corporations Operating Passenger Busses for Hire Within the State of North Dakota to Provide Each Such Bus So Operated Within the State of North Dakota with a Crew Consisting of the Driver and an Assistant to the Driver.

Introduction, first reading, 675.
 Reference, 675.
 Reported back, 944.
 Indefinitely postponed, 944.

House Bill No. 295—(Downey, Clarke, Cunningham and Smith)

House Bill No. 295. A Bill for an Act Prohibiting Real Estate and Chattel Mortgages Given to Secure the Purchase or Contract Price of Personal or Real Property from Including or Creating a Lien on Any Real or Personal Property Other Than the Property Purchased for Which Said Mortgage is Given to Secure; Invalidating Real and Chattel Mortgages Given in Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 675.
 Reference, 675.
 Reported back, 944.
 Second reading, 1035.
 Passed, 1035, 1623.
 Forwarded, 1082.

Returned, 1610.
Signed by Speaker, 1664.

House Bill. 296—(Clarke, Burke, Cunningham, Smith and Downey.)

House Bill No. 296. A Bill for an Act Dividing the State of North Dakota Into Two Congressional Districts, Defining Said Districts, and Providing for the Election of Representatives to the Congress of the United States Therefrom.

Introduction, first reading, 675.
Reference, 675.
Reported back, 799.
Indefinitely postponed, 806.

House Bill No. 297—(Smith, Downey, Clarke, Burke and Cunningham)

House Bill No. 297. A Bill for an Act Requiring the Commissioner of Insurance and Manager of the State Fire and Tornado Fund to Compile, Make Public and Publicly Display in a Conspicuous Public Place in Their Respective Offices, Schedules Showing Certain Enumerated Information Relating to Insurance on Public Buildings and Other Public Property, Placed and Carried Direct in Private Companies by the State Fire and Tornado Fund; and Re-insurance on Risks Carried by the State Fire and Tornado Fund; and Providing Penalties for Violation of Provisions of This Act.

Introduction, first reading, 675.
Reference, 675.
Reported back, 991.
Indefinitely postponed, 991.

House Bill No. 298—(Treffry)

House Bill No. 298. A Bill for an Act Requiring Safety Shatter-proof Glass in Taxis, Passenger and Automotive Busses.

Introduction, first reading, 676.
Reference, 676.
Reported back, 797.
Amended, 908.
Second reading, 1046.
Passed, 1046.
Forwarded, 1080.
Returned, 1449.
Signed by Speaker, 1468.

House Bill No. 299—(Page)

House Bill No. 299. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 206 of the 1933 Session Laws of the State of North Dakota, Providing for the Sale of Personal Property or Chattels Ordered Sold by Judicial Action; Pro-

viding for the Publication of Notice of Sale, Repealing Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading, 676.
 Reference, 676.
 Reported back, 940.
 Second reading, 1034.
 Passed, 1034.
 Forwarded, 1082.
 Returned, 1900.
 Signed by Speaker, 1977.

House Bill No. 300—(Dahl of Emmons and Solberg)

House Bill No. 300. A Bill for an Act to Amend and Re-enact Section 4809b6, of the Supplement to the 1913 Compiled Laws of North Dakota, Providing Enlarged Powers to Co-operative Marketing Associations in Connection with the Handling of Co-operative Products.

Introduction, first reading, 676.
 Reference, 676.
 Reported back, 798.
 Second reading, 889.
 Passed, 889.
 Forwarded, 1077.
 Returned, 1533.
 Signed by Speaker, 1646.

House Bill No. 301—(Committee on Public Safety)

House Bill No. 301. A Bill for an Act Requiring Certain Busses and Trucks to Carry Certain Emergency Light Equipment and Red Flags to Be Used in Emergencies, Providing the Manner of Use, Declaring Any Violations as Misdemeanor, Fixing Penalties Therefor, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Introduction, first reading, 676.
 Reference, 676.
 Reported back, 992.
 Indefinitely postponed, 1067.

House Bill No. 302—(Schauss and Born, by request)

House Bill No. 302. A Bill for an Act Relating to the Publication of the Proceedings of Certain School Boards in the State of North Dakota.

Introduction, first reading, 676.
 Reference, 676.
 Reported back, 941.
 Indefinitely postponed, 974.

House Bill No. 303—(Hill)

House Bill No. 303. A Bill for an Act Providing That No Person or Corporation Shall Open or Maintain a Branch or

Extended Unit Store for the Purpose of Selling Any Class of Merchandise Without Having First Obtained a License; Prescribing the Method and Source from Which Such License Fees to Be Paid by the Persons Opening and Maintaining Such Branch or Extended Unit Store Within the State and Prescribing Penalties for the Violation of This Act.

Introduction, first reading, 677.
Reference, 677.
Reported back, 992.
Indefinitely postponed, 992.

House Bill No. 304—(Bilden)

House Bill No. 304. A Bill for an Act Authorizing and Directing Compromise and Satisfaction of Certain Judgments for Fines, Heretofore or Hereafter Entered:

Introduction, first reading, 677.
Reference, 677.
Reported back, 1086.
Indefinitely postponed, 1086.

House Bill No. 305—(Niewoehner)

House Bill No. 305. A Bill for an Act to Establish a Mouse River Valley Authority, and to Fix Its Powers and Duties.
Introduction, first reading, 677.

Reference, 677.
Reported back, 881.
Indefinitely postponed, 881.

House Bill No. 306—(Dahl of Emmons)

House Bill No. 306. A Bill for an Act to Appropriate the Sum of Ten Thousand Five Hundred Dollars to Reimburse and Pay to Patterson Hotel Company of Bismarck, North Dakota, for Rent During a Period of Seven Months, for Premises Leased to the State of North Dakota, Consisting of the Second Floor of That Certain Building in the City of Bismarck Known as the Patterson Hotel, Upon an Agreement Made and Entered Into by the Board of Administration to Pay Rent at the Rate of Twenty Five Hundred Dollars Per Month for Such Premises in Case the Said Premises Were Vacated by the State of North Dakota Within a Period of Two Years From and After the First Day of January, 1931, the Said State of North Dakota Having Occupied said Premises for a Period of Seven Months for Various Departments of the State Government.

Introduction, first reading, 677.
Reference, 677.
Reported back, 883.
Indefinitely postponed, 883.

House Bill No. 307—(Schauss and Born, by request)

House Bill No. 307. A Bill for an Act Relating to the Publication of the Proceedings of All Governing Boards of Towns and Cities in the State With a Population of Three Thousand People or More.

Introduction, first reading, 677.
Reference, 677.
Reported back, 941.
Indefinitely postponed, 974.

House Bill No. 308—(Larson)

House Bill No. 308. A Bill for an Act Providing for the Delivery of Election Supplies by Registered Mail or Express; Prohibiting Allowance of Any Sums for Delivery, Except the Actual Cost of Postage or Express; Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 678.
Reference, 678.
Reported back, 920.
Indefinitely postponed, 920.

House Bill No. 309—(Noben)

House Bill No. 309. A Bill for an Act to Confer Upon the Beer Commissioner, His Duly Appointed Deputies, Inspectors, and Agents, Police Powers in Connection With Enforcement of the Beer Laws or Any Other Law Now or Hereafter Enacted by the Legislative Assembly of the State of North Dakota, Conferring Upon Said Commissioner Duties or Obligations in Connection Therewith; Providing for Search and Seizure of Illegal Product and for Disposition of Such Illegal Product; Imposing Certain Duties Upon District Judges, States Attorneys and Sheriffs; Imposing Fines for Violations Hereof.

Introduction, first reading, 678.
Reference, 678.
Reported back, 941.
Indefinitely postponed, 974.

House Bill No. 310—(Myers)

House Bill No. 310. A Bill for an Act Establishing Methods for Determining Division Lines Between Adjoining Owners of Agricultural Lands; Authorizing Survey by County Surveyor and Requiring Adjoining Owners to Share the Expense; Providing Methods for Collecting Said Expense.

Introduction, first reading, 678.
Reference, 678.
Reported back, 881.
Second reading, 1106.
Passed, 1106.
Forwarded, 1173.
Returned, 1451.

House Bill No. 311—(Schauss, by request)

House Bill No. 311. A Bill for an Act to Amend and Re-enact Section 470 of the Compiled Laws of the State of North Dakota for 1913 Being Section 13 of Chapter 189 Session Laws of 1911, Relating to Penalties for Violation of the Laws Concerning the Practice of Medicine and Surgery.

Introduction, first reading, 678.
 Reference, 678.
 Reported back, 820.
 Amended, 912.
 Second reading, 1052.
 Passed, 1052, 1625.
 Forwarded, 1080.
 Returned, 1609.
 Signed by Speaker, 1666.

House Bill No. 312—(Marks)

House Bill No. 312. A Bill for an Act to Amend and Re-enact Section 4972 of the 1913 Compiled Laws of the State of North Dakota, Relating to Accidents and Sickness Insurance Corporations, Associations, and Societies.

Introduction, first reading, 678.
 Reference, 678.
 Reported back, 992.
 Indefinitely postponed, 992.

House Bill No. 313—(Bauer, Bettenhausen and Ritter)

House Bill No. 313. A Bill for an Act Authorizing and Directing the Register of Deeds in the Various Counties to Remove From Their Files and Destroy Outlawed Seed Liens, Labor Liens, Stallion Liens, Chattel Mortgages and Threshing Liens Filed Prior to January 1, 1920, and by Reason of Failure of Renewal as by Statute Provided Have Become Outlawed; Requiring Records to Be Kept.

Introduction, first reading, 679.
 Reference, 679.
 Reported back, 798.
 Second reading, 1047.
 Passed, 1047.
 Forwarded, 1080.
 Returned, 1711.
 Signed by Speaker, 1845.

House Bill No. 314—(Scholl and Godwin)

House Bill No. 314. A Bill for an Act Relating to the Granting of Relief in Certain Cases From Inequitable Foreclosure of Mortgages on Real Estate and Execution Sales of Real Estate; for Postponing Certain Sales and for Extending the Periods of Redemption From Certain Others; and Relating to the Jurisdiction and Procedure for Such Relief and for the Right to Possession During the Extended Period,

and for Extending the Expiration of Certain Periods of Redemption.

Introduction, first reading, 679.
Reference, 679.
Reported back, 1086.
Second reading, 1189.
Passed, 1189.
Forwarded, 1197.
Returned, 1875.

House Bill No. 315—(Blaisdell, by request)

House Bill No. 315. A Bill for an Act Amending and Re-enacting Section 811 of the Compiled Laws of North Dakota, 1913, as Amended by Chapter 143 of the Session Laws of the Year 1933, Relating to the Practice of Law, and Declaring an Emergency.

Introduction, first reading, 679.
Reference, 679.
Reported back, 993.
Second reading, 1118.
Lost, 1118.

House Bill No. 316—(Oglesby)

House Bill No. 316. A Bill for an Act and Providing for the Regulation of Dealers in Livestock and Poultry, and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud and Dishonesty; Penalty for Violation of Act; and Repealing All of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933 in Conflict Herewith; and Making the Act an Emergency Measure.

Introduction, first reading, 679.
Reference, 679.
Reported back, 1087.
Indefinitely postponed, 1087.

House Bill No. 317—(Blaisdell, by request)

House Bill No. 317. A Bill for an Act to Enable Cities That Adopt the City Manager Plan of City Government to Elect the Council and Other Elective City Officials by Proportional Representation; Providing the Procedure for the Adoption Thereof and the Conduct of Elections Thereunder, and in Connection Therewith, Making Certain Changes in Election Procedure; Providing Also That Any City May, by Ordinance, Adopt This Plan of Election, and Declaring an Emergency.

Introduction, first reading, 705.
Reference, 705.
Reported back, 993.
Indefinitely postponed, 993.

House Bill No. 318—(Blaisdell, by request)

House Bill No. 318. A Bill for an Act Regulating the Business of Soliciting and Writing Insurance and Limiting the Powers of Banks, Trust Companies, and Building and Loan Associations and Their Officers, Directors, Agents, Stockholders, Servants, Employees and Members With Respect Thereto, and Limiting and Regulating the Licensing of Banks, Trust Companies, Building and Loan Associations and Their Officers, Directors, Stockholders, Members, Agents, Servants and Employees in Connection With the Insurance Business and Defining the Meaning of the Term "Engaged in the Insurance Business," and Providing for the Enforcement of This Act and Penalties for the Violation Thereof.

Introduction, first reading, 706.
Reference, 706.
Reported back, 994.
Indefinitely postponed, 994.

House Bill No. 319—(Godwin, by request)

House Bill No. 319. A Bill for an Act to Amend and Re-enact Subdivision (5) of Section 1549 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Objects and Departments of the University.

Introduction, first reading, 706.
Reference, 706.
Reported back, 994.
Second reading, 1119.
Lost, 1119.

House Bill No. 320—(Godwin, by request)

House Bill No. 320. A Bill for an Act to Amend and Re-enact Section 1610 of the Compiled Laws of the State of North Dakota for the Year 1913, Prescribing the Course of Instruction Given in the State Agriculture College and Making the Study of Military Tactics Optional.

Introduction, first reading, 706.
Reference, 706.
Reported back, 942.
Amended, 975.
Second reading, 1113.
Lost, 1113.

House Bill No. 321—(Child and Dahl of Emmons)

House Bill No. 321. A Bill for an Act Requiring a License for the Operation of Skill Ball Machines, and Vending Machines, Defining Said Machines, Providing for the Display of Licenses, and a Penalty for Illegal Operation.

Introduction, first reading, 706.
Reference, 706.
Reported back, 942.

Indefinitely postponed, 942.

House Bill No. 322—(Bettenhausen)

House Bill No. 322. A Bill for an Act to Amend and Re-enact 11275, 11276 and 11278 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and Acts Amandatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salaries.

Introduction, first reading, 706.

Reference, 706.

Reported back, 994.

Indefinitely postponed, 994.

House Bill No. 323—(Peterson of Bottineau)

House Bill No. 323. A Bill for an Act to Amend and Re-enact Sub-section 1 of Section 20, and Section 40 of Chapter 148 of the Session Laws of 1931 Relating to Game and Fish.

Introduction, first reading, 706.

Reference, 706.

Reported back, 945.

Amended, 1059.

Second reading, 1178.

Passed, 1178, 1739.

Forwarded, 1196.

Returned, 1706.

Signed by Speaker, 1847.

House Bill No. 324—(Bettenhausen)

House Bill No. 324. A Bill for an Act to Amend and Re-enact Section 2547, 2548 and 2565 of the Compiled Laws of 1913, Relating to Care of the Insane.

Introduction, first reading, 707.

Reference, 707.

Reported back, 995.

Amended, 1068.

Indefinitely postponed, 1071.

House Bill No. 325—(Marks, by request)

House Bill No. 325. A Bill for an Act Relating to the Distribution of the Motor Vehicle Registration Fund.

Introduction, first reading, 707.

Reference, 707.

Reported back, 998.

Second reading, 1121.

Passed, 1121, 1734.

Forwarded, 1175.

Returned, 1707.

Signed by Speaker, 1847.

House Bill No. 326—(Place)

House Bill No. 326. A Bill for an Act Regulating the Retail Sale of Ice.

Introduction, first reading, 707.
 Reference, 707.
 Reported back, 998.
 Indefinitely postponed, 998.

House Bill No. 327—(Schauss)

House Bill No. 327. A Bill for an Act to Repeal Section 1390 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Physical Education in the Common Schools and All Departments of the Public Schools in the State and Educational Institutions Supported Wholly or Partly by the State.

Introduction, first reading, 707.
 Reference, 707.
 Reported back, 999.
 Indefinitely postponed, 999.

House Bill No. 328—(Gilbertson)

House Bill No. 328. A Bill for an Act for the Transfer of License Tags Required for Trucks Engaged in Commercial Freighting, as Provided by Sub-division C of Section 5 of Chapter 186 of the Session Laws of 1931, to Another Truck Owned by the Same License Holder, Upon the Sale or Destruction of Such Commercial Freighting Truck, so Licensed; Prohibiting Automobile Dealers from Permitting the Use of A Dealers License by Another Dealer and Providing Penalty Therefor.

Introduction, first reading, 707.
 Reference, 708.
 Reported back, 999.
 Second reading, 1122.
 Passed, 1122.
 Forwarded, 1175.
 Returned, 1533.
 Signed by Speaker, 1646.

House Bill No. 329—(Schauss)

House Bill No. 329. A Bill for an Act Relating to Transportation or Amounts Allowed in Lieu Thereof, and Providing for Division Among Families; Repealing Acts in Conflict.

Introduction, first reading, 708.
 Reference, 708.
 Reported back, 999.
 Second reading, 1123.
 Passed, 1123.
 Forwarded, 1175.
 Returned, 1450.

House Bill No. 330—(Fedje and Borstad, by request.)

House Bill No. 330. A Bill for an Act to Provide for the Creation of County Parks and for the Organization of Board of County Park Commissioners and for the Regulation and Control of Said County Parks and Lands Adjacent Thereto.

Introduction, first reading, 708.
 Reference, 708.
 Reported back, 969.
 Second reading, 1128.
 Passed, 1128.
 Forwarded, 1176.
 Returned, 1607.
 Signed by Speaker, 1663.

House Bill No. 331—(Godwin)

House Bill No. 331. A Bill for an Act Repealing Chapter 44B of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 172 of the Session Laws of North Dakota for 1933.

Introduction, first reading, 708.
 Reference, 708.
 Reported back, 1000.
 Indefinitely postponed, 1000.

House Bill No. 332—(Dahl of Emmons)

House Bill No. 332. A Bill for an Act to Repeal Chapter 232 Being an Act to Amend and Re-enact Chapter 256 of the Session Laws for the Year 1931, Relating to Tuition Fees for Non-resident Pupils.

Introduction, first reading, 708.
 Reference, 708.
 Reported back, 811.
 Indefinitely postponed, 811.

House Bill No. 333—(Sand, by request)

House Bill No. 333. A Bill for an Act Regulating the Sale of Fresh Meats, Sausage, Fish and Kindred Food Stuffs; Requiring the Maintenance of Refrigeration Plants and Prohibiting the Delivery and Sale of Such Merchandise in Any Other Place Than Regularly Maintained Meat Markets; Providing for Penalty for Violation Hereof.

Introduction, first reading, 708.
 Reference, 709.
 Reported back, 1000.
 Indefinitely postponed, 1000.

House Bill No. 334—(Erickson of McKenzie, by request)

House Bill No. 334. A Bill for an Act to Amend and Re-enact Sections 3 and 4, of Chapter 211 of the Session Laws of

North Dakota for the Year 1931, Defining Oleomargarine, Requiring the Licensing of Manufacturers and Wholesale and Retail Dealers in Oleomargarine and Other Substitutes for Dairy Products, Fixing the License Fees and Sales Tax for Same and Providing Penalties for the Violation of this Act.

Introduction, first reading, 709.
Reference, 709.
Reported back, 920.
Indefinitely postponed, 920.

House Bill No. 335—(Cunningham and Treffry, by request)

House Bill No. 335. A Bill for an Act Amending and Re-enacting Sections 8, 9 and 11 of Chapter 158, of the Session Laws of North Dakota for 1919.

Introduction, first reading, 709.
Reference, 709.
Reported back, 1000.
Indefinitely postponed, 1000.

House Bill No. 336—(McIlraith and Hanson)

House Bill No. 336. A Bill for an Act Amending Section 5192a15 of the 1925 Supplement to the Compiled Laws of North Dakota, 1913, Being "The Bank of North Dakota Act," Giving That Bank Additional Powers and Permitting it in Certain Cases to Purchase Assets of Closed and Unliquidated Domestic Banking and Trust Corporations, and to Act and Qualify as Receiver of Such Corporations; and Declaring an Emergency.

Introduction, first reading, 709.
Reference, 709.
Reported back, 1087.
Amended, 1160.
Second reading, 1206.
Lost 1206.

House Bill No. 337—(Saumur and Bilden)

House Bill No. 337. A Bill for an Act Declaring Underground Water of the State a Matter of Public Interest; Prohibiting the Wasting Thereof; and Providing Procedure and Review of Such Determination and That Invalidity of a Portion Thereof Shall Not Affect the Remainder.

Introduction, first reading, 709.
Reference, 709.
Reported back, 1089.
Indefinitely postponed, 1089.

House Bill No. 338—(Aljets, Twitchell and Burgum)

House Bill No. 338. A Bill for an Act Creating a State Board of Public Welfare, Defining its Powers and Duties; Permitting Appointment of Executive Director; Hold Office

at Pleasure of Board; Establishing the State Welfare Fund; Making an Appropriation Therefor; Repealing All Acts and Parts of Acts in Conflict With the Provisions of This Act, and Declaring an Emergency.

Introduction, first reading, 709.
 Reference, 709.
 Reported back, 1001.
 Amended, 1071.
 Second reading, 1186.
 Passed, 1186, 1729.
 Forwarded, 1197.
 Returned, 1707.
 Signed by Speaker, 1836.

House Bill No. 339—(Traynor, Odegard and Hill)

House Bill No. 339. A Bill for an Act Reducing, Defining and Limiting the Permanent Surplus Fund of the State Hail Insurance Department to Three Million (\$3,000,000) Dollars; Declaring the Reasons for Such Limitations Thereon; Providing the Manner of Disbursement and Refunding of Moneys in Excess of Said Sum; Repealing All Acts or Parts of Acts in Conflict Therewith; Declaring an Emergency.

Introduction, first reading, 710.
 Reference, 710.
 Reported back, 920.
 Second reading, 1013.
 Passed, 1014, 1422.
 Forwarded, 1079.
 Returned, 1421.
 Signed by Speaker, 1436.

House Bill No. 340—(Hanson and Cunningham)

House Bill No. 340. A Bill for an Act Providing for the Regulation of Dealers in Livestock and Poultry, and Defining who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealer; Feeding, Watering and Weighing; Acts of Deceit, Fraud and Dishonesty and Appropriating Fees Collected to the Use of the Board of Railroad Commissioners for the Administration and Enforcement of the Act; Penalty for Violation of Act; and, Repealing All of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing All Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Introduction, first reading, 710.
 Reference, 710.
 Reported back, 1088.
 Indefinitely postponed, 1162.

House Bill No. 341—(Godwin)

House Bill No. 341. A Bill for an Act Requiring Licenses for the Operation, Maintenance, Opening or Establishment of

Stores in This State; Prescribing the License and Filing Fees to be Paid Therefor, and the Disposition Thereof, and the Powers and Duties of the State Tax Commissioner in Connection Therewith, and Prescribing Penalties for the Violation Thereof, and Declaring an Emergency.

Introduction, first reading, 710.
Reference, 710.
Reported back, 1005.
Amended, 1075.
Second reading, 1187.
Lost, 1188.

House Bill No. 342—(Burke, Clarke, Cunningham and Smith)

House Bill No. 342. A Bill for an Act Relating to the Collection of Taxes; Providing for the Remission of Interest and Penalties Upon Delinquent Real Property Taxes in Certain Cases; Providing for the Redemption of Taxes Held by the County, in Certain Cases, Upon Payment of a Fractional Part of the Amount Due; Repealing All Laws or Parts of Laws in Conflict Herewith; and Declaring an Emergency.

Introduction, first reading, 710.
Reference, 710.
Reported back, 921.
Indefinitely postponed, 921.

House Bill No. 343—(Schnell and Symington, by request)

House Bill No. 343. A Bill for an Act Requiring a License for Public Auctioneers; Fee for Same; How and When Paid; Providing for Bond and Penalty for Violation, and Declaring an Emergency.

Introduction, first reading, 711.
Reference, 711.
Reported back, 1006.
Amended, 1076.
Indefinitely postponed, 1189.

House Bill No. 344—(Marks, by request)

House Bill No. 344. A Bill for an Act to Repeal Section 9971a1 and Section 9971a2 of the 1925 Supplement to the Compiled Laws of 1913, and as Amended by Chapter 128 of Session Laws of 1931 of the State of North Dakota, Relating to the Drawing of a Bank Check or Draft Without Funds in the Bank to Protect the Same; and Making the Same a Misdemeanor and Providing a Penalty Therefor; Making Act an Emergency.

Introduction, first reading, 711.
Reference, 711.
Reported back, 1006.
Indefinitely postponed, 1006.

House Bill No. 345—(Godwin)

House Bill No. 345. A Bill for an Act Providing for the Setting Up of a Uniform System of Accounting for all County Officers; Providing for the Setting Up of Such Uniform System Under the Direction of the Commissioner of Insurance; Providing for the Payment of the Costs of Preparing and Installing Such System by the Various Counties of This State; and Providing the Time When Such System Shall Be Installed.

Introduction, first reading, 712.

Reference, 712.

Reported back, 1006.

Indefinitely postponed, 1006.

House Bill No. 346—(Morgan and Williams)

House Bill No. 346. A Bill for an Act Providing That No Scrub, Grade or Mongrel Stallion Shall Be Enrolled and Licensed After April 1, 1935.

Introduction, first reading, 712.

Reference, 712.

Reported back, 1007.

Indefinitely postponed, 1007.

House Bill No. 347—(Aljets and Treffry)

House Bill No. 347. A Bill for an Act Relating to Relief and Rehabilitation Work Carried on in North Dakota by the Federal Emergency Relief Administration Through the North Dakota Rural Rehabilitation Corporation; Exempting From Taxation Moneys and/or Credits Coming Into the Possession of or Belonging to the North Dakota Rural Rehabilitation Corporation as a Result of Any Federal Grant or Gift for Relief or Rehabilitation Purposes, and Authorizing the State Treasurer, in Event of Dissolution of the North Dakota Rural Rehabilitation Corporation, to Accept Funds and Property on Hand or Belonging to the Corporation at the Time of Dissolution.

Introduction, first reading, 712.

Reference, 712.

Reported back, 1007.

Second reading, 1124.

Passed, 1124.

Forwarded, 1175.

Returned, 1523.

Signed by Speaker, 1646.

House Bill No. 348—(Aljets)

House Bill No. 348. A Bill for an Act Amending Section 9163 of the Compiled Laws of 1913, Providing for Appeal and Regulating Disposition of Appeals to the District Court From the Justice Court and All Inferior Courts Where Appeal

Does Not Now Lie, Direct from Such Courts to the Supreme Court, Except from the County Court.

Introduction, first reading, 712.

Reference, 712.

Reported back, 1089.

Indefinitely postponed, 1089.

House Bill No. 349—(Schnell and Saumur)

House Bill No. 349. A Bill for an Act Licensing Retail Sellers or Distributors of Cream and Milk, Requiring License Fee, Providing Tax on All Milk and Cream Sold or Distributed at Retail, With Certain Exceptions, Providing for Inspections of Distributing Agencies, Records to Be Kept, Declaring Any Violation to Be a Misdemeanor, Providing Punishment, and Repealing All Acts in Conflict Therewith.

Introduction, first reading, 712.

Reference, 713.

Reported back, 1007.

Indefinitely postponed, 1008.

House Bill No. 350—(Committee on Delayed Bills)

House Bill No. 350. A Bill for an Act Creating a Board of Civil Service Commissioners in Cities Adopting Provisions of This Act; Providing for Examination of All Public Employees Within Said Civil Service District; Providing for Promoting Upon Merit and Seniority; Providing for Appointment and Removal of Employees, and Fixing Penalty for Violating the Provisions of This Act.

Introduction, first reading, 887.

Reference, 887.

Reported back, 1008.

Indefinitely postponed, 1008.

House Bill No. 351—Committee on Delayed Bills)

House Bill No. 351. WHEREAS: It Has Come to the Attention of the Members of the House of Representatives of the State of North Dakota, That Certain State, County, City, Township, School and Other Officers Have Destroyed a Great Amount of Printed Stationery Belonging to the Various Offices and Departments, and WHEREAS: The Above Has Been Brought About Through the Fact That the Names of the Elected Officers and Their Several Deputies are Usually Printed Upon Such Stationery:

Introduction, first reading 888.

Reference, 888.

Reported back, 1008.

Indefinitely postponed, 1162.

House Bill No. 352—(Committee on Delayed Bills)

House Bill No. 352. A Bill for an Act Creating the Department of Boiler Inspection in the Office of Commissioner of

Agriculture and Labor; Providing for Appointment and Removal of Chief and District Inspectors, Fixing Their Duties and Compensation; Providing for Necessary Assistance and Supplies; Providing for Examinations, Classification and Licensing of Engineers; Fixing License Fees for Same and Providing Penalty for Violation Hereof.

Introduction, first reading 888.
 Reference, 888.
 Reported back, 1090.
 Indefinitely postponed, 1090.

House Bill No. 353—(Committee on Delayed Bills)

House Bill No. 353. A Bill for an Act to Amend and Re-enact Section 3080a4 of the Supplement to the Compiled Laws of the State of North Dakota for 1913, Relating to the Labeling of Gasoline and Kerosene.

Introduction, first reading 888.
 Reference, 888.
 Reported back, 1090.
 Second reading, 1190.
 Passed, 1190.
 Forwarded, 1097.
 Returned, 1607.
 Signed by Speaker, 1664.

House Bill No. 354—(Committee on Delayed Bills)

House Bill No. 354. A Bill for an Act to Create a Board of Civil Service Commissioners in Cities Having a Full Paid Fire Department in the State of North Dakota; to Provide a Civil Service System Based Upon Examination and Investigation as to Merit, Efficiency and Fitness for Appointment, Employment and Promotion of All Officers and Men Appointed in Said Fire Departments and Respective Cities; to Regulate the Transfer, Reinstatement, Suspension and Discharge of Said Officers and Firemen.

Introduction, first reading 888.
 Reference, 888.
 Reported back, 1090.
 Indefinitely postponed, 1090.

House Bill No. 355—(Committee on Delayed Bills)

House Bill No. 355. A Bill for an Act Making an Appropriation for Payment of a Deficit in the Amount Appropriated for Payment of Per Diem of Employees of Twenty-fourth Legislative Assembly, and Appropriation for Deficit in the Printing Account of the Twenty-fourth Legislative Assembly, and Declaring an Emergency.

Introduction, first reading 888.
 Reference, 888.
 Reported back, 946.
 Second reading, 1037.

Passed, 1037, 1730.
 Forwarded, 1082.
 Returned, 1707.
 Signed by Speaker, 1847.

House Bill No. 356—(Committee on Delayed Bills)

House Bill No. 356. A Bill for an Act Amending and Re-enacting Sub-sections (a), (b) and (c) of Section 4 of Chapter 235 of the 1929 Session Laws Relating to Tax Levy Limitations and Exempting Certain Tax Levies from the Limitations Therein Provided.

Introduction, first reading, 968.
 Reference, 968.
 Reported back, 1009.
 Indefinitely postponed, 1009.

House Bill No. 357—(Committee on Delayed Bills)

House Bill No. 357. A Bill for an Act to Encourage the Sale of Gasoline-alcohol Blended Motor Fuel by Remitting a Portion of the Motor Vehicle Fuel Tax Collected on Such Gasoline-Alcohol Blended Motor Fuel to the Dealer Selling Such Product.

Introduction, first reading, 968.
 Reference, 968.
 Reported back, 1149.
 Indefinitely postponed, 1149.

House Bill No. 358—(Committee on Delayed Bills)

House Bill No. 358. A Bill for an Act Providing for the Election of Members to the Board of Education of the City of Fargo; Providing Procedure and Repealing Section 1321a2 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, and All Other Conflicting Acts.

Introduction, first reading, 968.
 Reference, 968.
 Reported back, 1091.
 Indefinitely postponed, 1192.

House Bill No. 359—(Committee on Delayed Bills)

House Bill No. 359. A Bill for an Act to Authorize, Direct and Empower the State Board of Administration to Provide, Furnish and Equip a Room in the State Capitol Office Building for the Exclusive Use of Representatives of Accredited Press Associations and Daily Newspapers.

Introduction, first reading, 969.
 Reference, 969.
 Reported back, 1092.
 Second reading, 1192.
 Passed, 1192, 1545.
 Forwarded, 1197.

Returned, 1523.
Signed by Speaker, 1644.

House Bill No. 360—(Committee on Delayed Bills)

House Bill No. 360. A Bill for an Act Giving Preference to North Dakota Bidders and Sellers; Defining Such North Dakota Bidders and Sellers, and Prescribing the Nature of Preference to Be Given.

Introduction, first reading, 1012.
Reference, 1012.
Reported back, 1023.
Second reading, 1127.
Passed, 1127.
Forwarded, 1175.
Returned, 1533.
Signed by Speaker, 1644.

House Bill No. 361—(Committee on Delayed Bills)

House Bill No. 361. A Bill for an Act to Amend and Re-enact Paragraph (a) of Section 4, Chapter 235 of the Session Laws of 1929, Relating to the Limitation on Taxes Levied by Counties.

Introduction, first reading, 1012.
Reference, 1012.
Reported back, 1149.
Indefinitely postponed, 1149.

House Bill No. 362—(Committee on Delayed Bills)

House Bill No. 362. A Bill for an Act to Amend Section 25, Chapter 97 of the Session Laws of North Dakota for 1933, Relating to Relief for the Poor, Prescribing the Establishment of a County Welfare Board by the Board of County Commissioners.

Introduction, first reading, 1013.
Reference, 1013.
Reported back, 1149.
Second reading, 1198.
Passed, 1198.
Forwarded, 1200.
Returned, 1607.
Signed by Speaker, 1666.

House Bill No. 363—(Committee on Delayed Bills)

House Bill No. 363. A Bill for an Act Directing the Board of Administration of the State of North Dakota to Sell, at Public Auction or Private Sale, Automobiles and Automobile Equipment Purchased by the Beer Commissioner of the State of North Dakota; Authorizing Said Board to Demand, Receive and Take Possession of Such Property; Directing Attorney General to Institute Suits or Proceedings at Request of Board of Administration; Permitting

Deduction of Costs and Expenses Connected with Said Sale; Providing for Disposition of Balance of the Receipts and Requiring Report to Governor; Repealing Acts in Conflict and Declaring an Emergency.

Introduction, first reading, 1013.
 Reference, 1013.
 Reported back, 1150.
 Amended, 1160.
 Second reading, 1232.
 Passed, 1232.
 Forwarded, 1239.
 Returned, 1709.
 Signed by Speaker, 1663.

House Bill No. 364—(Committee on Delayed Bills)

House Bill No. 364. A Bill for an Act Making an Appropriation to the State Agricultural High Schools as Defined in Section 1434 of the Compiled Laws of North Dakota. 1912.

Introduction, first reading, 1097.
 Reference, 1097.
 Reported back, 1170.
 Indefinitely postponed, 1170.

House Bill No. 365—(Committee on Delayed Bills)

House Bill No. 365. A Bill for an Act Providing That Teachers Who Served in the United States Armed Forces During the World War Shall Be Entitled to Have the Time of Said Service Counted "Teaching Service" Under the Teachers' Insurance and Retirement Law Upon Payment of the Assessments for the Time of Said Service; and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 1097.
 Reference, 1097.
 Reported back, 1150.
 Second reading, 1194.
 Passed, 1195, 1546.
 Forwarded, 1200.
 Returned, 1523.
 Signed by Speaker, 1644.

HOUSE CONCURRENT RESOLUTIONS

HOUSE CONCURRENT RESOLUTION No. A-1—(Peterson of Bottineau)

Reference, 73.
First reading, 73
Reported back, 160.
Adopted, 173.
Forwarded, 188.
Returned, 236.
Signed by Speaker, 267.

HOUSE RESOLUTION No. A-2—(Morgan)

First reading, 73
Reference, 73.
Reported back, 160.
Adopted, 179.
Forwarded, 188.
Returned, 371.
Signed by Speaker, 394.

HOUSE CONCURRENT RESOLUTION No. A-3—Morgan)

First reading, 109.
Reference, 109.
Reported back, 201.
Adopted, 223.
Forwarded, 227.
Returned, 319.
Signed by Speaker, 342.

HOUSE CONCURRENT RESOLUTION No. A-4—(Jensen)

First reading, 109.
Reference, 109.
Reported back, 244.
Adopted, 311.
Forwarded, 327.
Returned, 1608.
Signed by Speaker, 1847.

HOUSE CONCURRENT RESOLUTION No. A-5—(Peterson of Bottineau)

First reading, 164.
Reference, 164.
Reported back, 202.
Adopted, 223.
Forwarded, 227.
Returned, 297.

HOUSE CONCURRENT RESOLUTION No. A-6—(Thoreson)

First reading, 174.
Reference, 174.
Reported back, 202.
Adopted, 274.
Forwarded, 284.
Returned, 773.
Signed by Speaker, 796.

HOUSE CONCURRENT RESOLUTION No. A-7—(Bauer and Bettenhausen)

First reading, 208.
Reference, 208.
Reported back, 245.
Adopted, 245.
Forwarded, 260.
Returned, 450.
Signed by Speaker, 463.

HOUSE CONCURRENT RESOLUTION No. A-8—(Traynor and McLarty)

First reading, 267.
Reference, 267.
Reported back, 390.
Indefinitely postponed, 390.

HOUSE CONCURRENT RESOLUTION No. A-9—(State Affairs Committee)

First reading, 253.
Reference, 253.
Reported back, 265.
Adopted, 266.
Forwarded, 284.
Returned, 355.
Signed by Speaker, 411.

HOUSE CONCURRENT RESOLUTION No. A-10—(Scholl, Dittmer and Thompson)

First reading, 291.
Reference, 291.
Reported back, 359.
Adopted, 359.
Forwarded, 381.
Returned, 1371.
Signed by Speaker, 1389.

HOUSE CONCURRENT RESOLUTION No. A-11—(Borstad, Fedje and Solberg)

First reading, 484.
Reference, 484.
Reported back, 559.
Adopted, 559.
Forwarded, 642.

Returned, 1607.
Signed by Speaker, 1847.

HOUSE CONCURRENT RESOLUTION No. A-12—(Erickson of McKenzie and Holey)

First reading, 653.
Reference, 653.
Reported back, 751.
Adopted, 751.
Forwarded, 792.
Returned, 1450.
Signed by Speaker, 1555.

HOUSE CONCURRENT RESOLUTION No. A-13—(Hanson)

First reading, 653.
Reference, 653.
Reported back, 752.
Adopted, 841.
Forwarded, 856.
Returned, 1520.
Signed by Speaker, 1646.

HOUSE CONCURRENT RESOLUTION No. A-14—(Fedje, Dahl of Emmons, Erickson of McLean, Olson of Adams, Bettenhausen, Shurr, Place and Morgan)

First Reading, 679.
Reference, 679.
Reported back, 1084.
Indefinitely postponed, 1230.

HOUSE CONCURRENT RESOLUTION No. A-15—(Godwin, Scholl and Blaisdell)

First reading, 680.
Adopted, 680.
Forwarded, 681.
Returned, 1375.
Signed by Speaker, 1389.

HOUSE CONCURRENT RESOLUTION No. A-16—(Committee on Military Affairs)

First reading, 705.
Reference, 705.
Reported back, 862.
Adopted, 862.
Forwarded, 1077.
Returned, 1451.

HOUSE CONCURRENT RESOLUTION No. A-17—(McIlraith)

First reading, 705.
Reference, 705.
Reported back, 1885.
Indefinitely postponed, 1885.

HOUSE CONCURRENT RESOLUTION No. A-18—(Born)

First reading, 711.
Reference, 711.
Reported back, 796.
Adopted, 796.
Forwarded, 856.
Returned, 1451.

HOUSE CONCURRENT RESOLUTION No. A-19—(Smith,
Cunningham, Blaisdell and Downey)

First reading, 1300.
Reference, 1300.
Reported back, 1370.
Adopted, 1370.
Forwarded, 1474.
Returned, 1848.

HOUSE CONCURRENT RESOLUTION No. A-20—(Syming-
ton, Dahl of Emmons, Parkinson, Hurd and Blaisdell)

First reading, 1948.
Adopted, 1949, 2044.
Forwarded, 1953.
Returned, 2015.
Signed by Speaker, 2081.

HOUSE CONCURRENT RESOLUTION No. A-21—(Aljets)

First reading, 1950.
Adopted, 1951.
Forwarded, 1953.
Returned, 1960.
Signed by Speaker, 2021.

HOUSE CONCURRENT RESOLUTION No. A-22—(Dahl of
Emmons)

First reading, 1952.
Adopted, 1952.
Forwarded, 1953.
Returned, 1960.
Signed by Speaker, 1977.

HOUSE CONCURRENT RESOLUTION No. A-24—(Fedje)

First reading, 2018.
Adopted, 2018.
Forwarded, 2021.
Returned, 2043.
Signed by Speaker, 2081.

HOUSE CONCURRENT RESOLUTION No. A-25—(Em-
ployment Committee)

First reading, 2083.
Indefinitely postponed, 2083.

JOINT RESOLUTIONS

JOINT RESOLUTION No. B-1—(Godwin)

First reading, 57.
Adopted, 57.

JOINT RESOLUTION No. B-2—(Committee on Education)

First reading, 233.
Adopted, 233.

JOINT RESOLUTION No. B-3

First reading, 294.
Adopted, 294.

HOUSE RESOLUTIONS

HOUSE RESOLUTION No. A—(Godwin)

First reading, 26.
Adopted, 64.

HOUSE RESOLUTION No. B—(Fedje and Borstad)

First reading, 79.
Amended, 197.
Adopted, 209.
Signed by Speaker, 537.

HOUSE RESOLUTION No. C—(Dahl of Emmons)

First reading, 93.
Adopted, 95.

HOUSE RESOLUTION No. D—(Dahl of Emmons and Treffry)

First reading, 109.
Reference, 109.
Reported back, 261.
Indefinitely postponed, 261.

HOUSE RESOLUTION No. E—(Schauss and Parkinson)

First reading, 192.
Adopted, 192.

HOUSE RESOLUTION No. F—(Morgan and Williams)

First reading, 220.
Reference, 220.
Reported back, 408.
Adopted, 409.
Signed by Speaker, 462.

HOUSE RESOLUTION No. G—(State Affairs Committee)

First reading, 255.
Adopted, 256.
Signed by Speaker, 536.

HOUSE RESOLUTION No. H—(Committee on Appropriations)

First reading, 269.
Adopted, 278.
Signed by Speaker, 537.

HOUSE RESOLUTION No. I—(Myers, Aljets and Dahl of Emmons)

First reading, 614.
Reference, 614.
Reported back, 809.
Adopted, 809.
Signed by Speaker, 901.

HOUSE RESOLUTION No. L—(Godwin)

First reading, 1038.
Indefinitely postponed, 1038.

HOUSE RESOLUTION No. M—(Godwin)

First reading, 1181.
Adopted, 1297.
Signed by Speaker, 1342.

HOUSE RESOLUTION No. N—(Burke, Smith, Blaisdell, Downey and Clarke)

First reading, 1341.
Adopted, 1986.
Signed by Speaker, 2070.

HOUSE RESOLUTION No. O—(O'Brien)

First reading, 1824.
Indefinitely postponed, 1824.

HOUSE RESOLUTION No. P—(Clarke, Brunsdale and Fedje)

First reading, 1824.
Adopted, 1824.
Signed by Speaker, 2021.

HOUSE RESOLUTION No. Q—(Keidel, Brunsdale and Fedje)

First reading, 1824.
Adopted, 1825.
Signed by Speaker, 2021.

HOUSE RESOLUTION No. S—(Erickson of McLean, Anderson of Divide and Marks)

First reading, 1957.
Adopted, 1957.

HOUSE RESOLUTION No. T—(Godwin, Scholl, Savre and Schantz)

First reading, 2018.
Adopted, 2021.
Signed, 2071.

HOUSE RESOLUTION No. V—(Dahl of Emmons and Scholl)

First reading, 2060.
Adopted, 2074.
Signed by Speaker, 2081.

HOUSE RESOLUTION No. W—(Aljets)

First reading, 2019.
Adopted, 2019.
Signed by Speaker, 2071.

HOUSE RESOLUTION No. X—(Born)

First reading, 2077.
Adopted, 2077.
Signed by Speaker, 2081.

HOUSE RESOLUTION No. Y—(Beggs)

First reading, 2077.
Adopted, 2077.
Signed by Speaker, 2081.

RECORD OF SENATE BILLS IN THE HOUSE

Senate Bill No. 1

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 Public Schools, Specifying the Amount and Time for Which Such Appropriation Shall Be Available, and Repealing All Acts, or Parts of Acts, insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Introduction, first reading, 1268.
Reference, 1268.
Reported back, 1650.
Amended, 1765.
Second reading, 1873.
Passed, 1873, 2013.
Returned to Senate, 1895.
Signed by Speaker, 2087.

Senate Bill No. 2

Senate Bill No. 2. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Clerk-hire, Travel and General Expenses of the Office of the Governor, and Declaring an Emergency.

Introduction, first reading, 252.
Reference, 252.
Reported back, 610.
Second reading, 691.
Passed, 692.
Returned to Senate, 701.
Signed by Speaker, 787.

Senate Bill No. 3

Senate Bill No. 3. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Salary and, also, the Expenses of District Judges While Holding Court Outside the County in Which the Judges Reside and While Serving on the Supreme Bench.

Introduction, first reading, 252.
Reference, 252.
Reported back, 610.
Second reading, 692.
Passed, 732.
Returned to Senate, 764.
Signed by Speaker, 854.

Senate Bill No. 4

Senate Bill No. 4. A Bill for an Act Making an Appropriation to Defray Expenses of the Delegates to National Political Conventions as Prescribed by Section 916 of the Compiled Laws of 1913.

Introduction, first reading, 214.
Reference, 214.
Reported back, 509.
Second reading, 592.
Passed, 592.
Returned to Senate, 602.
Signed by Speaker, 725.

Senate Bill No. 5

Senate Bill No. 5. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913 and Amendments There-to, and to Meet Other Requirements Prescribed by the Federal Statutes.

Introduction, first reading, 214.
Reference, 214.
Reported back, 361.
Second reading, 426.
Passed, 426.
Returned to Senate, 435.
Signed by Speaker, 598.

Senate Bill No. 6

Senate Bill No. 6. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Cannot Be Determined and Whose Care Must Be Borne by the State.

Introduction, first reading, 181.
Reference, 181.
Reported back, 509.
Second reading, 593.
Passed, 593.
Returned to Senate, 602.
Signed by Speaker, 725.

Senate Bill No. 7

Senate Bill No. 7. A Bill for an Act Making an Appropriation to Pay the Expenses and Per Diem of Presidential Electors as Prescribed by Section 1038 of the Compiled Laws of 1913.

Introduction, first reading, 212.
Reference, 212.
Reported back, 509.
Second reading, 594.

Passed, 594.
Returned to Senate, 602.
Signed by Speaker, 725.

Senate Bill No. 8

Senate Bill No. 8. A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, Inclusive, of the Compiled Laws of 1913.

Introduction, first reading, 214.
Reference, 214.
Reported back, 567.
Amended, 638.
Second reading, 698.
Passed, 698.
Returned to Senate, 711.
Signed by Speaker, 787.

Senate Bill No. 9

Senate Bill No. 9. A Bill for an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Section 11302 of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first reading, 212.
Reference, 212.
Reported bac, 509.
Second reading, 595.
Passed, 596.
Returned to Senate, 603.
Signed by Speaker, 725.

Senate Bill No. 10

Senate Bill No. 10. A Bill for an Act Making an Appropriation to Pay Expenses of Erecting Headstones Over the Graves of Soldiers, Sailors, and Marines of the United States War of Rebellion.

Introduction, first reading, 181.
Reference, 181.
Reported back, 532.
Second reading, 589.
Passed, 589.
Returned to Senate, 602.
Signed by Speakre, 725.

Senate Bill No. 12

Senate Bill No. 12. A Bill for an Act to Prohibit Marathon Dances, Walkathons, Skatathons, or any Endurance Contest and Providing Penalties for any Person, Firm, or

Corporation Participating in, Attending or Promoting Such Contest, and Declaring an Emergency.

Introduction, first reading, 212.
 Reference, 212.
 Reported back, 245.
 Second reading, 301.
 Passed, 301.
 Returned to Senate, 308.
 Signed by Speaker, 376.

Senate Bill No. 13

Senate Bill No. 13. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota and its Branch Stations.

Introduction, first reading, 1218.
 Reference, 1218.
 Reported back 1494.
 Amended, 1698.
 Second reading, 1829.
 Passed, 1829, 1946.
 Returned to Senate, 1863.
 Signed by Speaker, 2026.

Senate Bill No. 14

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Introduction, first reading, 1267.
 Reference, 1267.
 Reported back, 1580.
 Amended, 1940.
 Second reading, 2001.
 Passed, 2078.
 Returned to Senate, 2082.
 Signed by Speaker, 2090.

Senate Bill No. 15

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Introduction, first reading, 1224.
 Reference, 1224.
 Reported back, 1292.
 Second reading, 1346.
 Passed, 1346.
 Returned to Senate, 1396.
 Signed by Speaker, 1556.

Senate Bill No. 16

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles.

Introduction, first reading, 1223.
Reference, 1223.
Reported back, 1292.
Second reading, 1350.
Passed, 1692.
Returned to Senate, 1719.
Signed by Speaker, 1894.

Senate Bill No. 17

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the General Maintenance and a New Building for the State Hospital for the Insane at Jamestown, North Dakota, and for the Construction and Equipment of a New Building at Said Hospital; Permitting the Use of Labor of Inmates in the Construction and Equipment of Such New Building; Imposing Certain Duties on the Board of Administration in Connection Therewith; and Repealing All Acts or Parts of Acts in Conflict Therewith.

Introduction, first reading, 1221.
Reference, 1221.
Reported back, 1292.
Second reading, 1352.
Passed, 1352.
Returned to Senate, 1396.
Signed by Speaker, 1557.

Senate Bill No. 18

Senate Bill No. 18. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Providing for an Infirmary With the Fixtures Therefor, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Introduction, first reading, 319.
Reference, 319.
Reported back, 667.
Amended, 1473, 1760, 1867.
Second reading, 1867.
Passed, 2041.
Returned to Senate, 2046.
Signed by Speaker, 2087.

Senate Bill No. 19

Senate Bill No. 19. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Penitentiary.

Introduction, first reading, 1223.
 Reference, 1223.
 Reported back, 1329.
 Amended, 1463.
 Passed, 1390.
 Second reading, 1463.
 Returned to Senate, 1479.
 Signed by Speaker, 1894.

Senate Bill No. 20

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind at Bathgate.

Introduction, first reading, 372.
 Reference, 372.
 Reported back, 668.
 Second reading, 731.
 Passed, 731.
 Returned to Senate, 764.
 Signed by Speaker, 854.

Senate Bill No. 21

Senate Bill No. 21. 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.

Introduction, first reading, 373.
 Reference, 373.
 Reported back, 668.
 Second reading, 734.
 Passed, 734.
 Returned to Senate, 764.
 Signed by Speaker, 854.

Senate Bill No. 22

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, Lignite Testing, Clay Testing, Equipment and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Introduction, first reading, 1263.
 Reference, 1263.
 Reported back, 1581.
 Amended, 1705, 1940.
 Second reading, 1999.
 Passed, 1999.
 Returned to Senate, 2000.
 Signed by Speaker, 2072.

Senate Bill No. 23

Senate Bill No. 23. A Bill for an Act Providing for Re-

lief in Certain Cases During the Emergency Declared to Exist, from Foreclosure of Mortgages or Other Liens on Real Estate, and Execution Sales of Real Estate, and Cancellation of Contracts for the Sale of Real Property, Eviction of Tenants from Real Estate, and for Postponing Certain Sales and Extending the Period of Redemption from Certain Sales, and Relating to the Jurisdiction and Procedure for Such Relief, and for the Right to Possession during the Extended Period, and Limiting the Right to Emergency Actions for Deficiency Judgment, and for Extending the Expiration of Certain Periods of Redemption to Thirty Days After the Passage of This Act.

Introduction, first reading, 1152.
 Reference, 1152.
 Reported back, 1491.
 Amended, 1695, 1861.
 Second reading, 1861.
 Passed, 1861.
 Returned to Senate, 1895.
 Signed by Speaker, 2021.

Senate Bill No. 26

Senate Bill No. 26. A Bill for an Act to Provide for the Scaling Down and Discounting of Past Due Interest on Loans Made by the Board of University and School Lands.

Introduction, first reading, 181.
 Reference, 181.
 Reported back, 264.
 Second reading, 298.
 Passed, 298.
 Returned to Senate, 307.
 Signed by Speaker, 377.

Senate Bill No. 28

Senate Bill No. 28. A Bill for an Act to Amend and Re-enact Section 6073 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 274, Session Laws of 1927 and as amended by Chapter 140 of the Session Laws of 1913, Defining Usury.

Introduction, first reading, 1259.
 Reference, 1259.
 Reported back, 1329.
 Indefinitely postponed, 1329.
 Returned to Senate, 1395.

Senate Bill No. 28

Senate Bill No. 29

Senate Bill No. 29. A Bill for an Act Providing for the Nomination of Candidates for the Offices of Presidential Electors; for the Election of Party Precinct Committeemen;

Delegates to the National Party Conventions and National Party Committeemen and National Party Committeewomen; for the Organization of Party, County and State Committees; and to Repeal All Acts or Parts of Acts in Conflict Herewith, Including Sections 910-916, Inclusive, Compiled Laws 1913 and Chapter 137 of the Session Laws of the Year 1927 and Chapter 123 of the Session Laws of the Year 1929.

Introduction, first reading, 1259.
 Reference, 1259.
 Reporter back, 1401.
 Amended, 1470, 1764.
 Second reading, 1870.
 Passed, 1992.
 Returned to Senate, 1995.
 Signed by Speaker, 2072.

Senate Bill No. 31

Senate Bill No. 31. A Bill for an Act to Amend and Re-enact Section 9163 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Appeals From Justice Courts.

Introduction, first reading, 212.
 Reference, 213.
 Reported back, 245.
 Second reading, 275.
 Passed, 276.
 Returned to Senate, 284.
 Signed by Speaker, 377.

Senate Bill No. 33

Senate Bill No. 33. A Bill for an Act Requiring Judgment Creditors to File an Affidavit Identifying the Judgment Debtor, Forbidding Clerks of Court and Other Officers to Enter Judgments Without Affidavits of Identification, and Providing a Penalty for Failure to Comply with This Law.

Introduction, first reading, 213.
 Reference, 213.
 Reported back, 246.
 Amended, 253.
 Second reading, 277.
 Passed, 277.
 Returned to Senate, 284.
 Signed by Speaker, 377.

Senate Bill No. 34

Senate Bill No. 34. A Bill for an Act to Amend and Re-enact Section 7298, Compiled Laws of 1913, Relating to Holidays.

Introduction, first reading, 213.
 Reference, 213.
 Reported back, 262.

Indefinitely postponed, 262.
Returned to Senate, 285.

Senate Bill No. 35

Senate Bill No. 35. A Bill for an Act to Amend and Re-enact Section 2868a1 Supplement to the Compiled Laws of 1913, Relating to the Levy of Tax by the County Commissioners Upon Being Petitioned for the Purpose of Creating a Fund for the Extermination of Grasshoppers and for the Disposition of any Unexpended Balance Remaining in Such Fund.

Introduction, first reading, 213.
Reference, 213.
Reported back, 303.
Indefinitely postponed, 373.
Returned to Senate, 402.

Senate Bill No. 36

Senate Bill No. 36. A Bill for an Act to Repeal Sub-sections C and E of Section 1 of Chapter 185, Laws of 1933, and to Amend and Re-enact Section 2 of Chapter 205, Laws of 1931, Relating to the Board of State Capitol Commissioners, and Declaring an Emergency.

Introduction, first reading, 356.
Reference, 356.
Reported back, 391.
Second reading, 425.
Passed, 425.
Returned to Senate, 527.
Signed by Speaker, 497.

Senate Bill No. 40

Senate Bill No. 40. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by the Wahpeton Military Training School as Mortgagor to the State of North Dakota as Mortgagee, Dated October 4, 1910, Filed for Record in the Office of the Register of Deeds of Richland County, North Dakota, on October 12, 1910, at 11:30 A. M. and Recorded in Book 69 of Mortgages at Page 176, and Covering Lots Numbered Sixteen (16) and Seventeen (17) in Block Thirty-seven (37) of the Original Townsite of the City of Wahpeton, Richland County, North Dakota, Insofar as Said Mortgage Is a Lien Upon and Affects Said Lot Sixteen (16) But Not Otherwise, and Declaring an Emergency.

Introduction, first reading, 213.
Reference, 213.
Reported back, 265.
Second reading, 299.
Passed, 299.

Returned to Senate, 307.
Signed by Speaker, 377.

Senate Bill No. 43

Senate Bill No. 43. A Bill for an Act Providing for the Registration and Labeling of Livestock Remedies; Making the Director of the State Regulatory Department Registrar Thereof, and Authorizing Him to Make Rules and Regulations for the Administration of This Act; Prescribing the Method of Revocation of Such Registration and Prescribing a Penalty for the Violation Thereof.

Introduction, first reading, 1218.
Reference, 1218.
Reported back, 1401.
Indefinitely postponed, 1596.
Returned to Senate, 1715.

Senate Bill No. 52

Senate Bill No. 52. A Bill for an Act Creating a Board Known as the "North Dakota Commissioners of the Federated Cooperative Agricultural Association" and Providing for Cooperation With Other Surplus Producing States of the Union, Describing the Manner of Forming the Same, the Purposes Thereof, Making an Appropriation Therefor, and Declaring an Emergency.

Introduction, first reading, 647.
Reference, 647.
Reported back, 1491.
Second reading, 1673.
Passed, 1673.
Returned to Senate, 1717.
Signed by Speaker, 1894.

Senate Bill No. 55

Senate Bill No. 55. A Bill for an Act to Amend and Re-enact Section 916, of the Compiled Laws of North Dakota for the Year 1913, Pertaining to Payment of Expenses of Delegates to National Conventions.

Introduction, first reading, 373.
Reference, 373.
Reported back, 533.
Indefinitely postponed, 533.
Returned to Senate, 556.

Senate Bill No. 57

Senate Bill No. 57. A Bill for an Act to Amend and Re-enact Section 486 of the Compiled Laws of North Dakota of 1913, as Amended and Re-enacted by Section 2 of Chapter 211 of the Session Laws of 1927, and as Further Amended and Re-enacted by Chapter 185 of Session Laws of 1929 and Section 2 of Chapter 211, Session Laws of 1927.

Introduction, first reading, 320.
Reference, 320.
Reported back, 391.
Amended, 638, 1551.
Passed, 1551, 1809.
Returned to Senate, 1638.
Signed by Speaker, 1984.

Senate Bill No. 58

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Section 34, Compiled Laws of 1913, Relating to Officers and Employees and Compensation Thereof, of the Legislative Assembly, and Declaring an Emergency.

Introduction, first reading, 197.
Reference, 197.
Reported back, 204.
Second reading, 205.
Passed, 205.
Returned to Senate, 210.
Signed by Speaker, 210.

Senate Bill No. 63

Senate Bill No. 63. A Bill for an Act Providing for the Appointment and Removal at Pleasure of a Procurement Officer for State Park Emergency Conservation Work as Required Under the Rules and Regulations of the Act of Congress Known as the Emergency Conservation Work Act, and of Assistant, Fixing Their Salary and Making Appropriation Therefor, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 319.
Reference, 319.
Reported back, 480.
Amended, 524.
Second reading, 639.
Passed, 639.
Returned to Senate, 643.
Signed by Speaker, 746.

Senate Bill No. 64

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Chapter 9 of the Session Laws of North Dakota of 1933, Relating to Wolf Bounty; and Declaring an Emergency.

Introduction, first reading, 319.
Reference, 319.
Reported back, 533.
Second reading, 590.
Passed, 590.
Returned to Senate, 643.
Signed by Speaker, 746.

Senate Bill No. 65

Senate Bill No. 65. A Bill for an Act Making an Appropriation to Provide for the Payment to the City of Bismarck, North Dakota, Its Actual Expenses Incurred for the Use of the Municipal Auditorium and World War Memorial Building by the 1933 Legislative Assembly for Labor, Steamheat, Light and Power, Water, Janitors and Washroom Supplies, and Repairs and Miscellaneous Items.

Introduction, first reading, 298.
Reference, 298.
Reported back, 612.
Second reading, 694.
Passed, 694.
Returned to Senate, 701.
Signed by Speaker, 788.

Senate Bill No. 66

Senate Bill No. 66. A Bill for an Act to Provide for the Creation of a North Dakota Tax Survey Commission, Defining its Powers and Duties, and Making an Appropriation Therefor, and Declaring an Emergency.

Introduction, first reading, 320.
Reference, 320.
Reported back, 347.
Amended, 376.
Second reading, 398.
Passed, 398.
Returned to Senate, 403.
Signed by Speaker, 597.

Senate Bill No. 69

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Article IV, Sections 1151, 1155, 1158, and Article V, Sections 1160 and 1162 of the Compiled Laws of North Dakota, 1913, Providing the Manner of Holding and Fixing the Date for Annual School Elections in Common School Districts; Providing How and When Reports of Clerk and Treasurer Shall Be Made; Also Providing Date When School Officers Shall Qualify and When Annual Budget and Levy Shall Be Made.

Introduction, first reading, 1219.
Reference, 1219.
Reported back, 1582.
Amended, 1747.
Second reading, 1870.
Indefinitely postponed, 1879.
Returned to Senate, 1897.

Senate Bill No. 71.

Senate Bill No. 71. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit for Main-

tenance of the Capitol from February 1, 1935, to June 30, 1935, in the Office of the Board of Administration, and Declaring an Emergency.

Introduction, first reading, 320.
 Reference, 320.
 Reported back, 612.
 Second reading, 695.
 Passed, 696.
 Returned to Senate, 701.
 Signed by Speaker, 788.

Senate Bill No. 72

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Section 922, Compiled Laws of 1913, Relating to Posting Notices of Primary Election.

Introduction, first reading, 373.
 Reference, 373.
 Reported back, 533.
 Second reading, 591.
 Passed, 591.
 Returned to Senate, 602.
 Signed by Speaker, 725.

Senate Bill No. 74

Senate Bill No. 74. A Bill for an Act to Provide for the Payment of the Expense of Auditing and Examining the Affairs of the North Dakota Mill and Elevator Association for the State Mill and Elevator at Grand Forks, the Bank of North Dakota, Including the Farm Loan Department, the State Hail Insurance Department, the Workmen's Compensation Bureau of the State of North Dakota, the Office of the Beer Commissioner of the State of North Dakota, the North Dakota State Regulatory Department and the North Dakota Teachers Insurance and Retirement Fund and the Highway Department and the Motor Vehicle Department and the Game and Fish Department, by the State Board of Auditors Pursuant to Section 369-b of the Supplement to the Compiled Laws of North Dakota for 1913, as Amended by Chapter 186 of the Laws of 1933; Designating and Appropriating the Funds From Which Such Payment Shall Be Made; Providing for the Payment Into a Special Fund; Providing for the Repeal of Any Acts in Conflict Herewith.

Introduction, first reading, 585.
 Reference, 585.
 Reported back, 883.
 Amended, 1287, 1696.
 Second reading, 1828.
 Passed, 1828.
 Returned to Senate, 1862.
 Signed by Speaker, 2080.

Senate Bill No. 75

Senate Bill No. 75. A Bill for an Act to Provide for Liens

in Favor of Hospitals and Other Charitable Institutions Furnishing Care, Treatment and Maintenance of Persons Injured in Accidents, not Subject to the Provisions of the Workmen's Compensation Act of North Dakota, for the Reasonable Value of the Service so Rendered, Upon the Rights of Action, Claims or Demands of Such Injured Persons, or Judgment Recovered Thereon, Against Other Persons, or Corporations, liable in Tort for Damages, on Account of Negligence Causing the Injuries, and Upon the Proceeds of the Settlements of Any Such Claims or Demands; and Upon and Against the Insurers of Such Tort Feasor or Tort Feasors; and Upon Insurance Held by the Injured Person, and Providing for Constructive Notice Upon Such Insurers, Tort Feasors and their Insurers, if any, by a Filing of a Lien Statement with the Clerk of the District Court of the County in Which Such Services Are Rendered.

Introduction, first reading, 900.
Reference, 900.
Reported back, 1317.
Second reading, 1361.
Passed, 1361.
Returned to Senate, 1397.
Signed by Speaker, 1557.

Senate Bill No. 76

Senate Bill No. 76. A Bill for an Act to Prevent the Importation and Sale of Infected Fruit; Providing for the Seizure of Infected Fruit, and Defining Penalties.

Introduction, first reading, 425.
Reference, 425.
Reported back, 534.
Second reading, 652.
Amended, 585.
Passed, 652.
Returned to Senate, 711.
Signed by Speaker, 788.

Senate Bill No. 79

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 53, Chapter 148 of the 1931 Session Laws, Relating to Commercial Fishing, Application for License and Cost Thereof.

Introduction, first reading, 704.
Reference, 704.
Reported back, 872.
Indefinitely postponed, 872.
Returned to Senate, 1079.

Senate Bill No. 80

Senate Bill No. 80. A Bill for an Act to Amend and Re-enact Section 2178 of the Compiled Laws of 1913 Relating to Fees of Sheriff or His Deputy for Making Distress and

Sale of Goods and Chattels, for the Payment of Taxes, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first reading, 373.
Reference, 373.
Reported back, 566.
Second reading, 649.
Passed, 650.
Returned to Senate, 702.
Signed by Speaker, 788.

Senate Bill No. 82

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 2203, Supplement to the Compiled Laws of 1913, Providing for the Assignment of Tax Sale Certificates Held by the County, Amount to Be Paid for an Assignment Thereof, and Prescribing the Form of Such Assignment.

Introduction, first reading, 425.
Reference, 425.
Reported back, 509.
Second reading, 596.
Passed, 597.
Returned to Senate, 603.
Signed by Speaker, 725.

Senate Bill No. 85

Senate Bill No. 85. A Bill for an Act Providing for Means and Method of Obtaining Service Upon a Non-resident Using the Highways of the State of North Dakota, and Providing the Time Within Which Such Defendant May Answer.

Introduction, first reading, 705.
Reference, 705.
Reported back, 821.
Amended, 913.
Second reading, 1311.
Passed, 1311.
Returned to Senate, 1344.
Signed by Speaker, 1386.

Senate Bill No. 88

Senate Bill No. 88. A Bill for an Act to Amend and Re-enact Sub-division (e) of Section 1 of Chapter 161, Session Laws of 1933 Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Introduction, first reading, 586.
Reference, 586.
Reported back, 668.
Amended, 1288, 1470, 1654.
Second reading, 1654.
Passed, 1654.
Returned to Senate, 1787.
Signed by Speaker, 2072.

Senate Bill No. 89

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the 1933 Session Laws, Providing for Taxation of Motor Vehicles Using the Highways of the State of North Dakota for Commercial Purposes, and Engaged in Transportation for Hire in Interstate Commerce.

Introduction, first reading, 588.
Reference, 588.
Reported back, 669.
Second reading, 735.
Passed, 736.
Returned to Senate, 764.
Signed by Speaker, 853.

Senate Bill No. 90

Senate Bill No. 90. A Bill for an Act to Amend and Re-enact Section 36 of Chapter 162 of the Session Laws of North Dakota for the Year 1927 as Amended by Chapter 190 of the Session Laws of North Dakota for the Year 1931, and as Amended by Chapter 163 of the Session Laws of North Dakota for the Year 1933, Prescribing and Relating to the Size of Motor Vehicles and Loads of Motor Vehicles, That May Be Driven or Moved Upon the Highways of the State of North Dakota, and Prescribing Penalty for Violation Thereof.

Introduction, first reading, 649.
Reference, 649.
Reported back, 872.
Amended, 1308.
Second reading, 1309.
Passed, 1309.
Returned to Senate, 1470.
Signed by Speaker, 1647.

Senate Bill No. 91

Senate Bill No. 91. A Bill for an Act Requiring Issuance of Receipt for Road Tax Paid Interstate Carriers, and Requiring Posting of Receipts, and Providing a Penalty for Violation Thereof, and Declaring an Emergency.

Introduction, first reading, 588.
Reference, 588.
Reported back, 669.
Second reading, 778.
Passed, 779.
Returned to Senate, 790.
Signed by Speaker, 1194.

Senate Bill No. 94

Senate Bill No. 94. A Bill for an Act to Provide for Physical Examination and Qualifications of Persons Engaged in

Driving Motor Propelled Vehicles Used for the Transportation of School Children, and to Provide Mechanical Inspection and Requirements of Such Vehicles, Also Providing for the Enforcement of the Provisions of This Act, and Punishment for Violation Thereof.

Introduction, first reading, 898.
 Reference, 898.
 Reported back, 1093.
 Second reading, 1275.
 Indefinitely postponed, 1275.
 Returned to Senate, 1291.

Senate Bill No. 95

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 7643, Supplement to the Compiled Laws of 1913, Relating to Directed Verdicts, and Declaring an Emergency.

Introduction, first reading, 588.
 Reference, 588.
 Reported back, 669.
 Second reading, 736.
 Passed, 737.
 Returned to Senate, 765.
 Signed by Speaker, 853.

Senate Bill No. 96

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Sections 189b1 and 189b6 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota and to Amend and Re-enact Sections 189b3, 189b5, 189b7, 189b8, 189b9, 189b10, 189b11, 189b12, 189b13, 189b15, 189b21, 189b25, and 189b29 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota as Amended and Re-enacted by Chapter 170 of the 1931 Session Laws of North Dakota, and as Amended and Re-enacted by Sections 1, 2, 3, 4, 5, 7, 10, 11, 12, 15, 17, and 18 of Chapter 137 of the 1933 Session Laws of North Dakota, and Section 10 of Chapter 170 of the 1931 Session Laws of the State of North Dakota, Repealing All Acts or Parts of Acts in Conflict Herewith; Relating to State Hail Insurance, Providing for Insuring Crops Against Loss by Hail, Defining Duties of the Assessors; Providing for Collections of Taxes, Fixing Amounts and Providing for Adjustment of Claims of Indemnity; and Abatement of Hail Indemnity Tax and Correction of Records and Declaring an Emergency.

Introduction, first reading, 704.
 Reference, 704.
 Reported back, 1348.
 Amended, 1390.
 Second reading, 1639.
 Passed, 1639, 1840, 1993.
 Indefinitely postponed, 1995.
 Returned to Senate, 2020.

Senate Bill No. 97

Senate Bill No. 97. A Bill for an Act Relating to Refunding Special Improvement Warrants, Repealing Chapter 178 of the Session Laws of North Dakota for 1929 and All Other Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading, 649.
Reference, 649.
Reported back, 761.
Second reading, 847.
Passed, 848.
Returned to Senate, 855.
Signed by Speaker, 1095.

Senate Bill No. 98

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Sub-section (3) of Section 1, Chapter 196, Session Laws of North Dakota for the Year 1927, and Declaring an Emergency.

Introduction, first reading, 1223.
Reference, 1223.
Reported back, 1402.
Amended, 1471.
Second reading, 1656.
Passed, 1656.
Returned to Senate, 1786.
Signed by Speaker, 1984.

Senate Bill No. 100

Senate Bill No. 100. A Bill for an Act to Amend and Re-enact Sections 1, 2, 3, Sub-Section (b) of Section 4, and Section 13 of Chapter 215, Session Laws of 1931.

Introduction, first reading, 1267.
Reference, 1267.
Reported back, 1403.
Second reading, 1676.
Indefinitely postponed, 1676.
Returned to Senate, 1781.

Senate Bill No. 101

Senate Bill No. 101. A Bill for an Act to Establish a Standardized and Uniform System of Grading, Labeling and Inspecting Potatoes and Regulating the Sale and Distribution of the Same, Defining Certain Terms, Designating Standard Grades, Providing for an Inspection Service and for the Fixing of Fees and Other Charges and the Disposition of the Same, Defining Violations and Providing Penalties Therefor, Defining Certain Cooperative Functions, Charging Carriers with Certain Responsibilities, Providing for Enforcement and Prosecution, Providing for Effect of Partial Invalidity, and Providing for Administration of the Act

Through the State Seed Commissioner and Giving Him Authority to Make Necessary Rules and Regulations, and to Administer Oaths, and to Have Free Access and Power of Seizure, and Providing for Supersedence of This Act.

Introduction, first reading, 1267.

Reference, 1267.

Reported back, 1493.

Second reading, 1681.

Indefinitely postponed, 1681.

Returned to Senate, 1715.

Senate Bill No. 102

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 1866A4 and Repeal Section 1866A6, Supplement to the Compiled Laws of 1913, Relating to the Northwest Agricultural Livestock and Fair Association, and Declaring an Emergency.

Introduction, first reading, 454.

Reference, 454.

Reported back, 567.

Second reading, 651.

Passed, 651.

Returned to Senate, 702.

Signed by Speaker, 788.

Senate Bill No. 103

Senate Bill No. 103. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Maintenance of the Office of State Treasurer for the Remainder of the Fiscal Year Ending June 30, 1935, and Declaring an Emergency.

Introduction, first reading, 454.

Reference, 454.

Reported back, 612.

Second reading, 696.

Passed, 697.

Returned to Senate, 702.

Signed by Speaker, 788.

Senate Bill No. 104

Senate Bill No. 104. A Bill for an Act to Prohibit the Employment of Married Women in All State or County Offices, Departments, Bureaus, Boards, and Commissions; and Providing a Penalty Therefor.

Introduction, first reading, 729.

Reference, 729.

Reported back, 1590.

Indefinitely postponed, 1590.

Returned to Senate, 1716.

Senate Bill No. 107

Senate Bill No. 107. A Bill for an Act to Amend and Re-

enact Section 339 of the Compiled Laws of North Dakota for 1913, Relating to Selection of School Lands for Leasing, Advertising Same, Auction When Held, Commencement of Lease, and Repealing All Acts in Conflict Therewith.

Introduction, first reading, 1266.
Reference, 1266.
Reported back, 1590.
Indefinitely postponed, 1590.
Returned to Senate, 1716.

Senate Bill No. 109

Senate Bill No. 109. A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit in the Appropriation for Printing Expense of the Twenty-third Session of the Legislative Assembly of the State of North Dakota.

Introduction, first reading, 495.
Reference, 495.
Reported back, 613.
Second reading, 697.
Passed, 698.
Returned to Senate, 702.
Signed by Speaker, 788.

Senate Bill No. 110

Senate Bill No. 110. A Bill for an Act Declaring the Draining of a Meandered Lake Within the State of North Dakota to Be a Misdemeanor and Providing Penalties Therefor.

Introduction, first reading, 588.
Reference, 588.
Reported back, 822.
Second reading, 902.
Passed, 902.
Returned to Senate, 1079
Signed by Speaker, 1194.

Senate Bill No. 112

Senate Bill No. 112. A Bill for an Act Making an Appropriation for the Purpose of Paying Salaries, Stenographers, and Clerkhire, Express and Freight, Postage, Telegrams and Telephones, Office Supplies, Printing, Traveling Expenses, and Miscellaneous Expenses of the State Geological Survey, and Declaring an Emergency.

Introduction, first reading, 455.
Reference, 455.
Reported back, 613.
Second reading, 741.
Passed, 742.
Returned to Senate, 763.
Signed by Speaker, 1095.

Senate Bill No. 113

Senate Bill No. 113. A Bill for an Act Amending and Re-enacting Section 1 of Chapter 267 of the 1933 Session Laws Relating to the Duty of the County Treasurer to Receive County Warrants in Payment of Certain Taxes, Repealing All Acts in Conflict Therewith and Declaring an Emergency.

Introduction, first reading, 649.
Reference, 649.
Reported back, 822.
Indefinitely postponed, 822.
Returned to Senate, 854.

Senate Bill No. 114

Senate Bill No. 114. A Bill for an Act Relating to Funding and Refunding Existing Indebtedness of Municipalities and Declaring an Emergency.

Introduction, first reading, 777.
Reference, 777.
Reported back, 1403.
Second reading, 1566.
Passed, 1566.
Returned to Senate, 1638.
Signed by Speaker, 1754.

Senate Bill No. 119

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Sections 26, 27, 31, 32 and 33 of Chapter 164, of the Session Laws for 1933, Relating to Regulation of Motor Vehicle Transportation, Repealing All Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading, 898.
Reference, 898.
Reported back, 1093.
Second reading, 1277.
Passed, 1277.
Returned to Senate, 1291.
Signed by Speaker, 1385.

Senate Bill No. 120

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 2 of That Certain Initiated Law Entitled, "An Act Declaring Mortgages on Growing and Unharvested Crops to Be Against the Public Policy of This State, and Abolishing the Same," Approved and Adopted by the Electors at the June 29, 1932, Primary Election, Repealing Chapter 150, Session Laws of 1933, and Declaring an Emergency.

Introduction, first reading, 704.
Reference, 704.
Reported back, 1317.

Amended, 1325, 1698, 1789.
Second reading, 2065.
Passed, 2065.
Returned to Senate, 2069.
Signed by Speaker, 2088.

Senate Bill No. 122

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Sections 3084a2, 3084a3, 3084a7 and 3084a9, Supplement to the Compiled Laws of 1913, Providing for the Appointment of the State Coal Mine Inspector by the Workmen's Compensation Bureau, Defining Eligibility to That Office, Providing for Assistance and Instruments to Be Furnished to the Inspector and for Payment Therefor and Providing for the Filling of Temporary Vacancies in the Office, and Declaring an Emergency.

Introduction, first reading, 588.
Reference, 588.
Reported back, 669.
Second reading, 738.
Passed, 738.
Returned to Senate, 764.
Signed by Speaker, 853.

Senate Bill No. 123

Senate Bill No. 123. A Bill for an Act Providing for the Procuring of Coal Mine Licenses from the State Coal Mine Inspector, the Establishment of the State Coal Mining Safety Fund from Such Fees and for the Disbursement Thereof, Providing for the Keeping and Furnishing by Coal Mine Operators of Such Records and Statistics and Reporting Thereof to the State Coal Mine Inspector and Commissioner of Agriculture and Labor, Giving the State Coal Mine Inspector Power to Revoke Licenses and Enjoin the Operation of Unlicensed Mines, Providing for an Appeal to the District Court from Such Order of Revocation, Providing a Penalty for Failure to Comply with the Law, Repealing Sections 3081, 3082, 3083 and 3084 of the Compiled Laws of the State of North Dakota for the Year 1913 and all Acts or Parts of Acts in Conflict Herewith and Declaring an Emergency.

Introduction, first reading, 845.
Reference, 845.
Reported back, 1495.
Amended, 1699.
Second reading, 1830.
Passed, 1830.
Returned to Senate, 1863.
Signed by Speaker, 2022.

Senate Bill No. 124

Senate Bill No. 124. A Bill for an Act Declaring Water and/or Wildlife Conservation to Be a State Purpose, Provid-

ing the Board of University and School Lands with the Authority to Grant to the United States of America, or to Any of Its Instrumentalities or Agencies, Any and All Easement Rights as Shall Be Required for the Construction, Maintenance and Operation of Water and/or Wildlife Conservation Projects to Be Constructed on the Public Lands of the State of North Dakota, Declaring That Such Water and/or Wildlife Conservation Projects Shall Be Considered as a Benefit to Said Lands and Not to Diminish the Value or Purchase Price Thereof, Repealing Any and All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 587.
 Reference, 587.
 Reported back, 762.
 Second reading, 1281.
 Passed, 1281.
 Returned to Senate, 1291.
 Signed by Speaker, 1386.

Senate Bill No. 125

Senate Bill No. 125. A Bill for an Act Authorizing and Directing the Board of County Commissioners of the Several Counties to Remove from the Tax Rolls and Declare as Exempt from Taxation All Inundated Land Upon Which the Owner Thereof Has Granted or Shall Hereafter Grant to the United States of America, Its Instrumentalities or Agencies, a Permanent Easement for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Such Inundated Lands Shall Remain Exempt Until Such Time as the Water and/or Wildlife Conservation Projects Shall Have Been Abandoned, Providing That Such Power to Remove from the Tax Rolls or Declare as Exempt Shall Not Attach Until Such Time as the Construction of the Water and/or Wildlife Conservation Projects Shall Have Been Completed, and Declaring an Emergency.

Introduction, first reading, 586.
 Reference, 586.
 Reported back, 762.
 Second reading, 848.
 Passed, 848.
 Returned to Senate, 855.
 Signed by Speaker, 1095.

Senate Bill No. 126

Senate Bill No. 126. A Bill for an Act Declaring All Water and/or Wildlife Conservation Projects, Including Wildlife Reservations, to Be a Public Purpose, Providing That All Lands Within the Ordinary High-water Mark of Navigable Lakes Shall Be Under the Control of the State, Under Its Police Power, for the Purpose of Constructing, Maintaining and Operating Water and/or Wildlife Conservation Projects, Providing That Authority and Control Over

Such Lands Shall Be Vested in the State Engineer, Defining the Term "Ordinary High-water Mark," Providing That All Meandered Lakes Shall Be Declared to Be Navigable Within the Meaning of This Act, Providing a Saving Clause, Repealing All Acts or Parts Thereof in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 586.
Reference, 586.
Reported back, 763.
Second reading, 849.
Passed, 850.
Returned to Senate, 855.
Signed by Speaker, 1096.

Senate Bill No. 128

Senate Bill No. 128. A Bill for an Act to Promote the Objects of the Act of Congress of the United States Entitled, "National Housing Act," approved June 27, 1934, and Acts Amendatory Thereof or Supplemental Thereto, by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, and Insurance Companies, to Make Loans Pursuant to Title I and II of the National Housing Act, and by Authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Sub-divisions, and Institutions and Agencies Thereof, and All Other Persons, Associations and Corporations, Subject to the Laws of This State, to Invest in Mortgages Insured, and in Debentures Issued, by the Federal Housing Administrator, and to Invest in Securities of National Mortgage Associations or Similar National Mortgage Credit Institutions Now or Hereafter Organized Under Title III of the National Housing Act, and by Excepting Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Executors, Administrators, Guardians, Trustees, and Other Fiduciaries, the State of North Dakota and its Political Sub-divisions, and Institutions and Agencies Thereof, and All Other Persons, and Associations, Subject to the Laws of This State from the Application of Laws of This State Requiring Security Upon Which Loans or Investments May Be Made, or Limiting Making of Loans to Shareholders or Members of the Lender, or Prescribing the Nature, Amount or Form of Such Security, or Limiting or Prescribing the Interest Rates Upon Loans or Investments, or the Period for Which Loans or Investments May Be Made, Provided Such Loans, Securities or Investments Are Insured by the Federal Housing Administrator, and Providing for Invalidity, and Declaring an Emergency to Exist.

Introduction, first reading, 648.
Reference, 648.
Reported back, 946.
Second reading, 1303.
Passed, 1303.
Returned to Senate, 1342.
Signed by Speaker, 1418.

Senate Bill No. 129

Senate Bill No. 129. A Bill for an Act Providing for the Exemption of the Homestead as Defined by Law from Forced Sale for Payment of Debts, with Certain Exceptions and Prohibiting the Mortgaging or Incumbering of the Homestead, with Certain Exceptions.

Introduction, first reading, 648.
Reference, 648.
Reported back, 822.
Indefinitely postponed, 822.
Returned to Senate, 854.

Senate Bill No. 131

Senate Bill No. 131. A Bill for an Act Authorizing and Empowering the Governor to Accept a Conveyance in Trust of the Lands Comprising the International Peace Garden to the State of North Dakota; Setting Forth the Terms and Conditions of the Trust; Vesting the Custody, Control, Possession, Supervision, Management and Operation of Such Lands in the Board of Directors of the International Peace Garden, Inc.; Vesting in the State Historical Society General Supervision of Such Lands, and Expressly Empowering the State Historical Society to Co-operate in the Establishment, Promotion and Development of the International Peace Garden for the Purpose of Furthering International Peace Among the Nations of the World; Providing for the Duration of Such Trust, and Repealing All Acts, or Parts of Acts, in Conflict Herewith, and Declaring That an Emergency Exists for the Immediate Enactment of This Act.

Introduction, first reading, 729.
Reference, 729.
Reported back, 1318.
Amended, 1325.
Second reading, 1429.
Passed, 1430.
Returned to Senate, 1479.
Signed by Speaker, 1647.

Senate Bill No. 132

Senate Bill No. 132. A Bill for an Act Defining Banking Institutions Within the Meaning of This Act; Authorizing Such Banking Institutions to Enter Into Such Contracts, Incur Such Obligations and Generally to do Such Acts as May Be Appropriate or Necessary to Take Advantage of Any and all Memberships, Loans, Subscriptions, Contracts, Grants, Rights or Privileges, Including the Right to Receive and Hold United States Postal Savings Deposits, Which May, at any Time, Be Available or Enure to Said Banking Institutions or Their Depositors, Stockholders, Conservators, Liquidators or Receivers, Under or by Virtue of Any Act, Regulation or Resolution of the Congress of the United States or Any Department, Board, Agency or Officer Thereof; to Aid, Regulate, Foster, Promote or Safeguard Banking Institutions and Depositors, Including the Act Creating

the Federal Deposit Insurance Corporation and Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which Said Banking Institutions, Their Stockholders, Depositors, Conservators, Liquidators or Receivers May Take Advantage of, Comply With and Act Upon the Rights and Privileges Hereby Granted to Them, and Declaring an Emergency.

Introduction, first reading, 587.
Reference, 587.
Reported back, 1293.
Second reading, 1353.
Passed, 1353.
Returned to Senate, 1396.
Signed by Speaker, 1556.

Senate Bill No. 133

Senate Bill No. 133. A Bill for an Act Authorizing Banking Institutions to Issue and Sell Capital Notes or Debentures and Preferred Stock; Prescribing, Defining and Regulating the Manner, Terms, Conditions, Limitations and Restrictions Under and Upon Which the Same May Be Issued and Sold.

Introduction, first reading, 647.
Reference, 647.
Reported back, 1294.
Second reading, 1354.
Passed, 1426.
Returned to Senate, 1475.
Signed by Speaker, 1648.

Senate Bill No. 134

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 96 of the Session Laws of North Dakota for the Year 1931, Relating to Capital Stock of Banks.

Introduction, first reading, 1218.
Reference, 1218.
Reported back, 1330.
Second reading, 1434.
Passed, 1434.
Returned to Senate, 1475.
Signed by Speaker, 1648.

Senate Bill No. 135

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1291, Compiled Laws of 1913, Concerning Elections in Independent School Districts, Placing Control Thereof in the Hands of the Board of Education, and Providing for Special Elections in Such Districts and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 587.
Reference, 587.
Reported back, 723.
Second reading, 777.
Passed, 778.
Returned to Senate, 792.
Signed by Speaker, 915.

Senate Bill No. 136

Senate Bill No. 136. A Bill for an Act Amending Sections 2889b4, 2889b5 and 2889b6 Supplement to the Compiled Laws of 1913, Relating to Food and Drugs, and Known as the North Dakota Food and Drugs Act.

Introduction, first reading, 1261.
Reference, 1261.
Reported back, 1496.
Indefinitely postponed, 1817.
Returned to Senate, 1864.

Senate Bill No. 137

Senate Bill No. 137. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 89 of the Session Laws of the State of North Dakota for the Year 1933, Relating to Prohibition Against Corporation Farming, and Declaring an Emergency.

Introduction, First reading, 648.
Reference, 648.
Reported back, 947.
Second reading, 1305.
Passed, 1461.
Returned to Senate, 1477.
Signed by Speaker, 1648.

Senate Bill No. 138

Senate Bill No. 138. A Bill for an Act Providing That Surety and Insurance Companies Other Than Life Insurance Companies, Shall Do Business in This State Only Through Duly Licensed Resident Agents, Regulating the Practice of Such Resident Agents, Providing That the Commissioner of Insurance Shall Have the Power to Refuse, Suspend or Revoke Licenses of Such Resident Agents, Authorizing the Commissioner of Insurance to Examine the Records of Surety or Insurance Companies, to Collect Premium Taxes on Surety or Insurance Companies That Have Transacted Business Within the State Without Authority, Providing Penalties for the Violations Thereof, and Repealing Sections 4961, 4962, 4963 and 4964 of the Compiled Laws of North Dakota for 1913 and Chapter 133, of the Session Laws of North

Dakota for 1933, and Declaring an Emergency.
of This Act.

Introduction, first reading, 649.
Reference, 649.

Reported back, 1010.
Amended, 1323, 1726.
Second reading, 1727.
Passed, 1727.
Returned to Senate, 1479.
Signed by Speaker, 1891.

Senate Bill No. 139

Senate Bill No. 139. A Bill for an Act Making an Appropriation to Meet a Deficiency in the Appropriations Made to the Board of Pardons for the Biennium Period Expiring June 30, 1935, and Declaring an Emergency.

Introduction, first reading, 647.
Reference, 647.
Reported back, 884.
Second reading, 1283.
Passed, 1283.
Returned to Senate, 1290.
Signed by Speaker, 1386.

Senate Bill No. 140

Senate Bill No. 140. A Bill for an Act Making an Appropriation to the Attorney General to Repay Money Borrowed from The Bank of North Dakota to Pay Expenses Incurred for Fees and Disbursements in Certain Tax Litigations, and Declaring an Emergency.

Introduction, first reading, 704.
Reference, 704.
Reported back, 884.
Second reading, 1282.
Passed, 1282.
Returned to Senate, 1290.
Signed by Speaker, 1386.

Senate Bill No. 143

Senate Bill No. 143. A Bill for an Act to Amend and Re-enact Section 7731, Supplement to the Compiled Laws of 1913, Relating to Exemptions of Personal Property from Attachment, Levy and Sale on Execution, and Defining "Head of Family" as Defined by Section 5626 of the Compiled Laws of 1913, and Exemptions of a Single Person, and Declaring an Emergency.

Introduction, first reading, 900.
Reference, 900.
Reported back, 1318.
Amended, 1326.
Second reading, 1431.
Passed, 1431.
Returned to Senate, 1479.
Signed by Speaker, 1647.

Senate Bill No. 147

Senate Bill No. 147. A Bill for an Act Creating a State Board to Be Known as "State Council of Public Safety," Purpose, Appointment of Members, Term of Office, Duties of Council and How Financed.

Introduction, first reading, 899.
Reference, 899.
Reported back, 1292.
Indefinitely postponed, 1630.

Senate Bill No. 148

Senate Bill No. 148. A Bill for an Act Appropriating the Sum of Twenty-eight Thousand (\$28,000.00) Dollars, or so Much Thereof as May be Required, to Reimburse the Bank of North Dakota for Certain Funds Loaned to the State Historical Society, for the Purpose of Purchasing State Park Lands, and Declaring an Emergency.

Introduction, first reading, 846.
Reference, 846.
Reported back, 885.
Second reading, 1310.
Passed, 1310.
Returned to Senate, 1343.
Signed by Speaker, 1418.

Senate Bill No. 149

Senate Bill No. 149. A Bill for an Act to Create a State Planning Board, Prescribing the Powers and Duties Thereof, and Making an Appropriation Therefor, and Declaring an Emergency.

Introduction, first reading, 705.
Reference, 705.
Reported back, 822.
Second reading, 1307.
Passed, 1307.
Returned to Senate, 1343.
Signed by Speaker, 1418.

Senate Bill No. 150

Senate Bill No. 150. A Bill for an Act Empowering the State Historical Society to Acquire Lands for State Parks, State Monuments, and State Recreation Reserves, to Supervise, Control and Maintain Such State Parks, State Monuments, and State Recreation Reserves, Providing for the Appointment of a State Parks Committee, and Making an Appropriation Therefor.

Introduction, first reading, 730.
Reference, 730.
Reported back, 1330.
Amended, 1392.
Second reading, 1595.

Passed, 1965.
Returned to Senate, 1978.
Signed by Speaker, 2071.

Senate Bill No. 151

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 138 of the 1933 Session Laws of the State of North Dakota Relating to Hail Tax Refund.

Introduction, first reading, 586.
Reference, 586.
Reported back, 823.
Amended, 905.
Second reading, 905.
Passed, 905.
Returned to Senate, 1079.
Signed by Speaker, 1194.

Senate Bill No. 154

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Sub-section (b) of Section 19, of Chapter 179 of the Session Laws of 1927, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Introduction, first reading, 586.
Reference, 586.
Reported back, 670.
Second reading, 740.
Passed, 740.
Returned to Senate, 765.
Signed by Speaker, 853.

Senate Bill No. 155

Senate Bill No. 155. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles, and Declaring an Emergency.

Introduction, first reading, 586.
Reference, 586.
Reported back, 671.
Second reading, 739.
Passed, 739.
Returned to Senate, 765.
Signed by Speaker, 853.

Senate Bill No. 156

Senate Bill No. 156. A Bill for an Act to Amend and Re-enact Sub-division (d) of Section 1 of Chapter 188 of the Session Laws of 1931, Relating to Regulations of Motor Vehicle Transportation, and Declaring an Emergency.

Introduction, first reading, 589.
Reference, 589.

Reported back, 671.
Amended, 1288, 1471.
Second reading, 1657.
Passed, 1657.
Returned to Senate, 1720.
Signed by Speaker, 2072.

Senate Bill No. 158

Senate Bill No. 158. A Bill for an Act to Require Free Correspondence Courses to Be Provided for all North Dakota Children of High School Age.

Introduction, first reading, 1218.
Reference, 1218.
Reported back, 1585.
Second reading, 1881.
Passed, 1881.
Returned to Senate, 1911.
Signed by Speaker, 2022.

Senate Bill No. 159

Senate Bill No. 159. A Bill for an Act to Provide for Reciprocal Fire Underwriters' Licenses.

Introduction, first reading, 1153.
Reference, 1153.
Reported back, 1347.
Second reading, 1426.
Passed, 1427.
Returned to Senate, 1469.
Signed by Speaker, 1531.

Senate Bill No. 160

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Chapter 272 of the Session Laws of 1931, Authorizing the Board of Administration, with the Approval and Consent of the Governor, to Transfer the License of the Radio Station Located at the State University of North Dakota at Grand Forks, North Dakota.

Introduction, first reading, 1267.
Reference, 1267.
Reported back, 1497.
Indefinitely postponed, 1497.
Returned to Senate, 1564.

Senate Bill No. 161

Senate Bill No. 161. A Bill for an Act Providing for the Regulation of Dealers in Livestock and Poultry and Defining Who Are Dealers; Act Not Applicable, to Whom; License and Bond Required; Powers and Duties of Railroad Commission; Records Required of Dealers; Feeding, Watering and Weighing; Acts of Deceit, Fraud, Dishonesty, and Appropriating Fees Collected to the Use of the Board of Railroad Commis-

sioners for the Administration and Enforcement of the Act; Penalty for Violation of Act; and, Repealing All of Chapter 7 of the Session Laws of the State of North Dakota for the Year 1933; and Repealing All Acts in Conflict Herewith; and Making the Act an Emergency Measure.

Introduction, first reading, 1153.
Reference, 1153.
Reported back, 1404.
Amended, 1471.
Second reading, 1658.
Passed, 1658.
Returned to Senate, 1720.
Signed by Speaker, 2072.

Senate Bill No. 163.

Senate Bill No. 163. A Bill for an Act Making an Appropriation to the University of North Dakota to Meet a Deficiency in the Appropriation for the Biennium Expiring June 30, 1935, for the Public Health Laboratories; and Declaring an Emergency.

Introduction, first reading, 649.
Reference, 649.
Reported back, 823.
Amended, 914.
Second reading, 1278.
Passed, 1278.
Returned to Senate, 1291.
Signed by Speaker, 1418.

Senate Bill No. 164

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 4 (a) of Chapter 166 of the Session Laws of North Dakota for the Year 1929, and to Amend and Re-enact Section 6 of Chapter 189 of the Session Laws of North Dakota for the Year 1931, Being an Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the collection of Said Tax, for Reports of Sales of Such Motor Fuels, and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of This Act. Repealing All Acts or Parts of Acts in Conflict With the Provisions of This Act. of This Act.

Introduction, first reading, 1266.
Reference, 1266.
Reported back, 1866.
Passed, 1866.
Returned to Senate, 1895.
Signed by Speaker, 2024.

Senate Bill No. 165.

Senate Bill No. 165. A Bill for an Act to Amend and Re-

enact Section 3263 of the Compiled Laws of North Dakota for 1913, Relating to Re-districting Counties Into Commissioner Districts, Petition of Voters and Election Therefor, Question—How Submitted to Voters, and Repealing All Acts in Conflict Therewith.

Introduction, first reading, 1265.
Reference, 1265.
Reported back, 1497.
Indefinitely postponed, 1497.
Returned to Senate, 1564.

Senate Bill No. 169

Senate Bill No. 169. A Bill for an Act Authorizing the Board of Administration to Establish and Operate a Public Restaurant and Lunch Room in the State Capitol, Defining Its Powers and Duties in Relation Thereto, and Prohibiting Any Person, Firm or Corporation From Operating Any Restaurant or Lunch Room in the State Capitol After July 1, 1935.

Introduction, first reading, 900.
Reference, 900.
Reported back, 1273.
Indefinitely postponed, 1324.
Returned to Senate, 1395.

Senate Bill No. 172

Senate Bill No. 172. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Introduction, first reading, 899.
Reference, 899.
Reported back, 1273.
Second reading, 1314.
Passed, 1314.
Returned to Senate, 1343.
Signed by Speaker, 1417.

Senate Bill No. 174

Senate Bill No. 174. A Bill for an Act Providing for Uniform Title to Papers and Proceedings in Probate Court Practice, and for Form of Citation.

Introduction, first reading, 1223.
Reference, 1223.
Reported back, 1319.
Second reading, 1362.
Passed, 1362.
Returned to Senate, 1397.
Signed by Speaker, 1557.

Senate Bill No. 175

Senate Bill No. 175. A Bill for an Act Providing for a System of Municipal Control of the Purchase, Sale, Importation, Transportation, Handling, Possessing, Dispensing and Use of Alcohol and Alcoholic Beverages by Any Incorporated City of the State Having a Population of Two Hundred or More; the Levy and Collection of a Tax Thereon; the Duties of the State Treasurer; Providing for Injunctions Against and Abatement of Liquor Nuisances; the Continuing in Force of the Present Statutory Regulations Prohibiting the Manufacture, Sale and Possession of Intoxicating Liquors; Providing Penalties for Violations of the Provisions of This Act; and Declaring an Emergency.

Introduction, first reading, 1222.
Reference, 1222.
Reported back, 1497.
Amended, 1675.
Second reading, 1678.
Passed, 1678.
Returned to Senate, 1787.
Signed by Speaker, 1983.

Senate Bill No. 177

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Subdivision (c) of Section 25 of Chapter 186, Session Laws of 1931, as Amended by Chapter 160 of the Session Laws of 1933, Relating to Taxation and Licensing of Motor Vehicles and Declaring an Emergency.

Introduction, first reading, 899.
Referencee, 899.
Reported back, 1272.
Amended, 1289.
Second reading, 1345.
Passed, 1345.
Returned to Senate, 1393.
Signed by Speaker, 1556.

Senate Bill No. 180

Senate Bill No. 180. A Bill for an Act to Amend and Re-enact Section 860 of the Compiled Laws of North Dakota of the Year 1913.

Introduction, first reading, 1220.
Reference, 1220.
Reported back, 1406.
Second reading, 1597.
Indefinitely postponed, 1597.
Returned to Senate, 1715.

Senate Bill No. 181

Senate Bill No. 181. A Bill for an Act to Regulate the Employment of Teachers in the Public Schools of the Classi-

fied First, Second, and the Third Class High Schools; of the First, Second, and Third Class Graded and Consolidated Schools; and in State Institutions of Higher Learning, and Fixing the Conditions Under Which They May Hold Their Positions, or May Be Discharged.

Introduction, first reading, 1266.
Reference, 1266.
Reported back, 1612.
Indefinitely postponed, 1612.
Returned to Senate, 1716.

Senate Bill No. 182

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 309, Session Laws of 1931, Relating to Veterans' Guardianship, and Declaring an Emergency.

Introduction, first reading, 899.
Reference, 899.
Reported back, 909.
Amended, 909.
Second reading, 1359.
Indefinitely postponed, 1360.
Returned to Senate, 1478.

Senate Bill No. 183

Senate Bill No. 183. A Bill for an Act Authorizing and Empowering the Governing Board of Any Political Sub-division to Compromise and Settle Obligations Other Than Taxes Due and Owing to or Held by Such Political Sub-divisions, Validating Settlements Heretofore Made, and Declaring an Emergency.

Introduction, first reading, 1219.
Reference, 1219.
Reported back, 1295.
Indefinitely postponed, 1356.
Returned to Senate, 2082.

Senate Bill No. 184

Senate Bill No. 184. A Bill for an Act Making an Appropriation for the Payment of the Expenses to Be Incurred by Boys and Girls Club Work at State and District Fairs.

Introduction, first reading, 705.
Reference, 705.
Reported back, 947.
Second reading, 1279.
Passed, 1306.
Returned to Senate, 1343.
Signed by Speaker, 1417.

Senate Bill No. 185

Senate Bill No. 185. A Bill for an Act Defining the Jurisdiction of Police Magistrates and City Justices of the Peace

in Criminal Actions in Cities of Five Thousand Inhabitants or More in Counties Wherein the County Court Does Not Have Increased Jurisdiction; Qualifications and Fees of Said Police Magistrate and City Justices of the Peace; Procedure, Jurors and Officers in Said Police Magistrate Courts and Courts of Said City Justices of the Peace; Limitations of Jurisdiction of Justices of the Peace in Said Cities; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Introduction, first reading, 1219.
 Reference, 1219.
 Reported back, 1591.
 Amended, 1750.
 Second reading, 2016.
 Passed, 2016.
 Returned, 1781.
 Signed by Speaker, 2087.

Senate Bill No. 186

Senate Bill No. 186. A Bill for an Act Transferring \$78,293.94 From Certain Fund in Office of State Treasurer, Derived From the United States, to the State Equalization Fund, Appropriating the Same for School Purposes, and Providing That Funds Derived in the Future From Same Source Shall Be Placed in the State Equalization Fund and Used for School Purposes, Repealing All Acts in Conflict Therewith, and Declaring an Emergency.

Introduction, first reading, 1153.
 Reference, 1153.
 Reported back, 1295.
 Second reading, 1356.
 Passed, 1356.
 Returned to Senate, 1397.
 Signed by Speaker, 1555.

Senate Bill No. 189

Senate Bill No. 189. A Bill for an Act Providing for the Better Collection of Taxes and Better Enforcement of Laws Relating to the Imposition and Collection of Taxes Now or Hereafter Imposed Upon Cigarettes, Snuff, Cigarette Papers.

Introduction, first reading, 1222.
 Reference, 1222.
 Reported back, 1406.
 Amended, 1473, 1702.
 Second reading, 1842.
 Passed, 1843, 2067.
 Returned to Senate, 1864.
 Signed by Speaker, 2088.

Senate Bill No. 192

Senate Bill No. 192. A Bill for an Act Amending and Re-enacting Section 47 of the 1913 Compiled Laws Relating to the Proposals for State Printing; Providing for the Printing

of All Matters Coming Under Class 5 of State Printing; Providing for Each State Department or Office to Designate Newspaper or Job Printing Shop Where Class 5 Printing Shall Be Performed; Providing for State Printing Commission and State Printer to Determine and Fix Price and Cost Thereof and Repeal all Acts and Parts of Acts in Conflict Herewith.

Introduction, first reading, 1274.
 Reference, 1274.
 Reported back, 1498.
 Amended, 1700.
 Second reading, 1832.
 Passed, 1832.
 Returned to Senate, 1864.
 Signed by Speaker, 1985.

Senate Bill No. 194

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 1162 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 233 of the Session Laws of North Dakota for 1933 Relating to Annual, Regular and Special Meetings of Boards of Common School Districts and Providing for Notice of Same and Relating to Attendance, Per Diem and Mileage of School Officers Attending County Meetings, and Declaring an Emergency.

Introduction, first reading, 1259.
 Reference, 1259.
 Reported back, 1407.
 Second reading, 1628.
 Passed, 1628.
 Returned to Senate, 1717.
 Signed by Speaker, 1894.

Senate Bill No. 195

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Sections 3, 5, 7, 8, and 11 of the Initiated Measure entitled, "An Act Providing for the Manufacture and Sale, Within the State, of Beer, as Defined by the Congress of the United States, Making Regulations Under Which the Same May Be Done, Providing a Revenue Therefrom, and Repealing Senate Bill No. 263, passed by the 23rd Legislative Assembly of the State of North Dakota, and All Other Acts or Parts of Acts in Conflict With the Provisions of This Act," Approved by the People of the State of North Dakota at the Special Election Held on the 22nd day of September, 1933, Relating to the Manufacture and Sale of Beer, and Declaring an Emergency.

Introduction, first reading, 1260.
 Reference, 1260.
 Reported back, 1577.
 Amended, 1703.
 Second reading, 1982.
 Passed, 1982.

Returned to Senate, 1988.
Signed by Speaker, 2091.

Senate Bill No. 198

Senate Bill No. 198. A Bill for an Act Limiting the Hours of Employment of Municipal Employees, Fixing the Penalty for Violation Thereof, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Introduction, first reading, 1265.
Reference, 1265.
Reported back, 1498.
Amended, 1700.
Second reading, 1884.
Passed, 1987, 2063.
Returned to Senate, 1897.
Signed by Speaker, 2092.

Senate Bill No. 201

Senate Bill No. 201. A Bill for an Act to Amend and Re-enact Sections 1168, 1255 and 1306 of the Compiled Laws of the State of North Dakota, Relating to Keeping of Accounts and the Manner of Disbursement of Funds of Common, Special and Independent School Districts, and Providing for the Form of Warrants to Be Used by Said School Districts as Amended by Chapter 228 of the 1933 Session Laws of North Dakota and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 1275.
Reference, 1275.
Reported back, 1330.
Indefinitely postponed, 1330.
Returned to Senate, 1395.

Senate Bill No. 203

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 196 of the Laws of North Dakota for the Year 1927, in Relation to the Levy of Taxes to Pay the Principal of and Interest on Bonds Issued by Municipalities Which Are Further Sustained by Revenue of a Revenue-Producing Utility, Industry, or Enterprise, and Declaring an Emergency.

Introduction, first reading, 1265.
Reference, 1265.
Reported back, 1407.
Second reading, 1567.
Passed, 1567.
Returned to Senate, 1638.
Signed by Speaker, 1755.

Senate Bill No. 205

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Subsection 2 of Section 2 and Section 5 of Chapter

179 of the Session Laws of North Dakota, 1933, Authorizing the Execution of a Mortgage or a Deed of Trust to Secure Mortgage Bonds and Making Such Bonds Negotiable.

Introduction, first reading, 1265.
Reference, 1265.
Reported back, 1331.
Second reading, 1437.
Passed, 1437.
Returned to Senate, 1475.
Signed by Speaker, 1648.

Senate Bill No. 209

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Sub-division 6 of Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927, Authorizing the Private Sale of Bonds to the United States of America or Any Agency or Instrumentality Thereof Without Public Advertisement, and Declaring an Emergency.

Introduction, first reading, 1265.
Reference, 1265.
Reported back, 1331.
Second reading, 1438.
Passed, 1438.
Returned to Senate, 1475.
Signed by Speaker, 1648.

Senate Bill No. 212

Senate Bill No. 212. A Bill for an Act Validating, Ratifying, Approving and Confirming Bonds, Warrants and Other Instruments or Obligations Heretofore Issued by Public Bodies of This State for the Purpose of Financing in Whole or in Part Public Works Projects, and Validating All Proceedings Heretofore Taken for the Incorporation of Any Public Body as Defined in the Act, and Declaring an Emergency.

Introduction, first reading, 1266.
Reference, 1266.
Reported back, 1408.
Amended, 1568.
Second reading, 1568.
Passed, 1569.
Returned to Senate, 1720.
Signed by Speaker, 1984.

Senate Bill No. 216

Senate Bill No. 216. A Bill for an Act Amending and Re-enacting Section 16 of Chapter 196 of the Laws of North Dakota for the Year 1927, and Relating to the Execution, Registration, Certification and Delivery of Bonds Issued by a Municipality.

Introduction, first reading, 1266.
Reference, 1266.

Reported back, 1501.
Second reading, 1682.
Passed, 1682.
Returned to Senate, 1717.
Signed by Speaker, 1893.

Senate Bill No. 217

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Chapter 220, Session Laws of the State of North Dakota for the year 1933, Relating to Petitions by Patrons and Users of Services of Public Utility Companies for Reduction of Public Utility Rates, Authorizing Negotiations Touching Such Rates, Providing for Summary Reduction of the Same, Relating to Hearings, and Investigations; and Relating to Valuation and/or Revaluation of Property of Public Utility Companies and Corporations by the Board of Railroad Commissioners; Relating to Payment of Expenses of Such Hearings, and Investigations, and Valuations and/or Revaluations and the Methods of Assessing and Collecting the Same; and Repealing All Acts or Parts of Acts in Conflict Herewith; and Making an Appropriation for the Valuation by Board of Public Commissioners of the Property of the Public Utilities, Subject to the Provisions of Chapter 192 of the Session Laws of 1919; Creating a Revolving Fund, and Declaring an Emergency.

Introduction, first reading, 1268.
Reference, 1268.
Reported back, 1332.
Second reading, 1440.
Passed, 1440.
Returned to Senate, 1475.
Signed by Speaker, 1666.

Senate Bill No. 218

Senate Bill No. 218. A Bill for an Act Providing That the State and the Several Counties of the State Are Authorized to Acquire by Purchase, Exchange, Gift, Condemnation or Otherwise the Title to Any Land Within the Same Political Subdivision for the Purpose of Establishing Any Public Park or Recreational Area, or for the Purpose of Constructing, Maintaining and Operating Any Water and/or Wildlife Conservation Project; Providing That All Lands to Be Purchased or Exchanged Under Authority of This Act Shall Be Appraised by the Existing Appraisal Agencies of the Parties to the Contract; Providing That Where No Such Appraisal Agency Exists the County Board of Commissioners Shall Determine the Value Thereof, and Providing That No Land Shall Be Purchased for More Than the Appraised Value, nor Shall Any Lands Owned by the State or the Several Counties Be Exchanged Except for Lands of an Equal Appraised Value; Providing That the State of North Dakota Shall Reserve All Mineral Rights to All State Lands Transferred Under Authority of This Act; Providing a Saving Clause; Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 1220.
Reference, 1220.
Reported back, 1332.
Second reading, 1441.
Passed, 1441.
Returned to Senate, 1475.
Signed by Speaker, 1647.

Senate Bill No. 219

Senate Bill No. 219. A Bill for an Act Providing That No Fee Shall Be Charged or Collected for the Recording or Filing of Any Document Required by the United States or the State of North Dakota for Any Water and/or Wild-life Conservation Project; Repealing All Acts or Parts of Acts in Conflict Herewith, Declaring an Emergency.

Introduction, first reading, 1220.
Reference, 1220.
Reported back, 1333.
Second reading, 1442.
Passed, 1443.
Returned to Senate, 1476.
Signed by Speaker, 1648.

Senate Bill No. 220

Senate Bill No. 220. A Bill for an Act to Suspend the Operating of Chapter 24 of the Political Code of the State of North Dakota for the Year 1913, Being Sections 1889 to 1902 Both Inclusive of Said Compiled Laws, Relating to the Enumeration of Inhabitants in the State of North Dakota; Declaring an Emergency.

Introduction, first reading, 899.
Reference, 899.
Reported back, 1272.
Second reading, 1312.
Passed, 1312.
Returned to Senate, 1343.
Signed by Speaker, 1417.

Senate Bill No. 221

Senate Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3583 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2 of Chapter 167 of the Session Laws of the State of North Dakota for 1933, Relating to Terms of Office of Aldermen, and Declaring an Emergency.

Introduction, first reading, 1264.
Reference, 1264.
Reported back, 1333.
Second reading, 1444.
Passed, 1444.
Returned to Senate, 1475.
Signed by Speaker, 1649.

Senate Bill No. 222

Senate Bill No. 222. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 180 of the Session Laws of the State of North Dakota for 1929, Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board, and Declaring an Emergency.

Introduction, first reading, 1264.
Reference, 1264.
Reported back, 1408.
Second reading, 1569.
Passed, 1570.
Returned to Senate, 1637.
Signed by Speaker, 1754.

Senate Bill No. 223

Senate Bill No. 223. A Bill for an Act to Amend and Re-enact Section 3666 of the Compiled Laws of North Dakota for 1913, Relating to the Time, Place and Manner of Holding City Elections in Cities Under the City Council Form of Government, and Providing That Elective Officers Serve Until Their Successors Are Elected and Qualify, and Declaring an Emergency.

Introduction, first reading, 1260.
Reference, 1260.
Reported back, 1408.
Second Reading, 1571.
Passed, 1571.
Returned to Senate, 1637.
Signed by Speaker, 1755.

Senate Bill No. 225

Senate Bill No. 225. A Bill for an Act to Provide for the Incorporation of Cooperative Grazing Associations to Aid in the Conservation, Restoration, Improvement, Development and Utilization of Forage Resources in the State of North Dakota; to Authorize Such Associations to Lease County, State, Federal, or Other Lands for Such Purposes, and to Create Grazing Districts, and to Provide for the Management and Use of Such Lands Which Will Best Conserve, Restore, Improve and Develop the Forage Value Thereof.

Introduction, first reading, 1261.
Reference, 1261.
Reported back, 1593.
Amended, 1769.
Second reading, 1966.
Passed, 1967.
Returned to Senate, 1978.
Signed by Speaker, 2079.

Senate Bill No. 226

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Sections 8320a13, 8320a14, 8320a19, 8320a20, and 8320a22 of the Supplement to the Compiled Laws of 1913, Relating to Flood Irrigation Projects, and Declaring an Emergency.

Introduction, first reading, 1219.
 Reference, 1219.
 Reported back, 1333.
 Second reading, 1445.
 Passed, 1860.
 Returned to Senate, 1564.
 Signed by Speaker, 1984.

Senate Bill No. 227

Senate Bill No. 227. A Bill for an Act to Amend and Re-enact Chapter 7429, Compiled Laws of North Dakota for the Year 1913, Relating to Service of Summons by Publication.

Introduction, first reading, 1221.
 Reference, 1221.
 Reported back, 1319.
 Second reading, 1564.
 Passed, 1564.
 Returned to Senate, 1638.
 Signed by Speaker, 1754.

Senate Bill No. 229

Senate Bill No. 229. A Bill for an Act Relating to Foreclosure of Mortgage or Other Lien Upon Real Estate Providing for Service of Summons in Actions to Foreclose Mortgage or Other Lien Upon Real Estate; Providing for Personal Service or Service by Publication; Specifying Manner in Which Unknown Defendants and Representatives of Deceased Defendants May Be Joined; Providing That Said Method Shall Be in Addition to Present Remedies.

Introduction, first reading, 1221.
 Reference, 1221.
 Reported back, 1501.
 Second reading, 1684.
 Passed, 1684.
 Returned to Senate, 1717.
 Signed by Speaker, 1893.

Senate Bill No. 230

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 7745 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Notice to Be Given Upon Sale of Real Property Under Execution; Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 1221.
 Reference, 1221.

Reported back, 1319.
Second reading, 1363.
Passed, 1363.
Returned to Senate, 1398.
Signed by Speaker, 1555.

Senate Bill No. 231

Senate Bill No. 231. A Bill for an Act Amending and Re-enacting Sections 1495, and 1526 of the Compiled Laws of the State of North Dakota for the Year 1913, and Amending and Re-enacting Sections 1518, 1521 and 1523, of the Compiled Laws of the State of North Dakota for the Year 1919 as Amended by Chapter 161 of the Session Laws of the State of North Dakota for the Year 1919, Relating to and Modifying the Provisions of the Teachers' Insurance and Retirement Fund, and Repealing Section 1522 of the Compiled Laws of the State of North Dakota for the Year 1913.

Introduction, first reading, 1270.
Reference, 1270.
Reported back, 1805.
Indefinitely postponed, 1805.
Returned to Senate, 1865.

Senate Bill No. 232

Senate Bill No. 232. A Bill for an Act to Make an Appropriation to Provide for Payment of a Deficit in the Maintenance of the National Guard Fund, and Declaring an Emergency.

Introduction, first reading, 845.
Reference, 845.
Reported back, 1274.
Second reading, 1315.
Passed, 1315.
Returned to Senate, 1344.
Signed by Speaker, 1418.

Senate Bill No. 233

Senate Bill No. 233. A Bill for an Act to Amend and Re-enact Section 6762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 175, Session Laws of 1927, Relating to Filing, Renewal and Limitations of Chattel Mortgages, and Providing for the Cancellation and Satisfaction of Same; and Further Providing for the Repeal of All Acts or Parts of Acts in Conflict Herewith and Making the Same an Emergency Measure.

Introduction, first reading, 900.
Reference, 900.
Reported back, 1320.
Second reading, 1364.
Passed, 1364.
Returned to Senate, 1398.
Signed by Speaker, 1556.

Senate Bill No. 235

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Sections 994, 997, 998 and 1001 of the 1913 Compiled Laws of the State of North Dakota, as Amended, Relating to Absent Voter Ballots; Repealing All Acts in Conflict Herewith.

Introduction, first reading, 1259.
Reference, 1259.
Reported back, 1409.
Indefinitely postponed, 1871.
Returned to Senate, 1897.

Senate Bill No. 236

Senate Bill No. 236. A Bill for an Act to Regulate Ownership and Operation of Pharmacies, Requiring the Registration and Inspection and Prescribing Penalties.

Introduction, first reading, 1224.
Reference, 1224.
Reported back, 1334.
Indefinitely postponed, 1334.
Returned to Senate, 1395.

Senate Bill No. 237

Senate Bill No. 237. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Survey, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first reading, 1221.
Reference, 1221.
Reported back, 1409.
Indefinitely postponed, 1478.
Returned to Senate, 1478.

Senate Bill No. 239

Senate Bill No. 239. A Bill for an Act Authorizing Any Board or Officer Having the Control or Management of Any Real Estate Belonging to or Controlled by the State of North Dakota or Any of Its Political Sub-divisions to Enter Into Agreements with the United States of America for the Improvement of Said Real Estate by the Establishment and Maintenance of Shelterbelts of Trees and Other Plants and Necessary Protective Structures and Works Thereon, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 1225.
Reference, 1225.
Reported back, 1334.
Second reading, 1447.
Passed, 1447.
Returned to Senate, 1475.
Signed by Speaker, 1649.

Senate Bill No. 241

Senate Bill No. 241. A Bill for an Act to Provide for the Conditional Examination of Witnesses Held to Appear Before a Grand Jury or Court When Such Witnesses Are Unable to Give the Security Required by the Court.

Introduction, first reading, 900.
Reference, 900.
Reported back, 1320.
Amended, 1326.
Second reading, 1432.
Passed, 1432.
Returned to Senate, 1480.
Signed by Speaker, 1648.

Senate Bill No. 242

Senate Bill No. 242. A Bill for an Act to Amend and Re-enact Section 11119, Compiled Laws of 1913, and to Permit the Deposit of Money or Bonds as Bail in Criminal Cases.

Introduction, first reading, 1152.
Reference, 1152.
Reported back, 1320.
Amended, 1326.
Second reading, 1433.
Passed, 1434.
Returned to Senate, 1480.
Signed by Speaker, 1649.

Senate Bill No. 243

Senate Bill No. 243. A Bill for an Act to Amend and Re-enact Section 10606, Compiled Laws of 1913, Relating to Preliminary Examinations of Persons Accused of Crime, and Permitting the Defendant to Make Unsworn Statements in Answer to the Charge Against Him.

Introduction, first reading, 1153.
Reference, 1153.
Reported back, 1321.
Indefinitely postponed, 1321.
Returned to Senate, 1344.

Senate Bill No. 244

Senate Bill No. 244. A Bill for an Act to Permit Fidelity and Surety Companies to Act as Sureties Upon Civil or Criminal Undertakings for Bail.

Introduction, first reading, 1153.
Reference, 1153.
Reported back, 1321.
Second reading, 1366.
Passed, 1366.
Returned to Senate, 1398.
Signed by Speaker, 1556.

Senate Bill No. 245

Senate Bill No. 245. A Bill for an Act to Fix the Venue of Crimes Committed in or Against Aircraft in Flight, and Upon Trains or Other Vehicles.

Introduction, first reading, 1153.
Reference, 1153.
Reported back, 1322.
Second reading, 1367.
Passed, 1367.
Returned to Senate, 1398.
Signed by Speaker, 1557.

Senate Bill No. 246

Senate Bill No. 246. A Bill for an Act to Provide for the Use of Alternate Jurors in Criminal Cases, and to Regulate the Practice of the Courts in Regard Thereto.

Introduction, first reading, 1153.
Reference, 1153.
Reported back, 1322.
Second reading, 1368.
Passed, 1368.
Returned to Senate, 1398.
Signed by Speaker, 1557.

Senate Bill No. 247

Senate Bill No. 247. A Bill for an Act Providing for the Disposition of Liquor and for the Applying of the Proceeds Thereof to the General Fund of the County Where Such Liquor was Seized or Is Held, and Declaring an Emergency.

Introduction, first reading, 1259.
Reference, 1259.
Reported back, 1502.
Indefinitely postponed, 1864.
Returned to Senate, 1864.

Senate Bill No. 249

Senate Bill No. 249. A Bill for an Act Authorizing the Board of Administration to Construct a Sewerage System to Extend the Present Sewerage System of the State Penitentiary to Connect With the City of Bismarck System of Sewerage, Providing for the Use of Prison Labor, or to Make Provision for its Construction by Governmental Agency; Making an Appropriation Therefor, and Declaring an Emergency.

Introduction, first reading, 1220.
Reference, 1220.
Reported back, 1335.
Second reading, 1451.
Passed, 1452.
Returned to Senate, 1476.
Signed by Speaker, 1649.

Senate Bill No. 250

Senate Bill No. 250. A Bill for an Act to Exempt Grain Warehousemen from Suit for Conversion of Grain Bought, Unless the Instrument Creating Said Interests of Liens Is on File or of Record, or Written Notice of the Existence Thereof Is Given to the Warehousemen.

Introduction, first reading, 1218.
Reference, 1218.
Reported back, 1579.
Second reading, 1772.
Indefinitely postponed, 1772.
Returned to Senate, 1780.

Senate Bill No. 252

Senate Bill No. 252. A Bill for an Act Providing for the Speedy Liquidation of Insolvent Banks, Providing Procedure for Liquidating and Closing Receiverships of Insolvent Banks, Granting Additional Powers to the Supreme Court and Directing the Procedure to Be Had by Said Court and Defining the Powers and Duties of the Supreme Court in Bank Receiverships.

Introduction, first reading, 1264.
Reference, 1264.
Reported back, 1579.
Indefinitely postponed, 1579.
Returned to Senate, 1716.

Senate Bill No. 260

Senate Bill No. 260. A Bill for an Act Creating a State Highway Patrol for the State of North Dakota; Authorizing the Highway Department to Appoint a State Highway Patrol Superintendent, an Assistant State Highway Patrol Superintendent, and Highway Police; Designating Powers and Qualifications of Such Police; Fixing Compensation and Providing for Disposition of Fines Collected.

Introduction, first reading, 1268.
Reference, 1268.
Reported back, 1613.
Amended, 1761.
Second reading, 1868.
Passed, 1965, 2056.
Returned to Senate, 1897, 1978.
Signed by Speaker, 2087.

Senate Bill No. 261

Senate Bill No. 261. A Bill for an Act Transferring a Sum of Fifty Thousand Dollars from the General Fund to the "Returned Soldiers Fund" Heretofore Transferred from the Returned Soldiers Fund to the General Fund Under the Provisions of Chapter 82 of the Session Laws of 1931, and Declaring an Emergency.

Introduction, first reading, 1220.
Reference, 1220.
Reported back, 1295.
Second reading, 1357.
Passed, 1357.
Returned to Senate, 1397.
Signed by Speaker, 1557.

Senate Bill No. 262

Senate Bill No. 262. A Bill for an Act Temporarily Extending the Time in Which Redemption May Be Made from Tax Sales and Extending the Time in Which Holders of Tax Sale Certificates May Present the Same for Obtaining Tax Deeds, and Extending the Time in Which Tax Deeds May Be Obtained, and Declaring an Emergency and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 1267.
Reference, 1267.
Reported back, 1549.
Amended, 1549.
Second reading, 1550.
Passed, 1550.
Returned to Senate, 1638.
Signed by Speaker, 1667.

Senate Bill No. 263

Senate Bill No. 263. A Bill for an Act to Amend and Re-enact Sections 2350, 2412 and 2417 of the Compiled Laws of North Dakota of the Year 1913 Relating to the Military Code of the State of North Dakota; Defining Military Forces; Providing a Board of Armory Supervisors and Defining the Powers Thereof; Fixing the Pay and Allowances of Enlisted Men on Active Duty and Further Providing for the Appointment of an Assistant Adjutant General, His Powers and Duties; The Appointment of a Disbursing Officer, His Powers and Duties; Requiring Officers to Furnish Bonds; Providing Punishment for False Certificates or Returns and for the Misuse of Funds or Property; Providing that State and Municipal Officers and Employees Shall Not Lose Pay While on Duty; Giving Troops Power to Act Outside of Occupied Territory; Providing for the Service of Process of Military Courts; Providing that the Invalidation of a Portion of This Act Shall Not Invalidate the Remainder Thereof and Repealing Sections 2392, 2421, 2432b and 2434 of the Compiled Laws North Dakota of the Year 1913 and Sections 2423a and 2442a of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 and All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 1270.
Reference, 1270.
Reported back, 1502.
Second reading, 1685.
Passed, 1685.
Returned to Senate, 1718.
Signed by Speaker, 1893.

Senate Bill No. 264

Senate Bill No. 264. A Bill for an Act Relating to Licensing of Motor Vehicle Operators and Chauffeurs and to the Liability of Certain Persons for Negligence in the Operation Thereof on Public Highways; Fixing Fee to be Paid; Providing for Examination of Applicant; Providing for Suspension or Revocation of License; Making Disposition of Fees Collected; Providing for Penalty for Violating Act; Repealing All Acts in Conflict Herewith, and Declaring an Emergency; Appropriation.

Introduction, first reading, 1267.
Reference, 1267.
Reported back, 1810.
Second reading, 1967.
Passed, 1968, 2054.
Returned to Senate, 1979.
Signed by Speaker, 2091.

Senate Bill No. 266

Senate Bill No. 266. A Bill for an Act Authorizing and Directing the Board of Administration of the State of North Dakota to Re-touch and Repair the Portraits and Paintings of the Former Governors and Legislative Assemblies of North Dakota or Other Paintings and Portraits Having Been Damaged by Exposure to Moisture and Change of Temperature and Making an Appropriation, and Declaring an Emergency.

Introduction, first reading, 1221.
Reference, 1221.
Reported back, 1296.
Indefinitely postponed, 1296.
Returned to Senate, 1344.

Senate Bill No. 269

Senate Bill No. 269. A Bill for an Act Authorizing, Directing and Empowering the Proper Officials of the State of North Dakota to Release, Discharge and Satisfy That Certain Real Estate Mortgage Executed by "Company G" 1st Regiment North Dakota National Guard Training School, a Corporation, as Mortgagor, to the State of North Dakota, Dated January 25th, 1909, Filed for Record in the Office of the Register of Deeds of Barnes County, North Dakota, on April 9th, 1909, at Two O'Clock P. M. and Recorded in Book 43 of Mortgages on Page 3, and Covering Lot Sixteen (16) and the North Half (N½) of Lot Seventeen (17) in Block Seventeen (17) of the Original Plat of Valley City, North Dakota.

Introduction, first reading, 1264.
Reference, 1264.
Reported back, 1503.
Amended, 1701.
Second reading, 1833.

Passed, 1833.
Returned to Senate, 1863.
Signed by Senate, 2022.

Senate Bill No. 271

Senate Bill No. 271. A Bill for an Act Empowering the Board of County Commissioners to Abate, Cancel or Reduce Personal Property Taxes Upon Evidence Satisfying Said Commissioners of the Unjustness of the Assessment or Taxes; Providing a Manner Through Which the Same May Be Done, and Declaring an Emergency.

Introduction, first reading, 1264.
Reference, 1264.
Reported back, 1579.
Indefinitely postponed, 1773.
Returned to Senate, 1780.

Senate Bill No. 273

Senate Bill No. 273. A Bill for an Act to appropriate the Sum of One Thousand Dollars (\$1,000.00) From Any Moneys in the State Highway Fund for the Purpose of Making a Preliminary Survey and Soundings for the Construction of a Bridge Across the Little Missouri River at or Near the Intersection of the Little Missouri River With the Trail Passing South of Independence and Crossing Section Twenty-nine (S. 29), Township One Hundred Forty-eight (T. 148), Range Ninety-one (R. 91) Dunn County, North Dakota, Approximately Six Miles Northwest of the Fort Berthold Bridge, Also Known as the Four Bears Bridge, Under the Provisions of Chapter Seventy-three (73) of the Laws of North Dakota for the year Nineteen Hundred Nineteen (1919) (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913) as Amended and Re-enacted by Chapter 161, Laws of 1927, as Amended and Re-enacted by Chapter 140 of the Laws of 1929, and Directing the State Highway Commissioner Forthwith to Designate Said Trail as a Feeder Road to State and Federal Highway No. 8, and to Forthwith Make Said Soundings and Survey, and Select a Bridge Site; and Directing Said Highway Commissioner Forthwith to Construct Such Bridge, and Do All Necessary Preliminary Acts Therein.

Introduction, first reading, 1268.
Reference, 1268.
Reported back, 1503.
Second reading, 1686.
Passed, 1687.
Returned to Senate, 1718.
Signed by Speaker, 1892.

Senate Bill No. 275

Senate Bill No. 275. A Bill for an Act Creating a City Board of Inspectors to Be Known as "Painters and Decorators Inspection Board" in Cities of Two Thousand Population

or Over; Providing for the Appointment of the Members of the Said Board; Requiring All Painters, Decorators, and Paperhangers to Obtain Permits From Said City Board; Providing for the Inspection of Work of Painters, Decorators and Paperhangers; Providing for the License Fee and Penalties for the Violation Thereof and Declaring an Emergency.

Introduction, first reading, 1265.
Reference, 1265.
Reported back, 1591.
Indefinitely postponed, 1591.
Returned to Senate, 1716.

Senate Bill No. 276

Senate Bill No. 276. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 177, Laws of North Dakota for 1927 as Amended by Chapter 182, Laws of North Dakota for 1931, Relating to the Coloring of Gasoline by the Use of a Harmless Dye.

Introduction, first reading, 1224.
Reference, 1224.
Reported back, 1410.
Second reading, 1572.
Passed, 1572.
Returned to Senate, 1637.
Signed by Speaker, 1755.

Senate Bill No. 277

Senate Bill No. 277. A Bill for an Act Authorizing the Board of Administration to Construct, Either Independently of or Jointly With the City of Grafton, a Sewage Disposal Plant for the Grafton State School and Making an Appropriation Therefor.

Introduction, first reading, 899.
Reference, 899.
Reported back, 1274.
Second reading, 1453.
Passed, 1453.
Returned to Senate, 1477.
Signed by Speaker, 1648.

Senate Bill No. 279

Senate Bill No. 279. A Bill for an Act Amending and Re-enacting Section 4440a1 and 4446 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913 Relating to Custody and Assignment of Children Prohibited in Certain Cases, Requiring Consent in Writing for Adoption of Child, Prohibiting Transfer of Guardianship Without Notice to the Board of Administration, Petition for Adoption, Notice to Board of Administration, Report of Board, Petition When Granted, and Repealing All Acts in Conflict Therewith.

Introduction, first reading, 1224.
Reference, 1224.

Reported back, 1336.
 Indefinitely postponed, 1455.
 Returned to Senate, 1478.

Senate Bill No. 280

Senate Bill No. 280. A Bill for an Act to Provide for the Establishment of County Debt Adjustment Boards, Prescribing the Duties and Powers of Such Boards and the Duties of the Judges and the Clerks of the District Courts as Regards Such Boards.

Introduction, first reading, 1223.
 Reference, 1223.
 Reported back, 1296.
 Amended, 1751.
 Second reading, 1885.
 Passed, 1990.
 Returned to Senate, 1897.
 Signed by Speaker, 2087.

Senate Bill No. 281

Senate Bill No. 281. A Bill for an Act Relating to the Incorporation of Mutual Aid Non-Profit Corporations, and Defining Their Purposes and Powers and Declaring an Emergency.

Introduction, first reading, 1224.
 Reference, 1224.
 Reported back, 1296.
 Second reading, 1633.
 Passed, 1633.
 Returned to Senate, 1717.
 Signed by Speaker, 1892.

Senate Bill No. 282

Senate Bill No. 282. A Bill for an Act to Permit Mutual Cyclone and Tornado Insurance Companies to Insure Its Members Against Fire or Lightning.

Introduction, first reading, 1265.
 Reference, 1265.
 Reported back, 1339.
 Indefinitely postponed, 1339.
 Returned to Senate, 1396.

Senate Bill No. 283

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 9606a1 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Declaring it Unlawful to Place Certain Children in Almshouses or Other Institutions Without the Consent of the Board of Administration, With Certain Exceptions, Prohibiting Placing of Certain Children in the State Training School, and Repealing All Acts in Conflict Therewith.

Introduction, first reading, 1224.
Reference, 1224.
Reported back, 1335.
Second reading, 1454.
Passed, 1454.
Returned to Senate, 1477.
Signed by Speaker, 1649.

Senate Bill No. 286

Senate Bill No. 286. A Bill for an Act Validating Payments Heretofore Made by the State or Municipalities for Payments of Workmen's Compensation Insurance; Authorizing Municipalities to Pay Such Premiums With Any Moneys Except Special Levies and to Draw Special Warrants for Premiums Where Funds Are Unavailable and Repealing All Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 1263.
Reference, 1263.
Reported back, 1339.
Second reading, 1459.
Passed, 1459.
Returned to Senate, 1477.
Signed by Speaker, 1649.

Senate Bill No. 287

Senate Bill No. 287. A Bill for an Act Authorizing the Workmen's Compensation Bureau to Carry Compensation Insurance on Employees on National Recovery Work Projects and to Calculate and Determine Rates on a State Wide Experience Basis.

Introduction, first reading, 1263.
Reference, 1263.
Reported back, 1340.
Second reading, 1632.
Passed, 1632.
Returned to Senate, 1717.
Signed by Speaker, 1893.

Senate Bill No. 289

Senate Bill No. 289. A Bill for an Act to Amend and Re-enact Section 11100 of the Compiled Laws of the State of North Dakota Relating to Quorum and Majority Vote of Board Required to Grant Pardon, Providing for the Time of Meetings.

Introduction, first reading, 1222.
Reference, 1222.
Reported back, 1575.
Amended, 1701.
Second reading, 1834.
Passed, 1834.
Returned to Senate, 1895.
Signed by Speaker, 2023.

Senate Bill No. 290

Senate Bill No. 290. A Bill for an Act Imposing a Tax Upon Dogs; Providing for the Assessment, Levy and Collection Thereof; Providing for the Issuance of License Tags for All Dogs Upon Which Said Tax is Assessed; Providing for the Determination and Payment of Losses from Tax Collected Thereunder to the Owners of Livestock or Poultry Damaged by Dogs; Providing for the Killing of Dogs in Certain Cases; Providing for Liability Insurance on Dogs; Providing for Hearing and Appeal; Imposing Powers and Duties on Certain County Officers and Employees, and Providing Penalties for the Violation of This Act, and Repealing All Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 1260.
Reference, 1260.
Reported back, 1504.
Amended, 1701.
Second reading, 1858.
Indefinitely postponed, 1858.
Returned to Senate, 1865.

Senate Bill No. 292

Senate Bill No. 292. A Bill for an Act Amending Section 10254 of the Compiled Laws of 1913, Relating to Jumping of Hotel Bills and Bills for Food, Lodging, or Other Accommodations, at Any Hotel, Lodging House, Inn, Boarding or Eating House.

Introduction, first reading, 1263.
Reference, 1263.
Reported back, 1336.
Indefinitely postponed, 1336.
Returned to Senate, 1395.

Senate Bill No. 294

Senate Bill No. 294. A Bill for an Act to Amend and Re-enact Section 2346a11 of the Supplement to the Compiled Laws of 1913, as Amended and Re-enacted by Section 2 of Chapter 253 of the 1933 Session Laws; Section 2346a20 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Section 4 of Chapter 253 of the 1933 Session Laws; Section 2346a18 of the Supplement to the Compiled Laws of 1913 as Amended and Re-enacted by Sub-section 4 of Section 4 of Chapter 283 of the 1931 Session Laws, Relating to the Taxation of Income of Individuals, Fiduciaries and Corporations; Repealing That Portion of Section 2346a46 of the Supplement to the Compiled Laws of 1913 as was Amended and Re-enacted by Paragraph (b) of Sub-section 4 of Section 6 of Chapter 283 of the 1931 Session Laws and Repealing Sub-section 7 of Section 4 of Chapter 283 of the 1931 Session Laws, and Repealing Sub-section 7 of Section 2346a30 of the 1925 Supplement to the Compiled Laws, and All Other Acts or Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first reading, 1269.
Reference, 1269.
Reported back, 1575.
Second reading, 1771.
Passed, 1771.
Returned to Senate, 1896.
Signed by Speaker, 2023.

Senate Bill No. 295

Senate Bill No. 295. A Bill for an Act to Permit Boards of County Commissioners to Set Aside and Transfer for Park and Recreational Purposes Lands Acquired by the County Through Tax Deed, and Declaring an Emergency.

Introduction, first reading, 1225.
Reference, 1225.
Reported back, 1297.
Second reading, 1358.
Passed, 1359.
Returned to Senate, 1397.
Signed by Speaker, 1556.

Senate Bill No. 296

Senate Bill No. 296. A Bill for an Act to Provide for the Creation of Water Conservation Districts; to Provide for Water Conservation Commissioners and Fix Their Powers and Duties; to Provide for a State Water Conservation Commissioner and Fix His Powers and Duties; to Provide for the Acquisition of Property Rights and the Assessment of Benefits Against the Property Affected, and to Provide for the Levy of Special Assessments and Prescribing the Duties of County Commissioners Relating to Water Conservation Projects, Providing for the Exemption of Federal Projects and Agencies, and Declaring an Emergency.

Introduction, first reading, 1261.
Reference, 1261.
Reported back, 1337.
Second reading, 1428.
Passed, 1594.
Returned to Senate, 1719.
Signed by Speaker, 1892.

Senate Bill No. 297

Senate Bill No. 297. A Bill for an Act Providing for the Cancellation of Record of Certain Chattel Mortgages and Certain Written Agreements Relating to Personal Property, by the Register of Deeds, for Cancelling Certain Bills of Sale, Requiring Assignments of Chattel Mortgages to Be Filed Before the Filing of Affidavit of Renewal or Satisfaction, and Repealing All Acts in Conflict Therewith.

Introduction, first reading, 1223.
Reference, 1223.
Reported back, 1336.

Second reading, 1455.
Passed, 1456.
Returned to Senate, 1477.
Signed by Speaker, 1650.

Senate Bill No. 299

Senate Bill No. 299. A Bill for an Act Authorizing the Governing Boards of Cities to Provide Group Life, Health and Accident Insurance on the Employees of Said City and to Pay the Premiums Thereon and Declaring an Emergency.

Introduction, first reading, 1263.
Reference, 1263.
Reported back, 1576.
Indefinitely postponed, 1576.
Returned to Senate, 1715.

Senate Bill No. 300

Senate Bill No. 300. A Bill for an Act to Amend and Re-enact Section 3591a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Requiring Cities to Publish in the Official Paper Proceedings of the City Councils With Certain Cities Excepted, and Repealing All Acts in Conflict Therewith.

Introduction, first reading, 1263.
Reference, 1263.
Reported back, 1337.
Second reading, 1457.
Indefinitely postponed, 1457.
Returned to Senate, 1478.

Senate Bill No. 302

Senate Bill No. 302. A Bill for an Act to Regulate Collection Agencies, and for the Protection of the People in General from Unscrupulous and Irresponsible Agents and Individuals Calling Themselves Collection Agencies.

Introduction, first reading, 1263.
Reference, 1263.
Reported back, 1338.
Indefinitely postponed, 1338.
Returned to Senate, 1395.

Senate Bill No. 304

Senate Bill No. 304. A Bill for an Act to Amend and Re-enact Section Six (6) of That Certain Initiated Law Adopted by the Voters of the State of North Dakota at the Special Election Held September 22, 1933, Entitled as Follows: "An Act Defining and Providing for the Manufacture, Sale and Distribution of Beer, Providing Revenue Therefrom, and Licenses Therefor, Prohibiting the Transfer of Licenses, Excluding Certain Persons from the Right to Purchase the Same, Appointing a State Beer Commissioner and Defining

His Powers, Duties, and Salary; Authorizing Cities, Villages and County Commissioners to Provide a Local Tax and Prescribe Rules and Regulations Under Which Beer May Be Sold and Authorizing Municipalities to Provide Penalties for Violation of Their Regulations; Providing for the Administrative Expense of This Act; Making it Unlawful for Any Person to Engage in the Manufacture or Sale of Beer Without First Obtaining a License Therefor; Providing a Penalty for the Violation of the Provision Thereof; Providing for a Saving Clause as to Constitutionality; and Repealing Senate Bill No. 263 Passed by the 23rd Legislative Assembly of the State of North Dakota, and All Acts or Parts of Acts in Conflict With This Act, and Making an Appropriation to Carry Out the Provisions Hereof;" and Declaring an Emergency.

Introduction, first reading, 1222.
 Reference, 1222.
 Reported back, 1574.
 Second reading, 1741.
 Passed, 1887.
 Returned to Senate, 1896.
 Signed by Speaker, 2023.

Senate Bill No. 306

Senate Bill No. 306. A Bill for an Act Authorizing the Governor to Enter Into Agreements with the President of the United States Under an Act of Congress Entitled "An Act for the Relief of Unemployed Through the Performance of Useful Public Work, and for Other Purposes," Approved March 31, 1933, and Other Acts Supplemental Thereto; Authorizing the Governor to Enter Into Agreements With Private Land Owners, Declaring the Rights and Duties of the Conservation Commission and of Such Land Owner Thereunder and Providing Procedure for Giving Notice to Mortgagees and Lien Holders Against Lands Affected, and Declaring an Emergency.

Introduction, first reading, 1261.
 Reference, 1261.
 Reported back, 1592.
 Second reading, 1773.
 Passed, 1774.
 Returned to Senate, 1786.
 Signed by Speaker, 1984.

Senate Bill No. 307

Senate Bill No. 307. A Bill for an Act Prohibiting Packers from Purchasing or Acquiring Livestock for the Purpose of Feeding and Fattening the Same, and Regulating the Business of Packers Within the State of North Dakota.

Introduction, first reading, 1258.
 Reference, 1258.
 Reported back, 1505.
 Indefinitely postponed, 1506.
 Returned to Senate, 1564.

Senate Bill No. 309

Senate Bill No. 309. A Bill for an Act Authorizing the Filling in of Printed Blank Instruments Used in the Transfer, Mortgaging, or Leasing of Real and Personal Property and Acquiring Statutory Liens by Others Than a Regularly Licensed Attorney, Repealing Conflicting Laws, and Declaring an Emergency.

Introduction, first reading, 1262.
Reference, 1262.
Reported back, 1338.
Indefinitely postponed, 1338.
Returned to Speaker, 1395.

Senate Bill No. 310

Senate Bill No. 310. A Bill for an Act Authorizing Counties, Cities, Villages, School Districts and Park Districts to Accept Devises, Bequests, Legacies and Gifts, Provided That the Title Thereto Shall Be Held in Trust; Regulating the Handling and Use of Such Property and its Income; Validating Devises, Bequests, Legacies and Gifts Heretofore Made; and Declaring an Emergency.

Introduction, first reading, 1262.
Reference, 1262.
Reported back, 1508.
Second reading, 1688.
Passed, 1688.
Returned to Senate, 1718.
Signed by Speaker, 1892.

Senate Bill No. 311

Senate Bill No. 311. A Bill for an Act to Authorize Building and Loan Associations to Insure Members' Investments in Federal Savings and Loan Insurance Corporation and to Provide for the Conversion of Building and Loan Associations and Other Home Financing Organizations Into Federal Savings and Loan Associations, Prescribing the Procedure Therefor, Defining the Results Thereof, and Providing for the Indebtedness of Such Associations, and Declaring an Emergency.

Introduction, first reading, 1262.
Reference, 1262.
Reported back, 1577.
Amended, 1703.
Second reading, 1856.
Passed, 1857.
Returned to Senate, 1863.
Signed by Speaker, 2022.

Senate Bill No. 312

Senate Bill No. 312. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 243 of the Session Laws of 1933,

Relating to Employment of Labor of Prisoners in the State Penitentiary, for the Sale of the Products of Said Labor, the Use of Receipts from Said Sales and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first reading, 1262.
Reference, 1262.
Reported back, 1592.
Indefinitely postponed, 1775.
Returned to Senate, 1781.

Senate Bill No. 313

Senate Bill No. 313. A Bill for an Act to Equalize Taxation and Replace in Part the Tax on Property; to Provide the Public Revenue to Be used for Such Replacement by Imposing a Tax on the Gross Receipts from Retail Sales as Defined Herein; to Provide for the Collection of Such Tax, the Distribution and Use of the Revenue Derived Therefrom, and the Administration of Said Law; to Provide for Certain Deductions and Exemptions; to Make an Appropriation for the Administration of This Act; to Fix Fines and Penalties for the Violation of the Provisions of This Act; to Repeal All Laws or Parts of Laws in Conflict Herewith and Declaring an Emergency.

Introduction, first reading, 1223.
Reference, 1223.
Reported back, 1757, 2041.
Amended, 1789.
Second reading, 2048.
Passed, 2048.
Returned to Senate, 1896.
Signed by Speaker, 2088.

Senate Bill No. 315

Senate Bill No. 315. A Bill for an Act to Amend and Re-enact Section 4688a11 of the Supplement to the Compiled Laws of North Dakota, of 1913, Relating to Abolition of Railroad Crossings, the Construction and Maintenance of Overhead and Underground Crossings and Separate Grades and Providing for the Apportionment of the Costs Thereof.

Introduction, first reading, 1260.
Reference, 1260.
Reported back, 1410.
Second reading, 1573.
Passed, 1573.
Returned to Senate, 1637.
Signed by Speaker, 1755.

Senate Bill No. 320

Senate Bill No. 320. A Bill for an Act Providing That Agricultural Co-operative Associations Exempted Under the Provisions of the Federal Law Known as the Capper-Volstead Act Shall Be Exempt from the Filing of State

Income Tax Returns and Payment of Income Tax, and Providing that the Attorney General May Require the Filing of Such State Income Tax Returns and Payment of Tax, Upon Proof of Violation of the Capper-Volstead Act and Repeal All Acts or Parts of Acts in Conflict Therewith.

Introduction, first reading, 1260.
Reference, 1260.
Reported back, 1411.
Indefinitely postponed, 1411.
Returned to Senate, 1478.

Senate Bill No. 321

Senate Bill No. 321. A Bill for an Act Providing for the Dissolution of Counties of This State, Providing the Procedure Therefor and Conditions Precedent, Giving Jurisdiction in Relation Thereto to the District Court, Providing for Proclamation by the Governor, Authorizing Attaching Territory of a Dissolved County to Another County for Judicial Purposes, Providing for Future Government and Tax Action, Giving Certain Powers to County Officers of the County to Which Said Territory is Attached, Providing for Liquidation of Indebtedness and Jurisdiction and Duties in Connection Therewith and Providing for Its Obligations and Duties as an Unorganized Territory and the Execution Thereof.

Introduction, first reading, 1262.
Reference, 1262.
Reported back, 1578.
Indefinitely postponed, 1578.
Returned to Senate, 1715.

Senate Bill No. 322

Senate Bill No. 322. A Bill for an Act to Impose a Tax of One Cent Upon the Sale of All Gasoline; Providing for the Collection Thereof and for the Disposition of the Revenue Therefrom; Fixing Penalties for Violation, and Declaring an Emergency.

Introduction, first reading, 1270.
Reference, 1270.
Reported back, 1804.
Indefinitely postponed, 1964.
Returned to Senate, 1979.

Senate Bill No. 324

Senate Bill No. 324. A Bill for an Act Authorizing and Empowering the Industrial Commission of the State of North Dakota to Take Such Action as May Be Proper and Necessary to Cooperate with the Emergency Conservation Work Projects of the Federal Government on State, County and Municipally owned Lands, Authorizing the Industrial Commission to Enter Into Such Contracts and Agreements as Are Permissible Under the State Constitution with Mu-

municipalities and Private Individuals for the Carrying on of Such Emergency Conservation Work Projects, Making it the Duty of Such Commission to Make a Report of its Proceedings Under This Act to the Next Legislative Assembly, and Declaring an Emergency.

Introduction, first reading, 1275.
 Reference, 1275.
 Reported back, 1508.
 Second reading, 1690.
 Passed, 1690.
 Returned to Senate, 1719.
 Signed by Speaker, 1894.

Senate Bill No. 326

Senate Bill No. 326. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 172, of the Session Laws of 1929, Which Authorizes and Empowers Cities, Towns or Villages to Purchase, Erect, Operate and Maintain or Lease Electric Light and Power Plant, Electric Distribution System and Transmission Line, Telephone Plant or Parts or Systems or Lines as Provided in the Act, and Declaring an Emergency.

Introduction, first reading, 1275.
 Reference, 1275.
 Reported back, 1339.
 Second reading, 1458.
 Passed, 1458.
 Returned to Senate, 1477.
 Signed by Speaker, 1650.

Senate Bill No. 327

Senate Bill No. 327. A Bill for an Act Providing for the Disposition of One Million Dollars from the State Hail Insurance Permanent Surplus Fund; Declaring That the Said Permanent Surplus Fund Exceeds the Amount Needed to Carry Out the Purpose for Which Said Fund was Created by the Sum of One Million Dollars; Providing the Manner and Means of Disposing and Disbursing Said Surplus, and Declaring an Emergency in Connection Therewith.

Introduction, first reading, 1269.
 Reference, 1269.
 Reported back, 1941.
 Indefinitely postponed, 1941.
 Returned to Senate, 1953.

Senate Bill No. 328

Senate Bill No. 328. A Bill for an Act Authorizing the State Forester to Accept, Acquire or Lease Land for State Forests and State Parks; Providing for the Management and Development Thereof and the Disposition of Income From Such Lands.

Introduction, first reading, 1259.
Reference, 1259.
Reported back, 1508.
Second reading, 1691.
Passed, 1691.
Returned to Senate, 1719.
Singed by Speaker, 1892.

Senate Bill No. 329

Senate Bill No. 329. A Bill for an Act to Provide Revenue to the State by Imposing a Tax Upon the Sale of Electricity and Electric Power Consumed Within This State; Providing for the Manner of Collecting the Tax, and Penalty for Violation of This Act.

Introduction, first reading, 1270.
Reference, 1270.
Reported back, 1758.
Indefinitely postponed, 1758.
Returned to Senate, 1780.

SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION (A)

First reading, 65.
Reported back, 206.
Adopted, 224.
Returned to Senate, 227.
Signed by Speaker, 394.

SENATE CONCURRENT RESOLUTION (B)

First reading, 66.
Reported back, 206.
Amended, 224.
Adopted, 224.
Returned to Senate, 227.

SENATE CONCURRENT RESOLUTION (C)

First reading, 100.
Reference, 100.
Reported back, 173
Adopted, 193.
Returned to Senate, 200.
Signed by Speaker, 394.

SENATE CONCURRENT RESOLUTION (D)

First reading, 181.
Reference, 181.
Reported back, 263.
Adopted, 298.
Returned to Senate, 307.
Signed by Speaker, 377.

SENATE CONCURRENT RESOLUTION (E)

First reading, 425.
Reference, 425.
Reported back, 821.
Adopted, 901.
Returned to Senate, 1078.
Signed by Speaker, 1194.

SENATE CONCURRENT RESOLUTION (G)

First reading, 320.
Reference, 320.
Reported back, 343.
Adopted, 343.

Returned to Senate, 358.
Signed by Speaker, 462.

SENATE CONCURRENT RESOLUTION (H)

First reading, 213.
Reference, 213.
Reported back, 246.
Adopted, 246.
Returned to Senate, 260.
Signed by Speaker, 307.

SENATE CONCURRENT RESOLUTION (I)

First reading, 320.
Reference, 320.
Reported back, 343.
Adopted, 343.
Returned to Senate, 358.
Signed by Speaker, 462.

SENATE CONCURRENT RESOLUTION (K)

First reading, 237.
Reference, 237.
Reported back, 509.
Adopted, 599.
Returned to Senate, 603.
Signed by Speaker, 725.

SENATE CONCURRENT RESOLUTION (L)

First reading, 1275.
Reference, 1275.
Reported back, 1399.
Indefinitely postponed, 1399.
Returned to Senate, 1478.

SENATE CONCURRENT RESOLUTION (M)

First reading, 647.
Reference, 647.
Reported back, 761.
Adopted, 846.
Returned to Senate, 855.
Signed by Speaker, 1096.

SENATE CONCURRENT RESOLUTION (P)

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